ORCP-WR-WM-20-09

Date Received by RCC: 13 Mar 2020

**REQUEST FOR MARKET RULES AND MANUALS AMENDMENTS**

Proposals made only under this prescribed form shall be accepted and considered as submitted.

This request for amendments is be submitted to:

**Rules Change Committee**

Attention: WESM Governance Committee Secretariat

Philippine Electricity Market Corporation

18/F Robinsons Equitable Tower

ADB Avenue, Ortigas Center

Pasig City, 1605 Philippines

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Contact No: 8631-8734

1. **Proponent’s Information**

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| --- | --- |
| Name | **MAILA LOURDES G. DE CASTRO** |
| Designation | Chairman, Rules Change Committee |
| Company | Philippine Electricity Market Corporation |
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|  | Pasig City |
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1. **Amendment Information**

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| |  |  | | --- | --- | | **Proposed Amendments to the** (please tick the box): | | | WESM Rules  Retail Rules | | | Market Manual: | Procedures for Changes to the WESM and Retail Rules and Market Manuals, Issue 3 | | Topic: | Rules Change Process | | **Proposed Classification of Amendments** (please tick the box):  General  Minor  Urgent  If Urgent, reason for urgency: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ | | |

1. **SUMMARY OF THE PROPOSED RULES CHANGE**

The proposed rules change is to enhance the rules change process and incorporate policies under the DOE Circulars issued on WESM governance in the following:

1. WESM Rules; and
2. Procedures for Changes to the WESM and Retail Rules and Market Manuals (RCM), Issue 3.
3. **BACKGROUND**

Consistent with the objectives of the WESM to establish a competitive, efficient, transparent and reliable market for electricity, the WESM Rules provide requirements on the efficient, transparent and fair process for amending the WESM Rules. These requirements are carried out by the Rules Change Committee (RCC) as provided in the WESM Rules Chapter 8 and the RCM.

1. **THE PROPOSED RULES CHANGE**

To enhance the rules change process based on the experience of the RCC, the proposed amendments are as follows:

| **Current Provision** | **Proposed Amendments** | **Rationale** |
| --- | --- | --- |
| 1. Urgent Amendments effectivity shall be no more than six (6) months from PEM Board approval.   WESM Rules Clause 8.4.1.2 & RCM Section 7 | PEM Board may extend the effectivity of Urgent Amendments for a maximum of six (6) months and shall inform the DOE of such extension. Such extension is only allowed while awaiting approval of the corresponding General Amendments by the DOE.  Three (3) months after the PEM Board’s first approval of an Urgent Amendment, the RCC shall require the proponent for an update on the implementation of the Urgent Amendment and resulting impact to the performance of the market. If the RCC deems the amendment as effective, the RCC shall endorse the amendment to the PEM Board as General Amendment. | * There are instances when the PEM Board needs to extend the effectivity of Urgent Amendments while awaiting for the DOE’s approval of the corresponding General Amendments, e.g. Initial Prudential Requirements (IPR) proposal in 2019. * To ensure that the effectivity of urgent amendments are reviewed. If deemed effective, Urgent amendments shall be incorporated in the Market Rules and Manuals through the General Amendments process (without undergoing publication for comments). |
| 1. Committee Secretariat shall forward general proposals to the RCC within five (5) business days   RCM Section 5.3 | Committee Secretariat shall forward general proposals to the RCC within five (5) **working** days | To provide more time for the RCC Secretariat to initially review proposals |
| 1. Only comments submitted within the prescribed period shall be considered by the RCC   RCM Section 6.1.3 | The RCC may consider comments received beyond the prescribed period upon the approval of the Chairperson | If necessary and deemed crucial to the deliberation of the proposal, late comments may be considered subject to the approval of the RCC Chairperson. |
| 1. Comments are submitted as signed Written Submissions, using the RCC-issued format.   WESM Rules Clause 8.4.5 & RCM (global) | Comments are submitted by email with corresponding printed out signed letter to the RCC, using the RCC-issued templates | To minimize paper use. Comments on proposals are usually lengthy submissions, which are currently sent by email and print-outs. It is proposed that a one (1) page printed out letter to the RCC would suffice in ensuring the validity of the comments emailed to the RCC. |
| 1. The RCC should submit its decision on a general/minor amendment to the PEM Board within 30 working days from the publication of the proposal for comments.   RCM Section 3 | The RCC should submit its decision on a general amendment to the PEM Board within 60 working days from the end of the 30-working days commenting period. | The RCC may require simulations or inputs from other parties, e.g. WESM Governance Committees, in their deliberation of proposals. In such cases, the RCC requires at least two (2) meetings to deliberate on a general amendment. The proposed change will allow the RCC to adequately review and deliberate on general amendments. |
| 1. PEM Board returns proposals to the RCC to rectify procedural error   WESM Rules Clause 8.5.2 & RCM Section 6.2.2 | PEM Board can remand proposals to the RCC for further study or consultation | Reflect actual practice |
| 1. DOE publishes approved proposals   WESM Rules Clause 8.6.4 | After said publication, DOE to inform the RCC on the publication of approved proposals | To ensure the efficient updating of Market Rules and Manuals by the RCC Secretariat and publication of the revised Market Rules and Manuals for information of WESM Members. |

Other amendments to the RCM include:

1. Replacement of term “PEM Board Committees” with “WESM Governance Committee” for consistency with DOE DC No. 2010-007-0008
2. Publication of Urgent Amendments in both market information website and PEMC website to ensure wider dissemination of information on Urgent Amendments
3. Reflect changes due to the dissolution of the Distribution Management Committee (DMC) and Grid Management Committee (GMC)
4. **BACKGROUND AND DESCRIPTION OF THE PROPONENT**

The proponent is the WESM Rules Change Committee, which supports the PEM Board and the DOE in relation to the revision and amendment of the WESM Rules and the formulation, revision and amendment of market manuals, procedures and guidelines.

1. **CONCLUSIONS AND RECOMMENDATIONS**

The efficient updating of Market Rules and Manuals is necessary to ensure the robust operations of the WESM and Retail Market. In this regard, the RCC recommends changes to the rules change process to ensure not only the speedy processing of rules changes, but also of the thorough review of the Market Rules and Manuals.

1. **REFERENCES**
2. WESM Rules
3. Procedures for Changes to the WESM and Retail Rules and Market Manuals, Issue 3
4. **Proposed Amendment**

| **A. WESM Rules (current and enhanced market design)** | | | | | | | | |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **Title** | **Section** | **Provision** | **Proposed Amendment** | **Rationale** | **Comments** | **Proposed Wording based on Comment** | **Proponent’s Response** | **RCC Agreement** |
| Rules Change Classification Procedures | 8.4.1.2 | xxx  In cases of changes to the WESM Rules, Market Manuals or the adoption of new Market Manuals, implemented pursuant to WESM Rules Clause 8.4.1.1 (a) prior to DOE’s approval, shall be processed and submitted to the DOE for final approval; otherwise, the effectivity of such WESM Rules changes shall be no more than six (6) months from the PEM Board approval. | xxx  In cases of changes to the WESM Rules, Market Manuals or the adoption of new Market Manuals, implemented pursuant to WESM Rules Clause 8.4.1.1 (a) prior to DOE’s approval, shall be processed and submitted to the DOE for final approval; otherwise, the effectivity of such WESM Rules changes shall be no more than six (6) months from the PEM Board approval. **The PEM Board may extend the effectivity for six (6) months and shall inform the DOE of such extension.** | * There are instances when the PEM Board needs to extend the effectivity of Urgent Amendments while awaiting for the DOE’s approval of the corresponding General Amendments, e.g. Initial Prudential Requirements (IPR) proposal in 2019. |  |  |  |  |
| Notification following satisfying criteria | 8.4.5 | If the Rules Change Committee concludes that a proposal satisfies the criteria as set out in WESM Rules Clause 8.4.2, the Rules Change Committee shall:  (a) Notify the PEM Board, all WESM members and all other interested parties of the proposal; and  (b) Invite such parties to make written submissions regarding the proposal within the next 30 working days after publication of the proposed change to the WESM Rules or Market Manual, or new Market Manual in the market information website. | If the Rules Change Committee concludes that a proposal satisfies the criteria as set out in WESM Rules Clause 8.4.2, the Rules Change Committee shall:  (a) Notify the PEM Board, all WESM members and all other interested parties of the proposal; and  (b) Invite such parties to ~~make written submissions~~ **submit comments** regarding the proposal within the next 30 working days after publication of the proposed change to the WESM Rules or Market Manual, or new Market Manual in the market information website. | * To minimize paper use, comments may be submitted in electronic format, subject to the submission of a letter on the validity of such submission. |  |  |  |  |
| Submissions regarding proposed Rules change | 8.4.6 | To be validly considered, a written submission made in response to a proposed change to the WESM Rules, Market Manual, or proposal for the adoption of a new Market Manual, as provided under clause 8.4.5 (b), must be received by the Rules Change Committee no later than 30 working days after the notice and invitation referred to in WESM Rules Clauses 8.4.5 (a) and (b) are issued. | To be validly considered, ~~a written submission~~ **comments** made in response to a proposed change to the WESM Rules, Market Manual, or proposal for the adoption of a new Market Manual, as provided under clause 8.4.5 (b), must be received by the Rules Change Committee no later than 30 working days after the notice and invitation referred to in WESM Rules Clauses 8.4.5 (a) and (b) are issued. | Same as 8.4.5 |  |  |  |  |
| PEM Board discretions when assessing a proposal for a change in the WESM Rules or Market Manuals, or for the adoption of new Market Manuals | 8.5.2 | In considering whether a proposal for a change in the WESM Rules or Market Manuals, or adoption of new Market Manuals satisfies the criteria which are set out in WESM Rules Clause 8.4.2, the PEM Board may:  (a) Take into account any information and documents, which the PEM Board reasonably considers to be relevant to its consideration of the proposal;  (b) Consult with such persons as the PEM Board reasonably considers will likely be affected by the proposal; and  (c) Seek such information and views from any person whom the PEM Board considers relevant or as may be practicable in the circumstances. | In considering whether a proposal for a change in the WESM Rules or Market Manuals, or adoption of new Market Manuals satisfies the criteria which are set out in WESM Rules Clause 8.4.2, the PEM Board may:  (a) Take into account any information and documents, which the PEM Board reasonably considers to be relevant to its consideration of the proposal;  (b) Consult with such persons as the PEM Board reasonably considers will likely be affected by the proposal; ~~and~~  (c) Seek such information and views from any person whom the PEM Board considers relevant or as may be practicable in the circumstances**; and**  **(d) Remand a proposal to the Rules Change Committee for further study. As necessary, the Rules Change Committee may subject a proposal to consultation as set out in WESM Rules Clause 8.4.5 (b)**. | * There are instances that the PEM Board remands proposals to the RCC for further study. |  |  |  |  |
| Notification following unsuccessful proposal | 8.5.3.1 | If the PEM Board concludes that a proposed change to the WESM Rules or a Market Manual, or proposal for a new Market Manual does not satisfy the criteria set out in Clause 8.4.2, the PEM Board shall notify:  (a) The Rules Change Committee;  (b) Proponent(s);  (c) Any party who made written submissions to the Rules Change Committee under WESM Rules Clause 8.4.5; and  (d) The DOE and the ERC,  within 10 working days after reaching that conclusion, and shall provide reasons for its decision. | If the PEM Board concludes that a proposed change to the WESM Rules or a Market Manual, or proposal for a new Market Manual does not satisfy the criteria set out in Clause 8.4.2, the PEM Board shall notify:  (a) The Rules Change Committee;  (b) Proponent(s);  (c) Any party who ~~made written submissions~~ **submitted comments** to the Rules Change Committee under WESM Rules Clause 8.4.5; and  (d) The DOE and**, as necessary,** the ERC,  within 10 working days after reaching that conclusion, and shall provide reasons for its decision. | * For consistency with the proposed amendments to Clause 8.4.5 * Relevant information to the ERC are related to pricing and settlement rules changes |  |  |  |  |
| Approval of a proposal | 8.6.4 | If the DOE concludes that a proposal is consistent with the Act and the public interest and satisfies the criteria, which are set out in WESM Rules Clause 8.4.2, it shall approve the proposal and cause its publication. The proposal approved by the DOE will take effect within fifteen (15) working days from its publication or on such later date as the DOE, determines or upon such time that the amendment may be implemented. | If the DOE concludes that a proposal is consistent with the Act and the public interest and satisfies the criteria, which are set out in WESM Rules Clause 8.4.2, it shall approve the proposal**,** ~~and~~ cause its publication**, and inform the Rules Change Committee to incorporate approved amendments to the relevant Market Rules/Manuals for publication in the PEMC website**. The proposal approved by the DOE will take effect within fifteen (15) working days from its publication or on such later date as the DOE, determines or upon such time that the amendment may be implemented. | To ensure the efficient updating of Market Rules and Manuals by the RCC Secretariat and publication of the revised Market Rules and Manuals for information of WESM Members. |  |  |  |  |

| **B. Procedures for Changes to the WESM and Retail Rules and Market Manuals, Issue 3** | | | | | | | | |
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| **Title** | **Section** | **Provision** | **Proposed Amendment** | **Rationale** | **Comments** | **Proposed Wording based on Comment** | **Proponent’s Response** | **RCC Agreement** |
| Purpose | 1.1 | Describes the responsibilities and undertakings required of the DOE, the PEM Board, the Rules Change Committee, the other PEM Board Committees, any WESM Member and of any interested parties in the initiation, evaluation, and approval or disapproval of any amendment, review or interpretation of the WESM Rules, Retail Rules and Market Manuals, guidelines and issuances governing the WESM. The procedures described in this Market Manual shall be read and construed consistent with Chapter 8 of the WESM Rules. | Describes the responsibilities and undertakings required of the DOE, the PEM Board, the Rules Change Committee, the other ~~PEM Board~~ **WESM Governance** Committees, any WESM Member and of any interested parties in the initiation, evaluation, and approval or disapproval of any amendment, review or interpretation of the WESM Rules, Retail Rules and Market Manuals, guidelines and issuances governing the WESM. The procedures described in this Market Manual shall be read and construed consistent with Chapter 8 of the WESM Rules. | For consistency with DOE DC No. 2010-007-0008 |  |  |  |  |
| Definitions | 2.1 | PEM Board Committees refers to the Committees created by the PEM Board pursuant to the WESM Rules, and may interchangeably be referred to as PEMC Committees | ~~PEM Board~~ **WESM Governance** Committees refers to the Committees created by the PEM Board pursuant to the WESM Rules~~, and may interchangeably be referred to as PEMC Committees~~ | Same above |  |  |  |  |
|  |  | PEM Committee Secretariat refers to the support group tasked to handle administrative matters of the PEM Board Committees | ~~PEM~~ Committee Secretariat refers to the support group tasked to handle administrative matters of the ~~PEM Board~~ **WESM Governance** Committees | Same above |  |  |  |  |
|  |  | Publish means to make information available through the market information or WESM website or, as may be deemed necessary by the PEM Board, publication in at least two (2) newspapers of general circulation | Publish means to make information available through the market information **website** or ~~WESM~~ **PEMC** website or, as may be deemed necessary by the PEM Board, publication in at least two (2) newspapers of general circulation | To ensure wider dissemination of information on Urgent Amendments |  |  |  |  |
| To whom submitted | 5.3 | a) The proposals shall be submitted to the Rules Change Committee through the PEM Committee Secretariat which shall check for the completeness of the proposal and its compliance with the formal requirements set forth in Section 5.2 of this Manual. Only proposals which are made in the prescribed form shall be accepted and considered as submitted. | a) The proposals shall be submitted to the Rules Change Committee through the ~~PEM~~ Committee Secretariat which shall check for the completeness of the proposal and its compliance with the formal requirements set forth in Section 5.2 of this Manual. Only proposals which are made in the prescribed form shall be accepted and considered as submitted. | For consistency with the proposed amendments to Section 2.1 |  |  |  |  |
|  |  | b) Complete proposals shall be given due course and shall be forwarded to the Rules Change Committee for consideration. Proposals for general and minor amendments shall be forwarded to the Rules Change Committee within five (5) business days from receipt of complete proposal. Proposals for urgent amendments will be forwarded immediately upon receipt as provide for in Section 7.2(a). | b) Complete proposals shall be given due course and shall be forwarded to the Rules Change Committee for consideration. Proposals for general and minor amendments shall be forwarded to the Rules Change Committee within five (5) ~~business~~ **working** days from receipt of complete proposal. Proposals for urgent amendments will be forwarded immediately upon receipt as provide for in Section 7.2(a). | To provide more time for the RCC Secretariat to initially review proposals |  |  |  |  |
|  |  | c) Incomplete proposals or those which do not comply with the formal requirements shall be denied due course, and the PEM Committee Secretariat shall notify the proponent of the denial citing the grounds therefor. The proponent may re-submit the proposal and comply with the formal requirements. | c) Incomplete proposals or those which do not comply with the formal requirements shall be denied due course, and the ~~PEM~~ Committee Secretariat shall notify the proponent of the denial citing the grounds therefor. The proponent may re-submit the proposal and comply with the formal requirements. | For consistency with the proposed amendments to Section 2.1 |  |  |  |  |
| Assessment of Proposal | 6.1.1 | a) Upon endorsement of the PEM Committee Secretariat, the Rules Change Committee shall give due course to the proposal in the next Rules Change Committee meeting.  xxx | a) Upon endorsement of the ~~PEM~~ Committee Secretariat, the Rules Change Committee shall give due course to the proposal in the next Rules Change Committee meeting.  xxx | For consistency with the proposed amendments to Section 2.1 |  |  |  |  |
|  |  | d) If the Rules Change Committee determines that the proposal satisfies the criteria, it shall proceed to evaluate the proposal in the manner set forth in this Manual. | d) If the Rules Change Committee determines that the proposal satisfies the criteria, it shall **notify the PEM Board of the proposal and** proceed to evaluate the proposal in the manner set forth in this Manual. | For consistency with WESM Rules Clause 8.4.5 |  |  |  |  |
| Consultation and referral to Other Committees and Persons | 6.1.2 | a) If the proposal is given due course pursuant to Section 6.1.1(d), the Rules Change Committee shall notify all the WESM participants, as well as other interested parties of the proposal through publication, inviting them to give written submissions regarding the proposal. | a) If the proposal is given due course pursuant to Section 6.1.1(d), the Rules Change Committee shall notify all the WESM participants, as well as other interested parties of the proposal through publication, inviting them to ~~give written submissions~~ **submit comments** regarding the proposal. | For consistency with the proposed amendments to WESM Rules Clause 8.4.5 |  |  |  |  |
| Consultation and referral to Other Committees and Persons | 6.1.2 | b) The following committees or persons shall likewise be notified of the proposal and invited to make their written submissions within the period stated in Section 6.1.3(a) of this Manual:  xxx  iii) the PEM Auditor, where the proposal affects any matter falling under the competence of the PEM Auditor or the Audit Committee;  xxx  vi) the Chairpersons of the Grid Management Committee and Distribution Management Committee, where the proposal affects any provision of the Philippine Grid Code or Philippine Distribution Code, for the purpose, among other things, of determining the effect of the proposal and the need to harmonize such proposal with the provisions of these Codes. | b) The following committees or persons shall likewise be notified of the proposal and invited to ~~make~~ **submit** their ~~written submissions~~ **comments** within the period stated in Section 6.1.3(a) of this Manual:  xxx  iii) the PEM ~~Auditor~~ **Audit Committee**, where the proposal affects any matter falling under ~~the~~ **its** competence ~~of the PEM Auditor or the Audit Committee~~;  xxx  vi) the ~~Chairpersons of the Grid Management Committee and Distribution Management Committee~~ **Energy Regulatory Commission**, where the proposal affects any provision of the Philippine Grid Code or Philippine Distribution Code, for the purpose, among other things, of determining the effect of the proposal and the need to harmonize such proposal with the provisions of these Codes. | * For consistency with the proposed amendments to WESM Rules Clause 8.4.5 * Deletion of “PEM Auditor” has been previously approved by the RCC (Resolution No. 19-04) and the PEM Board (Resolution 2019-10-10). This is now for final approval of the DOE. * To reflect changes due to the dissolution of the DMC and GMC offices. |  |  |  |  |
| Consultation and referral to Other Committees and Persons | 6.1.2 | d) Where the proposal involves a minor amendment, the Rules Change Committee may, at its discretion, no longer hold public consultations, refer to various committees or persons, or require written submissions. | d) Where the proposal involves a minor amendment, the Rules Change Committee may, at its discretion, no longer hold public consultations, refer to various committees or persons, or require ~~written submissions~~ **submission of comments**. | For consistency with the proposed amendments to WESM Rules Clause 8.4.5 |  |  |  |  |
| Written Submissions | 6.1.3 | Written Submissions | ~~Written Submissions~~ **Submission of****Comments** | For consistency with the proposed amendments to WESM Rules Clause 8.4.5 |  |  |  |  |
|  |  | a) The written submissions requested pursuant to Sections 6.1.2 (a) and (b) shall be given within thirty (30) working days from the date of publication of the notice made pursuant to Section 6.1.2 (a) of this Manual. The proponent shall be invited to respond during deliberation of the comments submitted. | a) The ~~written submissions~~ **submission of comments as** requested pursuant to Sections 6.1.2 (a) and (b) shall be within thirty (30) working days from the date of publication of the notice made pursuant to Section 6.1.2 (a) of this Manual. The proponent shall be invited to respond during deliberation of the comments submitted. | For consistency with the proposed amendments to WESM Rules Clause 8.4.5 |  |  |  |  |
| Written Submissions | 6.1.3 | b) Only written submissions submitted and actually received by the PEM Committee Secretariat within the prescribed period shall be validly considered by the Rules Change Committee. | b) Only ~~written submissions~~ **comments** submitted and actually received by the ~~PEM~~ Committee Secretariat within the prescribed period shall be validly considered by the Rules Change Committee. **Comments received beyond the prescribed period shall be considered by the Rules Change Committee upon approval of the Chairperson.** | * For consistency with the proposed amendments to WESM Rules Clause 8.4.5 and Section 2.1 of the Manual. * If necessary and deemed crucial to the deliberation of the proposal, late comments may be considered subject to the approval of the RCC Chairperson. |  |  |  |  |
|  |  | c) All written submissions shall contain the name and address of the person making the submission and shall be made using the Rules Change Submission form. Documents and other materials supporting the comments made may also be attached to the written submission. | c) All ~~written submissions~~ **comments** shall contain the name and address of the person making the submission and shall be made using the ~~Rules Change Submission~~ form **prescribed by the Rules Change Committee**. Documents and other materials supporting the comments made may also be ~~attached to the written submission~~ **submitted**. | For consistency with the proposed amendments to WESM Rules Clause 8.4.5 |  |  |  |  |
|  |  | d) The written submissions may be provided through printed document, by electronic means or by facsimile, and directed to the Rules Change Committee through the PEM Committee Secretariat. | d) The ~~written submissions~~ **comments** ~~may~~ **shall** be provided ~~through printed document,~~ by electronic means ~~or by facsimile,~~ and directed to the Rules Change Committee through the ~~PEM~~ Committee Secretariat. | For consistency with the proposed amendments to WESM Rules Clause 8.4.5 and Section 2.1 of the Manual. |  |  |  |  |
| Written Submissions | 6.1.3 | (new) | **e) The party submitting comments shall inform the Rules Change Committee, in writing using a format prescribed by the Rules Change Committee, of their submission.** | To ensure validity of the comments emailed. This is similar to the process of data submission by the ECO for generators. |  |  |  |  |
| Submission to the PEM Board | 6.1.6 | a) The Rules Change Committee shall immediately submit its resolution or status report to the PEM Board within the period stated in Section 6.1.5 of this Manual. The PEM Board may, at its discretion, require that it be furnished with copies of the written submissions received by the Rules Change Committee. | a) The Rules Change Committee shall immediately submit its resolution or status report to the PEM Board within the period stated in Section 6.1.5 of this Manual. The PEM Board may, at its discretion, require that it be furnished with copies of the ~~written submissions~~ **comments** received by the Rules Change Committee. | For consistency with the proposed amendments to WESM Rules Clause 8.4.5 |  |  |  |  |
|  |  | b) The resolution or status report shall be in writing and shall contain**:**  xxx  v) procedures implemented by the Committee in considering the proposal, including but not limited to the giving of notices, conduct of consultations and receipt and consideration of written submissions. | b) The resolution or status report shall be in writing and shall contain**:**  xxx  v) procedures implemented by the Committee in considering the proposal, including but not limited to the giving of notices, conduct of consultations and receipt and consideration of ~~written submissions~~ **comments**. | For consistency with the proposed amendments to WESM Rules Clause 8.4.5 |  |  |  |  |
| PEM BOARD | 6.2.2 | The PEM Board shall render its decision:  a) whether or not the proposal satisfies the criteria set forth in Section 4 of this Manual and in the WESM Rules and it may, as may be practicable under the circumstances:  i) take into account any information and document which it reasonably considers to be relevant for its consideration of the proposal;  ii) consult with persons who are likely to be affected by the proposal; and  iii) seek such information and views from any person with expertise on the subject matter of the proposal. | The PEM Board shall render its decision:  a) whether or not the proposal satisfies the criteria set forth in Section 4 of this Manual and in the WESM Rules and it may, as may be practicable under the circumstances:  i) take into account any information and document which it reasonably considers to be relevant for its consideration of the proposal;  ii) consult with persons who are likely to be affected by the proposal; ~~and~~  iii) seek such information and views from any person with expertise on the subject matter of the proposal**; and**  **iv) Remand the proposal to the Rules Change Committee for further study. As necessary, the Rules Change Committee may subject the proposal to consultation as set out in WESM Rules Clause 8.4.5 (b)**. | For consistency with the proposed amendments to WESM Rules Clause 8.5.2 |  |  |  |  |
| Rejection of Rules Change Proposal | 6.2.4 | If the PEM Board concludes that the proposal does not satisfy the prescribed criteria, it shall notify the Rules Change Committee, the proponent, the parties who made written submissions, the DOE and the Energy Regulatory Commission (the “ERC”) of its decision and the reasons for rejection, within ten (10) working days from the date of the decision. | If the PEM Board concludes that the proposal does not satisfy the prescribed criteria, it shall notify the Rules Change Committee, the proponent, the parties who **submitted** ~~written submissions~~ **comments**, the DOE and the Energy Regulatory Commission (the “ERC”) of its decision and the reasons for rejection, within ten (10) working days from the date of the decision. | For consistency with the proposed amendments to WESM Rules Clause 8.4.5 |  |  |  |  |
| Action by the PEM Board | 7.3 | c) If the PEM Board determines that the approval of the urgent amendment is not warranted, it shall notify the Rules Change Committee, the proponent, the parties who made written submissions, the DOE and the Energy Regulatory Commission (the “ERC”) of its decision and the reasons for rejection, within ten (10) working days from the date of the decision in which case, the approval of the Rules Change Committee shall be deemed vacated within twenty-four (24) hours from such reversal. In its discretion, the PEM Board may return the proposal to the Rules Change Committee for consideration as a general amendment and in accordance with the procedure for such amendments. | c) If the PEM Board determines that the approval of the urgent amendment is not warranted, it shall notify the Rules Change Committee, the proponent~~, the parties who made written submissions,~~ the DOE and the Energy Regulatory Commission (the “ERC”) of its decision and the reasons for rejection, within ten (10) working days from the date of the decision in which case, the approval of the Rules Change Committee shall be deemed vacated within twenty-four (24) hours from such reversal. In its discretion, the PEM Board may return the proposal to the Rules Change Committee for consideration as a general amendment and in accordance with the procedure for such amendments. | There is no requesting of comments prior the RCC’s approval of urgent amendments. |  |  |  |  |
| Effectivity of Urgent Amendment | 7.4 | a) The approved urgent amendment shall become effective within twenty-four (24) hours upon publication of the relevant Rules and/or Market Manual(s) in the market information website. PEMC shall issue an advisory to the participants of the date of its effectivity. PEMC shall publish the amendments within twenty-four (24) hours from its approval and advisories shall be made through the MMS website informing participants of such amendment. | a) The approved urgent amendment shall become effective within twenty-four (24) hours upon publication of the relevant Rules and/or Market Manual(s) in the market information website. PEMC shall issue an advisory to the participants of the date of its effectivity. PEMC shall publish the amendments within twenty-four (24) hours from its approval and advisories shall be made through **email and** the ~~MMS~~ **market information** website **and the PEMC website** informing participants of such amendment. | For clarity in the information dissemination of urgent amendments. |  |  |  |  |
| Effectivity of Urgent Amendment | 7.5 | Within ten (10) days from ratification by the PEM Board of the urgent amendment or upon approval by the PEM board, the Rules Change Committee shall notify and invite all WESM Members and all other interested parties of the amendment to make written submissions and shall thereafter proceed to consider the amendment as a general amendment in accordance with Section 6 hereof. | ~~Within ten (10) days from ratification by the PEM Board of the urgent amendment or upon approval by the PEM board, the Rules Change Committee shall notify and invite all WESM Members and all other interested parties of the amendment to make written submissions and shall thereafter proceed to consider the amendment as a general amendment in accordance with Section 6 hereof.~~  **Three (3) months after the PEM Board’s approval, the Rules Change Committee shall require the proponent for an update on the implementation of the Urgent Amendments and the resulting impact to the performance of the market. The Rules Change Committee shall submit its recommendation on whether or not to approve the amendments as general amendment to the PEM Board.** | To ensure that the effectivity of urgent amendments are reviewed. If deemed effective, Urgent amendments shall be incorporated in the Market Rules and Manuals through the General Amendments process. |  |  |  |  |
| Effectivity of Urgent Amendment | 7.6 | (new) | **The PEM Board may extend the effectivity of Urgent Amendments for a maximum of six (6) months and shall inform the DOE of such extension. Such extension is only allowed while awaiting approval of the corresponding General Amendments by the DOE.** | There are instances when the PEM Board needs to extend the effectivity of Urgent Amendments while awaiting for the DOE’s approval of the corresponding General Amendments, e.g. Initial Prudential Requirements (IPR) proposal in 2019. |  |  |  |  |
| Custodian of Records | 9.2 | The Head of the Rules Change Committee Secretariat shall have official custody and charge of the records prepared for or in connection with the rules change process, including but not limited to the journal and minutes of deliberations of the Rules Change Committee or the PEM Board. The Chairperson shall keep and maintain the official version of all the amendments made pursuant to this Manual. | The Head of the Rules Change Committee Secretariat shall have official custody and charge of the records prepared for or in connection with the rules change process, including but not limited to the journal**,** ~~and~~ minutes of deliberations of the Rules Change Committee**,** ~~or the~~ **decision of the** PEM Board **and the**~~. The Chairperson shall keep and maintain the~~ official version of all the amendments made pursuant to this Manual. | To reflect current practice |  |  |  |  |
| Publication and Effectivity | 11.2 | This Market Manual, as it may be amended from time to time, shall be published in the market information website maintained by the Market Operator.  xxx | This Market Manual, as it may be amended from time to time, shall be published ~~in the market information website maintained~~ by ~~the Market Operator~~ **PEMC**.  xxx | For clarity |  |  |  |  |