

## APPENDIX C – RESPONSE TEMPLATE

### SUMMARY INFORMATION

<b>Respondent's Name</b>	<i>iPower Flexible Energy</i>
<b>Type of Stakeholder</b>	<i>Technology Body</i>
<b>Contact name (for any queries)</b>	<i>Matt O'Kane</i>
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<b>Contact Telephone Number</b>	<i>028 9600 2900</i>
<b>Confidential Response</b>	No

### CAPACITY MARKET CODE MODIFICATIONS CONSULTATION COMMENTS:

<b>ID</b>	<b>Proposed Legal Text and its Consistency with the Code Objectives</b>	<b>Impacts Not Identified in the proposed Legal Text</b>	<b>Detailed CMC Drafting Proposed to Deliver the Modification</b>
<b>CMC_03_23:</b> Amendment to Long Stop Date for T-1 Capacity Auction (Legal Text)		<p>iPower welcomes this supplementary consultation and broadly supports the modification proposal. Our comments use the relevant consultation clause numbers where possible.</p> <p>iPower have experienced delays in 2 separate capacity years because of EirGrid/SONI work not being completed in a timely manner. These delays are looked upon as delays caused by a third party, that is outside the control of the participant. iPower therefore support this new version of the mod proposal, with the following comments.</p> <p><b>Clause 2.2.7.</b> The 2023/2024 T-1 is being run at a significantly later time than would be usual or indeed expected. This leads</p>	

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		<p>to a significant increased risk in not only non-delivery but also non-participation. It is therefore imperative that the RAs look favourably in allowing more time for projects to deliver.</p> <p><b>Clause 2.2.9.</b> The RAs have identified that the proposed timings would mean the 3-month period would end on the 31st of December and not much would happen during the Christmas or New Year period. We would also point out that EirGrid/SONI/SEMO have a registration freeze, usually between 15th Dec to 4th Jan. It would therefore be prudent to look the 31<sup>st</sup> January as a more realistic time period, depending on the delay reasons.</p> <p><b>Clause 2.3.7.</b> iPower agree with the RAs and support the proposal that the RAs shall assess each extension request on a case-by-case basis, which should alleviate any concerns around speculative applications.</p> <p><b>Clause 2.3.9.</b> iPower understand this is being viewed as an interim measure, however we would suggest that any auction that has a delayed start, and therefore a limited period prior to the start of the capacity year, should be treated in a similar way.</p> <p>We hope that the System Operators will aim to initiate T-1 auctions in a timely manner but any reduction in development times could both impact auction participation and delivery for the beginning of the respective capacity year.</p> <p><b>Clause 2.3.10.</b> The delay in the LSD should not have a significant impact on Substantial Completion except to give the participant more time to get there. This would also need the approval by the RAs on the case-by-case basis.</p>	

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<p><b>CMC_03_23:</b> Amendment to Long Stop Date for T-1 Capacity Auction (Legal Text)</p>		<p><b>J.5.7.3</b> refers to consultation with the System Operators. The reason for the identified delay may require the RAs to consult with the TSO or other relevant authorities. iPower would propose the following text:</p>	<p><b>J.5.7.3</b>      The Regulatory Authorities shall consult with the System Operators in assessing a request under paragraph J.5.7.1, and as required, the TSO and/or other relevant authorities.</p>
<p><b>CMC_03_23:</b> Amendment to Long Stop Date for T-1 Capacity Auction (Legal Text)</p>		<p><b>J.5.7.5</b> suggests that the application should be 20 working days before the start of the year. The publication of the approved auction results for 2023/2024 T-1 Capacity Auction shall not be until 7<sup>th</sup> September 2023 and therefore there shall only be 17 working days before the start of the 2023/24 Capacity Year. iPower would propose the following text for this specific 2023/2024 T-1 Capacity Auction, although it could also be used in future years should the RAs consider it appropriate:</p>	<p><b>J.5.7.5</b>      Any application made to the Regulatory Authorities under J.5.7.1 should be made at least 10 Working Days prior to the start of the applicable Capacity Year.</p>

NB please add extra rows as needed.