



Commission for Energy Regulation
An Coimisiún um Rialáil Fuinnimh

Within Day Gas Capacity Direction and High Court Proceedings

DATE:	23 rd December 2013
Document Type	Decision
CER No.	CER/13/307

*The Commission for Energy Regulation,
The Exchange,
Belgard Square North,
Tallaght,
Dublin 24.*

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“ Within Day Gas Capacity Direction and High Court Proceedings”.

*On Friday last, 20 December, the High Court heard pleadings from Viridian Power Limited (“the Applicant”) and the Commission for Energy Regulation (“the CER”) on the Applicant’s request to the Court to grant a stay on the implementation of the CER’s Decision (CER/13/191) to remove within day gas capacity products and to amend the latest time for purchase of primary capacity at the exit to 9.00 on D-1, pending the determination of the Court on the substantive proceedings. The Decision was due to come into effect on **Monday 6 January**.*

The Court stated that it will give its ruling on the stay application on Friday 10 January 2014. The CER proposed that it would not require Gaslink to implement the Decision until Wednesday 15 January 2014, should the Court decide not to grant the stay requested by the Applicant, and the parties agreed to this.

*The CER has now decided to direct Gaslink to defer implementation of the Decision until **Monday 3 February 2014** should the Court not grant the stay requested by Viridian. This later deferred implementation date of 3 February was decided upon by the CER on the basis of IT system and logistical considerations and to avoid uncertainty around the shipping community.*