VERŻJONI ELETTRONIKA

L.N. 132 of 2012

MALTA RESOURCES AUTHORITY ACT (CAP. 423)

Electricity Market (Amendment) Regulations, 2012

IN exercise of the powers conferred by article 28(1) of the Malta Resources Authority Act, the Minister for Resources and Rural Affairs, after consultation with the Malta Resources Authority, has made the following regulations:-

Citation.

1. The title of these regulations is the Electricity Market (Amendment) Regulations, 2012, and these regulations shall be read and construed as one with the Electricity Market Regulations, hereinafter referred to as "the principal regulations".

S.L. 423.22

Amends regulation 13 of the principal regulations.

2. Sub-regulation (6) of regulation 13 of the principal regulations shall be substituted by the following sub-regulation:

"(6) Enemalta Corporation shall be responsible for dispatching generation plant and for balancing the distribution system. Enemalta Corporation shall also be responsible for ensuring the availability of any necessary ancillary services, as may be prescribed by the Authority. The Authority may instruct Enemalta Corporation to develop in accordance with regulation 21, subject to its approval and prior to their entry into force and within such time as it may determine:

(a) rules for scheduling and criteria for dispatching that take into account contractual obligations including those which derive from the tendering specifications, public service obligations, economic precedence of electricity from available generating installations and the technical constraints on the system; and

(b) rules for balancing the electricity distribution system and for the charging of system users of their networks for energy imbalance and balancing services. Terms and conditions, including rules and tariffs, for the provision of such services shall be cost reflective:

Provided that, in any case, such instructions shall be issued within one month from the receipt of an application by the first producer other than Enemalta Corporation, for an authorisation to construct a generator that is subject to dispatch:

Provided further that the Authority shall verify that these rules are objective, transparent and non-discriminatory.".

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Amends regulation 25 of the principal regulations.

3. Regulation 25 of the principal regulations shall be amended as follows:

(a) sub-regulation (5) thereof shall be renumbered as sub-regulation (4); and

(b) immediately after sub-regulation (4) thereof, there shall be added the following new sub-regulations:

"(5) The distribution system operator shall take the appropriate steps to develop transmission and distribution grid infrastructure, intelligent networks, storage facilities and the electricity system, in order to allow the secure operation of the electricity system as it accommodates the further development of electricity production from renewable energy sources, including interconnection between Member States and between Member States and third countries. The Authority shall also take appropriate steps to accelerate authorisation procedures for grid infrastructure and to coordinate approval of grid infrastructure with administrative and planning procedures.

(6) Where appropriate, the Authority may require the distribution system operator to bear, in full or in part, the costs referred to in sub-regulation (2). The Authority shall review and take the necessary measures to improve the frameworks and rules for the bearing and sharing of costs referred to in sub-regulation (2) by the 30 June 2013 and every two years thereafter to ensure the integration of new producers as referred to in that sub-regulation.

(7) The sharing of costs referred in sub-regulation (2) shall be enforced by a mechanism based on objective, transparent and non-discriminatory criteria taking into account the benefits which initially and subsequently connected producers as well as distribution system operators derive from the connections.

(8) The Authority shall ensure that the charging of distribution tariffs does not discriminate against electricity from renewable energy sources, including in particular electricity from renewable energy sources produced in peripheral regions, such as island regions, and in regions of low population density.".

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