NOTE: A COPY OF THIS NOTICE WILL BE SERVED ON THE LICENCE HOLDER. IF YOU, AS LICENCE HOLDER, HAVE NOT RECEIVED A COPY OF THIS NOTICE BY POST OR OTHERWISE PLEASE CONTACT CER AT isemlicences@cer.ie SO THAT YOUR RECORDS CAN BE UPDATED.

1. The Public Electricity Supply Licence will be modified as is set out in Section C thereof by the insertion of the following new conditions:

<table>
<thead>
<tr>
<th>Condition</th>
<th>Nature of proposed modification</th>
<th>Reason(s) for proposed modification</th>
</tr>
</thead>
<tbody>
<tr>
<td>25a</td>
<td>New Condition: Balancing Market Principles Code of Practice</td>
<td>Introduce a new condition requiring the licence holder (where it is operating as a Demand Side Unit) to comply with the Balancing Market Principles Code of Practice in formulating and submitting Commercial Offer Data to the Single Market Operation Business. The Commission will publish the BMPCOP and will make provision to secure that Commercial Offer Data are cost reflective. The Commission will also have powers to issue directions and request explanations from the licensee. The licence will be obliged to retain records for a period of four years and will be required to provide annual certifications to the Commission that it has acted independently.</td>
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2. The proposed modifications are as follows:

(a) to modify a licence or an authorisation in accordance with the proposed modification, or

(b) not to make the modifications concerned.

Where the Commission rejects any objections or representations without a public hearing being held, the reasons for the rejection and the refusal of a public hearing shall be notified to the persons who made those objections or representations and the proposed modifications shall have effect accordingly.

The proposed modifications relate to the Single Electricity Market, thus the Commission shall have due regard in exercising its functions under Sections 20 to 23 of the Act to the desirability of similar modifications (including similar modifications in Northern Ireland) having effect at the same time.

In accordance with Section 29 of the Act, a person who is a holder of a licence or an authorisation and who wishes to appeal against a decision of the Commission to modify the licence or authorisation concerned may, within 28 days of the making of the decision to modify a licence or an authorisation, request the Minister to establish a panel to be known and in the Act referred to as an ‘Appeal Panel’.

13. For further information please see the Commission’s information paper at www.cer.ie.

14. An information paper setting out the proposed modifications of the Public Electricity Supply Licence and the background to the nature and reasons for the modifications stated in this notice is published on the Commission’s website www.cer.ie.

5. The text for the proposed modifications referred at point 1 and point 2 above can be found in Annex 1 of the information paper.

6. Representations or objections with respect to the proposed modifications can be made before 4 July 2017, (being a date not less than 28 days from the date of the publication of this notice) for consideration by the Commission and shall be sent by email to isemlicences@cer.ie or alternatively by post to ISEM Licences, Commission for Energy Regulation, The Exchange, Belgrave Square, North, Halkgate, Dublin 24.

7. Where within the period specified in paragraph 6 above no objections or representations are made or such representations or objections as are made in that period specified in paragraph 6 above are subsequently withdrawn the modifications of the Public Electricity Licence shall have effect accordingly.

8. Where objections or representations are made within the period specified in paragraph 6 are not withdrawn –

(a) the Commission may either accept or reject such representations, in whole or in part, and the modifications shall have effect accordingly;

(b) where it is satisfied that sufficient grounds exist to warrant a public hearing, the Commission may cause such a public hearing to be held.

9. The Commission shall, within a reasonable period from the date of completion of the public hearing, make a determination –

(a) to modify a licence or an authorisation in accordance with the proposed modification, or

(b) to make the modifications concerned.

10. Where the Commission rejects any objections or representations without a public hearing being held, the reasons for the rejection and the refusal of a public hearing shall be notified to the persons who made those objections or representations and the proposed modifications shall have effect accordingly in accordance with Section 223(1) of the Act.

11. The proposed modifications relate to the Single Electricity Market, thus the Commission shall have due regard in exercising its functions under Sections 20 to 23 of the Act to the desirability of similar modifications (including similar modifications in Northern Ireland) having effect at the same time.

12. In accordance with Section 29 of the Act, a person who is a holder of a licence or an authorisation and who wishes to appeal against a decision of the Commission to modify the licence or authorisation concerned may, within 28 days of the making of the decision to modify a licence or an authorisation, request the Minister to establish a panel to be known and in the Act referred to as an ‘Appeal Panel’.

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Signed:

Paul McGowan
Chair of the Commission
2 June 2017