



Reliability Panel

Review to Develop the Template for Generator Compliance Programs AEMC Terms of Reference (21 November 2008)

Introduction

On 23 October 2008, the Commission published a notice under sections 102 and 103 of the National Electricity Law (NEL) of the making of the National Electricity Amendment (Performance Standard Compliance of Generators) Rule 2008 and associated Rule determination. The Rule commenced operation on 23 October 2008.

An outcome from that Rule change is that, as part of the framework of compliance programs, the Reliability Panel (Panel) will develop the template for generator compliance programs based on a public consultation process and review this template within a defined time period in accordance with clause 8.8.3 of the National Electricity Rules (Rules) every three years or as the Commission directs. Following such a review in accordance with clause 8.8.3(ba), the Panel may amend the template for generator compliance programs in accordance with its report to the AEMC submitted under clause 8.8.3(j).

At the second round of consultation of the Rule change process, the Panel indicated that it supported the Commission's conclusions. It also foreshadowed that the period of time for the Panel to develop the initial template for generator compliance programs would be approximately nine months after the date that the final Rule was approved.

In accordance with clause 8.8.3(c) of the Rules, the AEMC advises the Panel of these terms of reference for its review to develop the template for generator compliance programs.

Purpose of the Review

As required by clause 8.8.1(a)(2b) of the Rules, the Panel is to determine and publish the template for generator compliance programs.

As required by clause 8.8.3(a)(6) of the Rules, the Panel is to conduct the review to develop the template for generator compliance programs in accordance with clause 8.8.3 of the Rules.

The AEMC requests the Panel, in accordance with section 38 of the NEL, clause 8.8.3 of the Rules and the national electricity objective in the NEL, to undertake a review. The Panel must undertake the review to develop the template for generator compliance programs.

Process

This review is likely to have important implications for National Electricity Market stakeholders, including generators, network service providers and NEMMCO. Consistent with its philosophy of engaging with those parties and as required by clause 8.8.3, the AEMC requests the Panel to involve stakeholders by seeking submissions on the template for generator for compliance programs.

Timing

Recognising the extensive work program within the Panel, the Panel should aim to complete its review by July 2009.