

**COMMENTS AND FEEDBACK FROM SEMBCORP UTILITIES PTE LTD  
ON THE PROPOSED AMENDMENTS TO THE ELECTRICITY ACT**

Comments and Feedback On:	
1.	<p><u>Licensing Regime</u></p> <p>No comment</p>
2.	<p><u>Security Safeguards</u></p> <p>No comment</p>
3.	<p><u>Power to Obtain Information</u></p> <p>(i) Is this power to request for explanation of any document or information after it is furnished a new power or is this proposed amendment merely a clarification? This is unclear.</p> <p>(ii) The notice furnished by EMA requesting for any document or information should specify the purpose of such request subject to the restrictions of the Official Secrets Act.</p> <p>(iii) Further, there should be an obligation on EMA to return the documents and information once it no longer has use for them.</p> <p>(iv) EMA's powers to obtain information should be similar to those accorded to other regulatory authorities.</p>
4.	<p><u>Improvement to Penalty Structure</u></p> <p>No comment</p>
5.	<p><u>Ambit of Market Rules</u></p> <p>The Market Rules already allow for EMA to submit its modification proposal through the Rules Change Panel. This allows for greater consultation amongst the various stakeholders which comprise the Rules Change Panel. Any proposed modification to Market Rules can be discussed, deliberated upon and views of market participants can be sought. There is nothing inherently wrong with this process and we fail to see why EMA requires an alternate route to modify the Market Rules. In any event, Section 46(4) of the Electricity Act already provides that all Market Rules modifications are subject to approval of EMA. EMA already has the discretion to ensure that modifications proposed are not in conflict with government policy.</p>

6.	<u>Revised Appeal Process</u>  No comment
7.	<u>Terms for Generation Companies to Supply Electricity</u>  We view this proposal as draconian. Such a proposal will expose gencos to potential security breaches since the proposed amendment seeks to grant the transmission licensee very wide powers to enter upon genco's premises and execute works on any "electrical line, electrical plant, structure or apparatus owned or operated" by the gencos. The term "structure" is also not defined in the Act. Requiring gencos to comply with the notice by the transmission licensee irrespective of any breach of contract with 3 <sup>rd</sup> Party is also draconian. Transmission licensee should be required to compensate or indemnify the genco for any damages it has to pay the 3 <sup>rd</sup> Party as a result of such breach.