

# Wholesale Electricity Market Report on Electricity Review Board Proceedings

1 October 2016 to 31 March 2017

31 March 2017

Economic Regulation Authority

WESTERN AUSTRALIA

## Economic Regulation Authority

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# 1 Introduction

The Economic Regulation Authority (**Authority**) is required by clause 2.13.26 of the Market Rules to release a report at least once every six months setting out a summary for the preceding six months of:

- proceedings that have been brought before the Electricity Review Board;
- findings of the Electricity Review Board on matters referred to them;
- orders made by the Electricity Review Board; and
- civil penalties imposed by the Authority under clause 2.13.16(a) of the Market Rules, where the Electricity Review Board has not set these aside.

This report provides a summary of these matters for the period 1 October 2016 to 31 March 2017.

## 2 Report for the period 1 October 2016 to 31 March 2017

### 2.1 Proceedings brought before the Electricity Review Board

In the report for the period 21 March to 30 September 2016, it was reported that proceedings were underway before the Electricity Review Board in relation to the Authority's determination that Vinalco Energy Pty Ltd had offered prices above its reasonable expectation of the short run marginal cost of generating the relevant electricity and that behaviour relates to market power.

The proceedings referred to above were commenced by the Independent Market Operator by way of application (No 1 of 2016) on 5 May 2016 to the Electricity Review Board for orders pursuant to regulation 32(1) of the Electricity Industry (Wholesale Electricity Market) Regulations 2004. The application is listed for a four day hearing commencing 9 May 2017. Refer to section 2.3 below for further information.

No new matters have been brought before the Electricity Review Board during the relevant period.

### 2.2 Findings of the Electricity Review Board on matters referred to them

The Electricity Review Board made no findings during the relevant period.

### 2.3 Orders made by the Electricity Review Board

In respect to the IMO's application (No 1 of 2016), procedural orders were made by the Electricity Review Board on 7 October 2016, 20 October 2016 and 31 October 2016. Details of the orders can be found on the Electricity Review Board's website - <http://www.edawa.com.au/reviews/12016>.

## **2.4 Civil Penalties imposed by the Economic Regulation Authority and not set aside by the Electricity Review Board**

The Authority imposed no civil penalties during the relevant period.