



## **DÁIL ÉIREANN**

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**AN BILLE UM RIALÁIL LEICTREACHAIS (LEASÚ)  
(MARGADH LEICTREACHAIS AONAIR) 2006  
ELECTRICITY REGULATION (AMENDMENT) (SINGLE  
ELECTRICITY MARKET) BILL 2006**

**LEASUITHE TUARASCÁLA  
REPORT AMENDMENTS**

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## AN BILLE UM RIALÁIL LEICTREACHAIS (LEASÚ) (MARGADH LEICTREACHAIS AONAIR) 2006 —AN TUARASCÁIL

## ELECTRICITY REGULATION (AMENDMENT) (SINGLE ELECTRICITY MARKET) BILL 2006 —REPORT

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### *Leasuithe Amendments*

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1. In page 3, line 10, after “MARKET” to insert the following:  
“AND FOR MECHANISMS TO PROTECT THE INTERESTS OF  
ELECTRICITY CONSUMERS”.  
—Thomas Broughan.
2. In page 3, line 15, to delete “(Amendment)”.  
—Thomas Broughan.
3. In page 3, line 19, after “provisions” to insert “subject to the agreement of all  
relevant parties”.  
—Bernard Durkan.
4. In page 4, line 7, after “Ireland” where it firstly occurs, to insert “as approved  
by the respective Parliaments”.  
—Bernard Durkan.
5. In page 4, line 11, before “licence” to insert “current valid”.  
—Bernard Durkan.
6. In page 4, between lines 16 and 17, to insert the following:  
“ ‘SEM operator’ means the Single Electricity Market operator;”.  
—Bernard Durkan.
7. In page 4, line 26, before “licence” to insert “current valid”.  
—Bernard Durkan.
8. In page 4, line 40, after “be” to insert “subject to approval by the relevant  
authorities”.  
—Bernard Durkan.
9. In page 5, line 2, to delete “Article 8” and substitute “Article 9”.  
—An tAire Cumarsáide, Mara agus Acmhainní Nádurtha.
10. In page 5, line 8, after “as” to insert the following:  
“Coiste Margadh Leictreachais Aonair or in the English language”.  
—Thomas Broughan.
11. In page 5, line 10, to delete “shall be comprised of” and substitute “shall  
comprise”.  
—An tAire Cumarsáide, Mara agus Acmhainní Nádurtha, Bernard Durkan.

12. In page 5, line 12, after “time” to insert the following:

“and the Commission may include representatives of the relevant trade unions on both sides of the border and a representative of electricity consumers”.

—Martin Ferris.

13. In page 5, line 12, after “time” to insert “by the relevant authorities”.

—Bernard Durkan.

14. In page 5, line 16, to delete “a” and substitute “an”.

—Bernard Durkan.

15. In page 5, line 19, to delete “a” where it secondly occurs and substitute “an”.

—Bernard Durkan.

16. In page 5, line 24, after “Market” to insert “or the interests of the Commission”.

—Bernard Durkan.

17. In page 5, between lines 30 and 31, to insert the following:

“(7) The SEM Committee shall always take full cognisance of the impact of Committee decisions on household and business electricity consumers and shall refer in this matter to the relevant statutory consumer protection agencies within the Commission and the Authority.”.

—Thomas Broughan.

18. In page 5, line 45, after “time” where it secondly occurs to insert the following:

“, subject to prior agreement between the relevant parties”.

—Bernard Durkan.

19. In page 5, after line 47, to insert the following:

“6.—The Act of 1999 is amended by the insertion after section 9(3) of the following:

“(4) It shall be the duty of the Minister and the Commission to establish a representative consumer panel of not less than fifteen persons within the Commission for Energy Regulation which will be continuously consulted on energy market pricing policy.”.

—Thomas Broughan.

20. In page 6, to delete lines 5 to 7 and substitute the following:

“ “(5A) Where the Single Electricity Market is in operation, subsections (3), (4) and (5) shall not apply in relation to a matter which is a SEM matter.”.”.

—An tAire Cumarsáide, Mara agus Acmhainní Nádurtha.

21. In page 6, line 22, after “and (3)” to insert the following:

“subject to the approval of the relevant Ministers in the relevant jurisdictions”.

—Bernard Durkan.

22. In page 6, to delete line 35 and substitute “to be a minimum or maximum”.

—Bernard Durkan.

23. In page 7, lines 5 and 6, to delete “Single Electricity Market operator” and substitute “SEM operator”.  
—Bernard Durkan.
24. In page 7, line 8, after “Market” to insert the following:  
“with the approval of the relevant Ministers in both jurisdictions”.  
—Bernard Durkan.
25. In page 9, line 14, after “protect” to insert “and give the highest priority to”.  
—Thomas Broughan.
26. In page 9, line 15, to delete “the” and substitute “this”.  
—Bernard Durkan.
27. In page 9, line 16, to delete “appropriate” and substitute “appropriate,”.  
—Bernard Durkan.
28. In page 9, line 19, after “sale” to insert “, distribution”.  
—Bernard Durkan.
29. In page 9, line 26, to delete “reasonable”.  
—Thomas Broughan.
30. In page 9, line 27, to delete “the” and substitute “this”.  
—Bernard Durkan.
31. In page 9, line 31, to delete “the subject of conditions” and substitute “the subject of conditions or obligations”.  
—An tAire Cumarsáide, Mara agus Acmhainní Nádurtha.
32. In page 9, line 45, to delete “the” and substitute “this”.  
—Bernard Durkan.
33. In page 9, between lines 46 and 47, to insert the following:  
“(f) having need to ensure that no further privatisation of electricity generation or supply takes place when the Single Market comes into effect.”.  
—Martin Ferris.
34. In page 9, between lines 46 and 47, to insert the following:  
“(3) In carrying out any of the functions mentioned in subsection (1), the Minister, the Commission and the SEM Committee shall take every effort to promote the development of renewable electricity supplies, having regard to—  
(a) the need to ensure that the origin of electricity produced from renewable energy sources can be guaranteed as such within the meaning as set out in the EU directive 2001/77/EC 2001 and that a guarantee of origin may be issued to this effect in response to a request,  
(b) the establishment of a designated body in the state be designated to supervise the issue of such guarantees of origin as set out in section 9BC (3)(a),  
(c) the recognition of such guarantees of origin of renewable electricity from other Member states of the European Union as set out in the European directive 2001/77/EC 2001,

- (d) without prejudice to the maintenance of the reliability of and safety of the grid the requirement that measures will be taken to ensure that the transmission operator and distribution system operator shall guarantee the transmission and distribution of electricity produced from renewable energy sources,
- (e) the establishment and publication of standard rules relating to the bearing of costs of technical adaptations, such as grid connections and grid reinforcements, which are necessary in order to integrate new producers feeding electricity produced from renewable energy sources into the interconnected grid,
- (f) the need for transmission system operator and distribution operators to provide any new renewable energy producer wishing to be connected with a comprehensive and detailed estimate of the costs associated with a grid connection and that such producers of electricity from renewable energy sources wishing to be connected to the grid may be able to issue a call for tender for the connection work.”.

—Eamon Ryan.

35. In page 9, line 49, after “subsection (1),” to insert “prioritise and”.

—Thomas Broughan.

36. In page 10, line 1, to delete “the” where it secondly occurs and substitute “this”.

—Bernard Durkan.

37. In page 10, line 12, to delete “the” and substitute “this”.

—Bernard Durkan.

38. In page 10, line 17, after “persons” to insert the following:

“and set targets for the production of electricity from renewable sources”.

—Martin Ferris.

39. In page 10, line 19, after “of” to insert “sustainable”.

—Bernard Durkan.

40. In page 10, line 25, to delete “in the” and substitute “in this”.

—Bernard Durkan.

41. In page 10, line 30, after “sources” to insert “with set targets”.

—Martin Ferris.

42. In page 10, line 38, after “become” to insert the following:

“or are likely to become by virtue of their application”.

—Bernard Durkan.

43. In page 11, line 3, after “electricity” to insert “generation, production or distribution”.

—Bernard Durkan.

44. In page 11, to delete line 5 and substitute the following:

“acknowledge the existence of climate change and make the necessary provision to meet E.U. or World targets;”.

—Bernard Durkan.

45. In page 12, line 7, after “Market” to insert the following:  
“subject to the provisions contained in section 9BC(2)(f)\*”.  
—Martin Ferris.
- [\*This is the appropriate reference if amendment No. 33 is accepted.]
46. In page 12, line 7, after “Market” to insert “or consumer needs”.  
—Bernard Durkan.
47. In page 12, lines 19 and 20, to delete “Single Electricity Market operator” and substitute “SEM operator”.  
—Bernard Durkan.
48. In page 12, lines 28 and 29, to delete “Single Electricity Market operator” and substitute “SEM operator”.  
—Bernard Durkan.
49. In page 12, line 29, before “licence”, to insert “current valid”.  
—Bernard Durkan.
50. In page 12, line 35, to delete “Single Electricity Market operator” and substitute “SEM operator”.  
—Bernard Durkan.
51. In page 13, line 15, after “the” to insert “generation system”.  
—Bernard Durkan.
52. In page 13, line 46, to delete “the State” and substitute “this State”.  
—Bernard Durkan.
53. In page 13, line 46, after “State” to insert “or the law of Northern Ireland”.  
—Bernard Durkan.
54. In page 14, line 8, after “conditions” to insert the following:  
“subject to scrutiny by the relevant Parliamentary bodies”.  
—Bernard Durkan.
55. In page 14, line 14, to delete “appropriate.” and substitute the following:  
“appropriate,  
(c) the relevant Parliamentary Representatives.”.  
—Bernard Durkan.
56. In page 14, line 50, to delete “section sections 19 to 22” and substitute  
“section, sections 19 to 22”.  
—An tAire Cumarsáide, Mara agus Acmhainní Nádurtha.
57. In page 16, line 6, to delete “Single Market Operator” and substitute “Single Electricity Market operator”.  
—An tAire Cumarsáide, Mara agus Acmhainní Nádurtha.
58. In page 16, lines 12 to 14, to delete all words from and including “(in” in line 12 down to and including “statement,” in line 14 and substitute the following:  
“(in this section referred to as the ‘statement’) and such statement.”.  
—An tAire Cumarsáide, Mara agus Acmhainní Nádurtha.

59. In page 18, line 20, to delete “in the State” and substitute “in this State”.  
—Bernard Durkan.
60. In page 20, line 42, to delete “Commission” and substitute “Commission,”.  
—Bernard Durkan.
61. In page 20, line 44, to delete “not” and substitute “not,”.  
—Bernard Durkan.
62. In page 20, line 45, to delete “paragraph 7” and substitute “paragraph 7,”.  
—Bernard Durkan.
63. In page 21, line 13, after “Commission,” to insert “the industry and consumer representatives,”.  
—Bernard Durkan.
64. In page 21, line 16, before “appointed” to insert “representative of consumer interests”.  
—Martin Ferris.
65. In page 21, lines 17 and 18, to delete “and after consultation with the Commission.” and substitute “and after consultation with the Commission,”.  
—An tAire Cumarsáide, Mara agus Acmhainní Nádurtha.
66. In page 21, line 18, after “Commission” to insert “and representatives of the industry and consumers”.  
—Bernard Durkan.
67. In page 21, between lines 18 and 19, to insert the following:  
“(d) subject to the provisions of paragraph 3, where a person stands appointed under that paragraph, that person (the ‘deputy independent member’).”.  
—An tAire Cumarsáide, Mara agus Acmhainní Nádurtha.
68. In page 21, between lines 18 and 19, to insert the following:  
“(d) at least one representative of the trade unions involved in the electricity sector.”.  
—Martin Ferris.
69. In page 21, line 38, after “term” to insert “or consecutive terms”.  
—Bernard Durkan.
70. In page 22, line 20, after “office” to insert “subject to provisions of paragraph 6”.  
—Bernard Durkan.
71. In page 22, line 29, to delete “may” and substitute “shall”.  
—Bernard Durkan.
72. In page 22, to delete lines 40 and 41 and substitute the following:  
“(d) The validity of anything done by the SEM Committee is not affected by a vacancy or vacancies in its membership or by a defect in the appointment of a member.”.  
—An tAire Cumarsáide, Mara agus Acmhainní Nádurtha.



73. In page 22, line 41, after “member” to insert the following:

“provided all other statutory requirements are complied with and that includes the laws of this State and those applicable to Northern Ireland”.

—Bernard Durkan.

74. In page 23, line 33, after “manner” to insert the following:

“subject to the laws of this State and those of Northern Ireland”.

—Bernard Durkan.