

## Amendments to Chapters 1, 3, 9 and 10 of the Retail Settlement Code

### Chapter 1 amendment

Section 1.2 is amended by adding the following to the definition of “embedded retail generator”:

but does not include a person that consumes more electricity than it generates.

### Chapter 3 amendment:

Section 3.2. is amended by adding the following between the second last and last sentences of the paragraph preceding equation 3.2(e), in chapter 3, section 3.2:

A distributor shall enter into an agreement to purchase energy from an embedded retail generator within its service area, where such generator has indicated that it intends to generate electricity for sale directly to such distributor and that it has obtained such licences from the Board for generating and wholesaling electricity as are required. The contract shall specify that the generator must meet the technical and metering requirements set out in the Distribution System Code. The price under the agreement at which all energy sales shall be settled will be the competitive electricity price as described in Appendix “A” to the Code.

### Chapter 9 amendment

Chapter 9 is amended by the insertion of the **bolded** words.

Any disputes between retailers, **embedded retail generators** or consumers and distributors concerning the implementation of a distributor’s responsibilities under this Code shall be settled according to the dispute mechanism specified by the Board in a distributor’s licence. Disputes concerning the settlement amount billed or owed by a distributor to a retailer **or an embedded retail generator** do not relieve either party from their obligations to make payment in full at the time payment is due. Any deviations between the amount paid at the time due and the amount determined through the dispute resolution process shall be subject to payment of interest. The interest rate shall equal the prime rate charged by the distributor’s bank.

### Chapter 10 amendments

Section 10.3 is amended by deleting “consumer mailing address” and inserting “consumer postal code”.

Section 10.4 is amended by deleting the paragraph following indented and numbered

paragraph 4 and substituting the following:

Once a distributor has received an STR from the appropriate party, the distributor shall continue processing the request if the STR has a valid entry for the retailer's account number and has valid entries for the following information: consumer's account number with the distributor, and one of the following: the consumer's name or the consumer's postal code (the validation terms). If an account number has not been assigned to a consumer the distributor shall not process the STR unless valid information for the two remaining validation terms is provided. In the absence of meeting this requirement, the distributor shall reject the STR and notify the requesting party that the request cannot be processed. A distributor shall treat the initial request as if it were never received. If a new STR is submitted subsequently by the same party, the new STR will be processed in the appropriate order vis-à-vis other STRs based on the date of the subsequent submission.

Section 10.4 is further amended by replacing the terms in the subsequent paragraph listed below with the words "validation terms".

1. In the first line the words "mandatory information".
2. In the fourth line the words "three items".
3. In the 9<sup>th</sup> line the words "all three terms".

Section 10.5.3 is amended by adding the following sentence at the start of the first paragraph:

STRs requesting transfers of consumers may only be submitted to a distributor on or after a date to be fixed by the Board. A distributor which receives such an STR prior to the date fixed by the Board shall not process the STR and shall promptly return it to the retailer.

Section 10.5.3 is also amended by deleting the last sentence of the first paragraph and replacing it with the following:

Where an STR is received (the second STR) and a consumer is presently served by SSS yet an STR is pending, the second STR shall be rejected by the distributor with a notice that there was a pending STR for the consumer.

Section 10.5.4 is amended by deleting the second paragraph and replacing it with the following:

In the event that an STR for a consumer (the second STR) is received by a distributor and there exists for the same consumer, a pending STR (the initial STR), the distributor shall notify the retailer that filed the second pending STR that it has been rejected as there is already a pending STR waiting for the supplier change to proceed.

