

## NOTICE OF SPECIFIED PENALTY

Date of Issue: December 22, 2020		Payment Due Date: January 28, 2021	
MSA File Number	2020-308	<b>Specified Penalty Amount</b>	<b>\$500</b>
Market Participant Name	Air Liquide Canada Inc.		
Asset ID (if applicable)	ALS1	Self-Report	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
ISO Rule Section	205.3	Date of Contravention	March 13, 2020
Date of Referral/Self Report	September 21, 2020	This is the first contravention by this asset for this section of the ISO rules within a rolling 12 month period.	

### EVENT DETAILS

On March 12, 2020, the ALS1 asset experienced a gas turbine trip. For several settlement intervals on March 12 and 13, the available capability was impacted, and the ability of ALS1 to provide operating reserves was also impacted. During several settlement intervals on March 13, information available to the MSA indicates that operating reserves were not restated, were not restated as soon as reasonably practicable, or were not restated to zero or no less than five MW. Section 205.3 of the ISO rules states in part:

3(4) A pool participant that submits an offer must, as soon as reasonably practicable, submit a restatement to represent the operating state of the pool asset if:

- (a) the pool asset is no longer able to deliver the MW set out in the offer; or
- (b) the pool participant is not able to meet the requirements set out in Section 205.4 of the ISO rules, Regulating Reserve Technical Requirements and Performance Standards, Section 205.5 of the ISO rules, Spinning Reserve Technical Requirements and Performance Standards or Section 205.6 of the ISO rules, Supplemental Reserve Technical Requirements and Performance Standards, as applicable.

(5) A pool participant that submits a restatement must restate to zero (0) or to no less than five (5) MW for each pool asset.

### FINDINGS

Based upon the information obtained by the MSA, the MSA is satisfied that the event was a contravention of section 205.3 of the ISO rules.

### MATERIAL FACTS

The material facts relied upon by the MSA include the following:

1. AESO available capability, dispatch, generation and offer data for ALS1 for March 12 and 13, 2020.
2. AESO information request issued to Air Liquide Canada Inc., dated July 29, 2020.
3. Air Liquide Canada Inc.'s response to the AESO information request, dated August 11, 2020.
4. AESO information request issued to Air Liquide Canada Inc., dated September 3, 2020.
5. Air Liquide Canada Inc.'s response to the AESO information request, dated September 16, 2020.
6. Referral from the AESO to the MSA, dated September 21, 2020.

### DELIVERY OF PAYMENT

Payment by cheque or certified funds is to be made payable to the "General Revenue Fund c/o Minister of Finance", and delivered to Alberta Energy at: 9945 – 108 Street NW, Edmonton, Alberta, T5K 2G6. The payment should reference this Notice of Specified Penalty and related MSA File #. Electronic copies of the payment and confirmation of delivery should be sent by email to [compliance@albertamsa.ca](mailto:compliance@albertamsa.ca) and [enforcement@auc.ab.ca](mailto:enforcement@auc.ab.ca). Questions can be directed to [compliance@albertamsa.ca](mailto:compliance@albertamsa.ca).

**NOTICE**

The Market Surveillance Administrator (MSA) is granted the power and authority under s. 52 of the *Alberta Utilities Commission Act* to issue a Notice of Specified Penalty where the MSA is satisfied that a person has contravened an ISO rule. Specified penalties are set out in AUC Rule 019.

In accordance with the relevant enactments and rules, a dispute regarding the issuance of a Notice of Specified Penalty or failure to pay the specified penalty in accordance with this notice will result in a hearing or other proceeding before the AUC.

In accordance with s. 5(1) of AUC Rule 019 this Notice of Specified Penalty will be made public no earlier than receipt of confirmation of payment from the Commission and no later than 45 days after issuance. The MSA will, if applicable, also post on its website the link to any decision of the AUC respecting the specified penalty.

If your organization disputes the issuance of this Notice of Specified Penalty, or if you have any other questions or comments regarding this matter, please contact the MSA compliance team at [compliance@albertamsa.ca](mailto:compliance@albertamsa.ca).

**SIGNATURE**

Signature	"Original Signed"	Signature Date	December 22, 2020
Name	Andrew Wilkins	Title	Director, Compliance