

Trading and Settlement Code Modifications Committee
C/O Esther Touhey
SEMO Modifications Committee Secretariat
The Oval
160 Shelbourne Rd
Dublin 4

2 December 2015

Our Ref: D/15/19628

**SEM Committee Decision for the Regulatory Authorities in relation to Mod_18_11
(Recommendation Report FRR_18_11) – Definition of Availability**

Dear Esther,

On 8th September 2011, the Modifications Committee submitted its Modification Final Recommendation Report (FRR) with regard to Modification Proposal, Mod_18_11 (*Definition of Availability*) in accordance with paragraph 2.213 of the SEM Trading and Settlement Code (the Code).

Modification Proposal Mod_18_11 was raised by Endesa and was stated to seek to clarify the definition of 'Availability' and to align with the definition in the Grid Code. The reason for introducing this change was to remove any uncertainty or 'ambiguity in interpretation' of the definition.

The Modification proposed to align the Trading and Settlement Code definition of 'Availability' with the Grid Code definition, which deems a generator to be available where it is capable of delivering electricity to the Connection Point.

The FRR states that the Modification furthers Code objectives 2, 3, 5 and 6 in clarifying the definition of 'Availability':

2. to facilitate the efficient, economic and coordinated operation, administration and development of the Single Electricity Market in a financially secure manner;
3. to facilitate the participation of electricity undertakings engaged in the generation, supply or sale of electricity in the trading arrangements under the Single Electricity Market;
5. to provide transparency in the operation of the Single Electricity Market;
6. to ensure no undue discrimination between persons who are parties to the Code.

The Modification was discussed at Meetings 36 and 37. The Modification was unanimously recommended for approval by the Modification Committee.

Since the submission of this Modification Proposal and receipt of the FRR, the SEM Committee has consulted on, and published a decision in relation to outturn availability (SEM-15-071). The RAs' decision noted that changes to the Code would be required and requested that the TSOs

bring forward a modification commensurate with the Decision Paper, to the next Grid Code Review Panel and Modifications Committee meeting, following the publication of the Decision Paper.

Given the above, it would appear that these issues are being progressed through another Modification and therefore the appropriate course of action is to reject this Modification. On this basis, and in accordance with paragraph 2.218 of the Code, the SEM Committee directs that no Modification be made as recommended in the Final Recommendation Report of the Modifications Committee (FRR_18_11.V.1.0).

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Clive Bowers', written over a horizontal line.

Clive Bowers
Manager, Wholesale Electricity Market