

# Metering Upgrade - Notices of Alleged Breaches

- 75 MMPs received Notices of Alleged Breach surrounding 426 installations.
- 10 business days for written submission
- Option- telephone conference
- Two parts- evidence submission for why metering installation was not completed by Jan 1, 2005 and confirm projected date of compliance
- Expected date of reply approximately 8 weeks from submission date. Either a request for more information or decision.
- No need to resubmit MSP assignment just need to confirm submission.

# Connection Station Service

Chapter 9, s. 2.1A.3 provides that:

Where *connection station service* is not separately metered by an *RWM*, the *energy* consumption associated with *connection station service* shall be estimated by the *metered market participant* designated by the *registered market participant* for the relevant *connection facility* or, in the absence of such a *metered market participant*, by such *registered market participant*, in accordance with the equations and procedures described in the applicable *market manuals*, which estimate shall be stamped by a registered professional engineer and shall be subject to audit by the *IMO*.

# Consultation for Bus Metering Issue

- MACD is aware of the consultation underway for bus metering upgrades inside stations not owned by the MMP wanting to do the upgrade
- For compliance cases that are the subject of the consultation, MACD is examining the compliance impact of these situations and will proceed in a manner as not to disrupt the resolution of the issue through other means as may be recommended by the Working Group

# Compliance Strategy for Non-compliant Metering Installations

- Due process will be adhered- no compliance action will be taken in the event an MMP can submit evidence of circumstances beyond their control were they took appropriate action.
- As of January 1, 2005 all MMPs having non-compliant metering installation will be sent a Notice of Alleged Breach.
- Other than the cases where a breach has not been established, Notices of Non-Compliance with an initial financial penalty will be issued for those MMPs non-compliant as of January 1, 2005. Treatment of MMPs will depend on self-reporting, cooperation, and date of compliance, and any other circumstances considered appropriate by MACD.

# Compliance Strategy for Non-compliant Metering Installations- Continued

- In cases where it has been established that the MMP is non-compliant with the market rules, MACD will, in consultation with the MMP, specify a reasonable date by which the MMP needs to be compliant as deemed appropriate by MACD.
- If the MMP is still non-compliant by the date specified above, the IMO may take additional enforcement action against the MMP up to and including the imposition of fines and the escalation of such fines.

# Compliance Strategy for Non-compliant Metering Installations- Continued

- MACD is soliciting comments on industry barriers and challenges
- MACD encourages self reporting of non-compliance prior to January 1, 2005 as specified in the IMO website communication to [MACD@theimo.com](mailto:MACD@theimo.com)
- MACD will be available after the conference to confidentially discuss individual compliance matters with MMPs