



Rodney Doyle
Chief Operations Officer
Single Electricity Market Operator
The Oval
160 Shelbourne Rd
Dublin 4
Ireland

Sent by email: Rodney.Doyle@Eirgrid.com

29 December 2021

Ref: WM-030-11-1057

RE: Application for Derogation as allowed under Section G.1.2.3 of the Trading and Settlement Code

Dear Rodney,

We refer to your letter of 22 December 2021 applying for a derogation as allowed under Section G.1.2.3 of the Trading and Settlement Code (TSC).

Your application seeks a derogation in relation to the Demand Side Unit Energy Adjustment Payment or Charge (CEADSU) and potentially related charges arising from the implementation of Mod_17_19 where the application of such payments or charges would result in Demand Side Units (DSUs) incurring undue payments or charges associated with the high price events between 12 August 2021 and 29 September 2021 that would not have occurred if Mod_02_21 was effective in the market systems.

Having considered your application, the RAs are of the view that the circumstances set out in Section G.1.2.3 of the TSC apply to the charges in question. The charges occurred between 12 August 2021 and 29 September 2021 and, as demonstrated in your application, would not have arisen had Mod_02_21 been implemented.

We appreciate the efforts of your team in the run up to the Christmas break to establish the exact magnitude of the issue which had been brought to our attention by industry, and the good support provided to the RAs to facilitate this decision.

Yours sincerely,

[No signatures – sent via email]

Colin Broomfield
Director
Wholesale Markets
Utility Regulator

Barry Hussey
Senior Manager
Energy Markets
Commission for Regulation of Utilities

CC.

Leigh Greer, Manager, Wholesale Electricity Markets, Utility Regulator

Grainne Black, Manager, Wholesale Electricity Markets, Commission for Regulation of Utilities

Aidan Skelly, Chief Financial Officer, EirGrid plc.

Claire Kane, Head of Settlement

Michael Kelly, Director of Market Operations, SEMO

Gill Nolan, Head of Operations Development and Compliance, EirGrid plc.

Deirdre Corbett, Group Regulation, EirGrid plc.