


Electricity Industry Participation (Minor Amendments) Code Amendment 2012

Pursuant to section 38 of the Electricity Industry Act 2010, I make the following amendments to the Electricity Industry Participation Code 2010.

At Wellington on the 13th day of August 2012




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Chairperson
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Certified in order for signature:



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10 August 2012



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Amendment

- 1 Title**
This is the Electricity Industry Participation (Minor Amendments) Code Amendment 2012.
- 2 Commencement**
This Amendment comes into force on 21 September 2012.

3 Code amended

This Amendment amends the Electricity Industry Participation Code 2010.

4 Clause 1.1 amended (Interpretation)

- (1) In clause 1.1(1), definition of **business day**, delete "in the manner set out in this Code".
- (2) In clause 1.1(1), definition of **construct**, replace "associated" with "**associated**".
- (3) In clause 1.1(1), definition of **distributor**,—
 - (a) in paragraph (b) replace "8, and 10 to 15" with "8, 10, 11, 12, 13, 14 and 15"; and
 - (b) in paragraph (b)(ii) replace "**owner**" with "owner".
- (4) In clause 1.1(1), replace the definition of **extended emergency situation** with:

"EMP departure situation means any situation in which the **system operator** believes on reasonable grounds that complying with the **emergency management policy** will not—

 - "(a) adequately mitigate an emergency situation; or
 - "(b) minimise risk to public safety or significant damage to **assets**".
- (5) In clause 1.1(1), definition of **line owner**, replace "works" with "**works**".
- (6) In clause 1.1(1), definition of **real time price**, insert "and" after "**grid injection point**".
- (7) In clause 1.1(1), definition of **relevant information**, replace "**excluded information**" with "**excluded Code information**".
- (8) In clause 1.1(1), definition of **sub-block dispatch groups**, replace "groupings" with "grouping".
- (9) In clause 1.1(1), definition of **transmission alternative**, replace "distribution network" with "**distribution network**".

5 Clause 4.2 amended (Effect of relief)

In clause 4.2(a), replace "expect" with "except".

6 Schedule 6.1 amended (Process for obtaining approval to connect)

In Schedule 6.1, clause 27, insert "a" after "provided by".

7 Clause 7.3 amended (Functions of the system operator in relation to security of supply and emergency management)

- (1) In clause 7.3(5), replace "extended emergency" with "**EMP departure**".
- (2) In clause 7.3(6), replace "extended emergency" with "**EMP departure**" in each place.

8 Clause 8.15 amended (System operator to prepare and review system security forecast)

Replace clause 8.15(1) with:

"(1) Every 2 years, the **system operator** must prepare, **publish**, and provide to the **Authority** a **system security forecast**.

"(1A) The **system security forecast** must—

- "(a) identify risks to the **system operator's** ability to meet the **principal performance obligations** over the ensuing period of not less than 36 months, and indicate how those risks can be managed; and
- "(b) take into account the capabilities of the **grid** and connected **assets** based on information known to, and able to be disclosed by, the **system operator**".

- 9 **Clause 8.23 amended (Voltage support APOOs)**
In clause 8.23(1), delete "(1)".
- 10 **Clause 8.64 amended (Event costs allocated to event causers)**
In clause 8.64, replace "**under-frequency event**" with "**under-frequency event**".
- 11 **Schedule 8.3 amended (Technical codes)**
 - (1) In Schedule 8.3, Technical Code A, Appendix B, clause 15(1)—
 - (a) replace "shorter test interval" with "test interval of less than 60 months"; and
 - (b) replace "appendix" with "Appendix".
 - (2) In Schedule 8.3, Technical Code A, Appendix B, clause 15(2), replace "immediately before this Code came into force" with "before 5 June 2008".
- 12 **Clause 9.22 amended (Requirement to implement customer compensation schemes)**
In clause 9.22(2), replace "under clause 9.23(2)" with "under clause 9.23(1)".
- 13 **Clause 9.23 amended (System operator commences official conservation campaign)**
In clause 9.23(4)(b)(i), after "New Zealand or", insert "the".
- 14 **Schedule 10.1 amended (The codes of practice)**
In Schedule 10.1, Code of Practice 10.2, clause 3, replace subclause (4) with:
" (4) Each **class A approved test house** must—
 - "(a) be accredited to ISO 17025 (formerly ISO Guide 25); and
 - "(b) be certified to—
 - "(i) the relevant AS/NZS ISO 9001:2000 series quality certification; or
 - "(ii) a quality certification that the **market administrator** determines is equivalent to the relevant AS/NZS ISO 9001:2000 series quality certification."
"(4A) A **class A approved test house** is not required to comply with subclause (4)(b) if its AS/NZS ISO 17025 accreditation extends to all matters covered by AS/NZS ISO 9001:2000 except for the following matters:
 - "(a) the use of unsupervised or non-accredited service providers; and
 - "(b) the use of unsupervised or non-accredited subcontractors."
"(4B) However, a **class A approved test house** that relies on subclause (4A) must ensure that any person it engages to carry out work on its behalf who is a person listed in subclause (4A)(a) or (b) holds AS/NZS ISO 9001:2000 certification with the appropriate coverage for that work."
- 15 **Schedule 11.1 amended (Creation and management of ICPs, ICP identifiers and NSPs)**
 - (1) In Schedule 11.1, clause 7(6), replace "**code**" with "code".
 - (2) In Schedule 11.1, clause 9(1)(d), replace "**meter**" with "**metering**".
 - (3) In Schedule 11.1, clause 22(8), replace "**code**" with "code".
 - (4) In Schedule 11.1, clause 26(3), replace "distributor" with "**distributor**".

- 16 Schedule 11.3 amended (Switching)**
(1) In Schedule 11.3, clause 18(b), replace "Authority" with "**Authority**".
(2) In Schedule 11.3, clause 18(c)(i):
(a) replace "identifier" with "**identifier**"; and
(b) after "**trader**", insert "; and".
- 17 Clause 12.76 amended (Transpower to publish grid reliability report)**
In clause 12.76(2):
(a) replace "publish" with "**publish**"; and
(b) replace "published" with "**published**".
- 18 Clause 13.16 amended (How quantity is to be specified in bids or offers)**
In clause 13.16, replace "may be **bid**" with "may be bid".
- 19 Clause 13.79 amended (Acknowledgement of dispatch instructions)**
In clause 13.79, replace "given" with "issued".
- 20 Clause 13.80 amended (Dispatch instructions provided to grid owner)**
In clause 13.80(1), replace "given" with "issued", in each place.
- 21 Clause 13.90 amended (Process for publishing real time prices)**
In clause 13.90(1)(b)(iii)(A), replace "**of**" with "of".
- 22 Clause 13.141 amended (Pricing manager to use certain input information)**
In clause 13.141(5), replace "(6)" with "(4)".
- 23 Clause 13.167 amended (Pricing manager to publish interim prices)**
In clause 13.167(c), replace "publishing" with "**publishing**".
- 24 Clause 13.170 amended (Method and timing for claiming pricing error has occurred)**
In clause 13.170(b), replace "13.169(2)" with "13.169(2))".
- 25 Clause 13.179 amended (Timing for resolution of pricing error claim process)**
In clause 13.179, replace "**pricing manager published** the relevant **interim prices** and **interim reserve prices**" with "relevant **pricing error** was claimed".
- 26 Clause 13.185 replaced (Final prices for more than 1 trading day)**
Replace clause 13.185 with:
"**13.185 Final prices for more than 1 trading day**
If the **pricing manager** is required to **publish** 1 or more of the following prices for more than 1 **trading day** at a time, the **pricing manager's publishing** deadline is extended by 2 hours for each **trading day**:
"(a) **interim prices**:
"(b) **interim reserve prices**:
"(c) **final prices**:"

"(d) **final reserve prices.**".

- 27 **Clause 13.194 amended (Clearing manager to calculate constrained off amounts)**
In clause 13.194(2)(b)(ii), replace "grid injection basis point" with "grid injection point basis".
- 28 **Clause 13.197 amended (Calculation of constrained off amounts)**
In clause 13.197, replace "clause" with "clauses".
- 29 **Clause 13.204 amended (Calculation of constrained on amounts)**
In clause 13.204(1)(c), replace "The **clearing manager**" with "the **clearing manager**".
- 30 **Clause 13.218 amended (Parties required to submit information)**
In clause 13.218(a), replace "is a **participant**; and" with "is a **participant**; or".
- 31 **Clause 13.236I amended (Payment of auditor's costs)**
In clause 13.236I(3), replace "Authority" with "**Authority**".
- 32 **Schedule 13.3 amended (Schedules of Prices and Quantities)**
(1) In Schedule 13.3, clause 1(1), replace "maximises" with "maximise".
(2) In Schedule 13.3, clause 12(2)(b), replace "generator" with "**generating unit**".
(3) In Schedule 13.3, clause 16(1)(a), replace "reference point;" with "**reference point:**".
- 33 **Clause 14.54 amended (Generators assigned or subrogated to all clearing manager's rights of recovery)**
In clause 14.54(a), replace "respect the **payer**" with "respect of the **payer**".
- 34 **Clause 14.58 amended (Event of default gives clearing manager certain remedies)**
In clause 14.58, before "If an **event of default**", insert "(1)".
- 35 **Clause 14.63 amended (Rights of generators to exercise rights)**
In clause 14.63(1), delete "— then any 1 or more of the **generators** is entitled to exercise its rights under clause 14.54".
- 36 **Schedule 14.6 amended (Calculation of amount of loss and constraint excess to be paid into FTR account)**
(1) In Schedule 14.6, clause 2(1), definition of "**balanced**", replace "grid" with "**grid**".
(2) In Schedule 14.6, clause 2(1), definition of "**simultaneously feasible**", replace "clause 5(8)" with "clause 5(2)".

- 37 **Clause 15.5 amended (Preparing and submitting submission information)**
In clause 15.5(3), replace "system" with "station".
- 38 **Clause 15.19 amended (Seasonal adjustment and profiling)**
In clause 15.19(4), replace "form" with "from".
- 39 **Schedule 15.1 amended (Audit and certification processes)**
In Schedule 15.1, clause 9(7), replace "publish" with "publish".
- 40 **Schedule 15.2 amended (Collection of volume information)**
In Schedule 15.2, clause 14, replace "clause 3(4)" with "clause 3(6)".
- 41 **Clause 17.177 amended (Interim prices and provisional prices and provisional reserve prices)**
(1) In clause 17.177(4), replace "indefeasibility" with "infeasibility".
(2) In clause 17.177(5), insert "price situation" after "Notice of a high spring washer".

Explanatory Note

This note is not part of the amendment, but is intended to indicate its general effect.

This amendment to the Electricity Industry Participant Code 2010 comes into force on 21 September 2012.

This amendment makes various minor amendments to the Code including:

- (a) replacing the term "extended emergency situation" with "EMP departure situation" to more accurately reflect the meaning of the term;
- (b) more clearly describing the purpose of the system security forecast prepared by the system operator;
- (c) clarifying timeframes and dates;
- (d) amending the requirements for approval as a class A approved test house; and
- (e) correcting various typographical errors and inaccurate cross-references.

Date of notification in the *Gazette*: 16 August 2012