

Respondent No. 3 -Draft Regulations on Rules & Procedures for Applying or Licences and Permits

Stage	Page #	Ref#	Observation/Comment
	Pg. 5	3. Licence Obligation. Exemption. Permits (2)(a)	<p>he/she possesses electricity generation capacity and equipment for such generation, and use of electricity from any source for its or his or her own use during periods when the network licensee in whose authorised area the self- generator is located is prevented by weather or other emergent circumstances from supplying electricity to such self-generator;”</p> <p>Recommendation: “its or” to be removed.</p>
	Pg. 6	5. (d)	<p>Remove subsection (d) Why is the self-generator paying fees to the Network Licensee fees for maintenance of the system? This may be applicable if the rate paid to the self- generator is equivalent to the retail rate. If the retail rate is higher how then can an additionally charge be payable to the Network Licensee.</p>
	Pg. 8-9	<p>Part I – Preliminary</p> <p>4. Interpretation (1)</p>	<p>“License” means a license Recommendation: Replace license with written authority issued</p> <p>“non-renewable generation licence” the licence which allows its holder to generate electricity from non-energy resources, and store and sell it to a network licensee;” Recommend: Replace non-energy resource with non-renewable energy resources</p> <p>“Permit” means permit Recommendation: Replace the word permit to “written authority issued”</p> <p>“supply” means the sale and resale of electricity;” Recommend: Definition duplicated-remove one</p> <p>“prescribed” to prescribed Recommendation: Replace prescribe with set out by these regulations...</p> <p>“transmission system” means the transport of electricity through high voltage electricity systems, and the transport of electricity for interconnecting the island of Grenada with another island or country as prescribed.”</p>

			<p>NB: A review of this definition is required</p> <p>Recommendation: means the process of delivering generated electricity at a high voltage to the distribution systems, and sub-stations for interconnecting the island of Grenada</p>											
Pg. 11	<p>Part II – General Requirements and Procedure Applicable to All Kind of Application</p> <p>7. (1) Application Fee and Licence Fee</p>	<p>This fee is high since it is applicable to both small and large systems. Additionally, this fee does not include nor alleviate the Grenlec’s fees thus adding to application cost. The current Grenlec application fee is more than three times lower than this draft regulation.</p> <p>Recommendation: Adoption of a tiered fees based on system size Fees</p> <table> <tr> <td></td> <td>System size</td> </tr> <tr> <td>\$100.00</td> <td>1 to 100 kW</td> </tr> <tr> <td>\$200.00</td> <td>100 to 200 kW</td> </tr> <tr> <td>\$300.00</td> <td>200 to 300 kW</td> </tr> <tr> <td>\$400.00</td> <td>300 to 400 kW</td> </tr> <tr> <td>\$500.00</td> <td>400 to 500 kW</td> </tr> </table> <p>For each additional increase of 100 kWh in system size and additional \$100.00 is charged. However, for system size of a megawatt and greater fee of \$1000.00 is applicable.</p>		System size	\$100.00	1 to 100 kW	\$200.00	100 to 200 kW	\$300.00	200 to 300 kW	\$400.00	300 to 400 kW	\$500.00	400 to 500 kW
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Pg. 12	<p>Part II – General Requirements and Procedure Applicable to All Kind of Application (2)(g)</p>	<p>“the procurement process is concluded and all the corresponding procurement contracts have been signed, approved and submitted by the applicant as prescribed.”</p> <p>NB: No investor will engage in a procurement contracts without knowing if a license will be granted. This is therefore restrictive and will inhibit investors furthermore the installation of Grid-tie solar on a whole.</p> <p>If (g) is designed to check or prevent a number of unfulfilled license, a time period can be give as part of the condition of the applicant to submit the necessary procurement contact documents after license is approved if not the license will be revoked</p>												

	Pg. 13 - 14	8-11	<p>Recommendation: Removal of item # 8, # 9, #10 and # 11</p> <p>NB: The conditions outlined in the sections are prohibitive for the installation of Renewable Energy in Grenada hence it needs to be revisited or removed. Item 11: The matter as it relates to procurement contract outlined in item 11 should not be a requirement for the application processing as the suggestions in 2 (g) above</p>
	Pg. 18	6	<p>Application for the grant of new generation or network licences shall also include a certified copy of procurement contracts duly signed and approved.</p> <p>NB: the fact that it would be difficult for the investor (generator) to sign procure contract guaranteeing the purchase of equipment not knowing if he will be granted a licence should remove him from such and requirement.</p> <p>Recommendation: This should only apply to a network licences</p>
	Pg. 21- 22	<p>Part IV – Specific Requirements and Content of Applications</p> <p>20. Application for modification of licence</p>	<p>“(1) In addition to the requirements of applications established Parts II, III, IV and in this Part, any application for the modification of a licence shall be subject to the specific procedure and conditions indicated in this regulation.</p> <p>(2) Within ten (10) business days from the date of application, the Commission shall:</p> <p>(a) transmit a copy of the application to the Minister;</p> <p>(b) cause a notice of such application to be published in the Gazette and in its website;</p> <p>(c) require the applicant to publish or cause to publish the prescribed notice of such application at its own expense and in at least two newspapers in general circulation in Grenada, which shall include the prescribed information with regard to:</p> <p>(i) the application, the modifications proposed, their legal effects, the legal rights and other reasons therefore;</p> <p>(ii) rights that all interested persons have to submit to the Commission their opinions or objections to the application, in writing.</p> <p>(iii) addresses, manners and other requirements to submit opinions and written presentation, and availability of the documents and application for consultation; and</p>

			<p>(iv) the term during which any interested person or authority may submit an opinion or objection to the Commission, which shall be specified by the Commission and which shall not be inferior to thirty (30) calendar days.</p> <p>(d) receive and consider the opinions and objections that any interested person or authority may submit in accordance with paragraph (c) (iv) of this sub-section.”</p> <p>Clarification: Why is a public hearing required for a modification/renewal of a license however it is not applicable for a new license?</p> <p>Recommendation: Public hearing should not be required when all the standards remain the same and not complaint from the general public is lodged.</p>						
Pg. 22	Part IV – Specific Requirements and Content of Applications	20. Application for modification of licence (5)	<p>“In addition, if the application relates to a matter of <u>significant public interest</u>, the Commission may:”</p> <p>NB: “what is significant public interest” definition required.</p>						
Pg. 41	Annex 1: Fees		<p>“A- Application fees The application fee due for each application submitted by the applicant, applicable to all kind of applications is equal to EC\$ 500 non-refundable. Suggested re-wording “ The fee for all applications will be EC\$500 and is non-refundable.”</p> <p>B- Licence fees</p> <table border="1" data-bbox="913 1140 1749 1481"> <thead> <tr> <th>Type of Licence</th> <th>Amount due in EC</th> </tr> </thead> <tbody> <tr> <td>Grant, modification or renewal of generation licence – electricity generation plant up to 1 MW</td> <td>EC\$ 10,000</td> </tr> <tr> <td>Grant, modification or renewal of generation licence – electricity generation greater than1MW and up to 10MW</td> <td>EC\$ 20,000</td> </tr> </tbody> </table>	Type of Licence	Amount due in EC	Grant, modification or renewal of generation licence – electricity generation plant up to 1 MW	EC\$ 10,000	Grant, modification or renewal of generation licence – electricity generation greater than1MW and up to 10MW	EC\$ 20,000
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Pg. 44	<p>Guide – Instructions to the Applicants</p> <p>Payment of the Application Fee</p>	<p>“Applicant must pay an Application Fee of EC\$ 500 which must be submitted with this Form.</p> <p>Payment of the Applications Fee may be made by any of the following ways (or “shall be made by” if only one options is possible):</p> <ul style="list-style-type: none"> (a) Bank draft; or (b) Personal or Company Cheque <p>Afterwards, the Public Utilities Regulatory Commission will contact you to confirm whether the application is complete or incomplete.”</p> <p>NB: fees are high of a self-generator wanting sell his excess from a small system on his home roof top.</p>									

General comments: In order to give any valuable contribution on any part for the regulations, all related regulatory documents need to be submitted for public comments in a timely manner. The significance and weightiness of the regulations cannot be taken lightly thus sufficient time is required to adequately review all the relevant documents so that the appropriate recommendations can be made which will ultimately affect the energy sector in Grenada. Despite this challenge, I seek to present my unbiased commentary on the license process.

The proposed regulations for a 20 kw generation license is the same and equally lengthy for a 30 megawatt generation license. It may be important to consider having a different approval process for licensing of small systems. Additionally, all licenses are granted by the minister at this point some consideration can be made for the Commission to be able to grant license for smaller (10kW and under) generation license which will improve the timeliness of process and overall doing business in Grenada.

Likewise, to require a procurement contract that assures a vendor a commitment to purchase material without first being granted a license makes the installation of renewable energy in Grenada impractical. The irony, of procuring a vehicle which you are not sure will be allowed to be driven on our roads in Grenada is ludicrous. In the same light, requiring a procurement contract without a license will contravene the intentions of the Electricity Act, Act 19 which seeks to 'establish a framework for the accelerated development of the supply of electricity from renewable energy resources.'

Additionally, the Electricity Act makes reference to a procedure for permit application however, the regulatory document was silent on the procedure as a result I was unable to submit any significant commentary on the rules and procedure for same. Therefore, clear guidelines and application form will ultimately be necessary for the permit process.