



Energy for
generations

Generation & Wholesale Markets

Response to:

SEM MMU Investigation Process Manual
Further Consultation Paper

Reference: SEM-13-047

ESB Generation and Wholesale Markets (GWM) welcome the opportunity to respond to the MMU's Consultation Paper SEM-13-047, *Investigation Process Manual*.

ESB GWM welcomes transparency regarding the MMUs procedures and broadly supports the investigation process as outlined in this consultation. ESB GWM would welcome further visibility on the MMU investigation process. For example, do the MMU provide any report reports/statistics on the number of investigations completed quarterly or annually? It would be helpful if the MMU provided KPIs regarding the its investigation process – the number of investigations completed annually, the number of open and closed investigations and the timelines involved with closing out investigations. This type of information would provide further transparency regarding the MMU and the investigation process.

The consultation states that “*the SEM Committee may decide to issue a direction to the licensee requiring it to take, or not take, certain action and/or may decide to take other steps such as issuing guidance on its interpretation of particular licence conditions or, in certain circumstances, imposing a financial penalty on the licensee, as applicable in each jurisdiction*” [Page 10 of 26]. ESB GWM would welcome further information regarding the issuing of guidance, the financial penalty and the basis of same that is referred to in the consultation. For example, how is the financial penalty determined and is the treatment of the penalty the same in both jurisdictions?

Should you have any queries in relation to the above response please do not hesitate to contact me.

Yours sincerely,

Karol O’Kane