

**Power NI Energy Limited
Power Procurement Business (PPB)**

**Market Monitoring Unit (MMU)
Investigation Process Manual**

Further Consultation Paper

SEM-13-047

Response by Power NI Energy (PPB)



6 December 2013

Introduction

Power NI Energy – Power Procurement Business (“PPB”) welcomes the opportunity to respond to the further consultation paper on the Market Monitoring Unit’s (MMU) Investigation Process Manual proposals.

Comments

It is unclear from the consultation document whether it is still the intention of the RA’s to proceed with its previous proposals to introduce a Traffic Light Report showing the status of all current investigations. It is also unclear whether the MMU will maintain an Investigation Register/Enforcement Journal showing the history of all closed investigations. In our response to consultation document SEM-10-85 PPB were in favour of both of these documents being public documents.

PPB has no objections to the high level process described in section 4 of the consultation document. We would welcome more information on the criteria used in assessing whether a complaint is deemed to be a breach of either licence or the BCoP.

The flow chart in Appendix 3 would benefit if the feed from “Oversight Committee agree that a formal request should be issued” went through a decision box “Does the licensee respond?” with a “yes” feeding into the decision “Does the informationlicence conditions?”. It is unclear what process will follow in circumstances where the investigated party refuses to provide information and whether in such circumstances the action would be to escalate the matter to the SEM Committee.