

Trading and Settlement Code Modifications Committee
C/O Aisling O'Donnell
SMO Modifications Committee Secretariat
The Oval
160 Shelbourne Rd
Dublin 4

1st June 2010

Our Ref: D/10/2912

**SEM Committee Decision for the Regulatory Authorities in relation to Mod_16_10
(Recommendation Report FRR_16_10)**

Dear Aisling,

On 21st May 2010, the Modifications Committee submitted its Modification Recommendation Report with regard to a Modification Proposal, Mod_16_10 (Removal of Section 6.91: Data Query Timelines), in accordance with paragraph 2.213 of the SEM Trading and Settlement Code (the Code).

This Modification Proposal, proposed by the Market Operator, seeks to do two things. Firstly, it seeks to remove the difference between Energy and Capacity Resettlement on the basis of an assertion that there is now sufficient time between Indicative and Initial Capacity Settlement in order to verify the data inputs. Secondly, it proposes the removal of paragraph 6.91 of the Code which obliges the Market Operator to undertake a Settlement Rerun after the final Timetabled Rerun for Data Queries which fall under the Low Materiality threshold.

The SEM Committee notes that the Modifications Committee agreed unanimously that the Modification Proposal furthers the Code Objective "*to provide transparency in the operation of the Single Electricity Market*" and that the modification should be implemented on a Settlement Day basis. The report does not recommend on which day to implement the decision, however the RAs consider it appropriate for the Modification Proposal to be effective from the next Working Day after the date of this letter.

Considering the above, and in accordance with paragraph 2.218 of the Code, the SEM Committee directs that a modification be made in accordance with the Final Recommendation Report of the Modifications Committee (FRR_16_10), for the avoidance of doubt based upon the legal drafting set out in Appendix 1 of that report. The Regulatory Authorities therefore direct that a Modification be made on a Settlement Day basis with effect from the next Working Day after the date of this letter.

Yours sincerely,



Dana Kelleher
Analyst - Wholesale Electricity Market