

NOTICE OF SPECIFIED PENALTY

Date of Issue: November 28, 2023		Payment Due Date: January 4, 2024	
MSA File Number	2023-163	Specified Penalty Amount	\$500
Market Participant Name	Hays Solar LP		
Asset ID (if applicable)	HYS1	Self-Report	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
ISO Rule Section	502.8	Date of Contravention	October 1, 2022 to November 30, 2022
Date of Referral/Self Report	April 19, 2023	This is the first contravention by this asset for this section of the ISO rules within a rolling 12-month period.	

MSA FINDINGS

From October 1, 2022 to November 30, 2022, potential real power capability data was reported from the HYS1 asset. These data do not fall within the required 2.3 MW accuracy requirement. On several days within the period the HYS1 asset reported potential real power capability that was lower than physical energy delivered, by a margin greater than 2.3 MW.

Section 502.8 of the ISO rules states, in part:

2 The legal owner of a generating unit, aggregated generating facility, transmission facility, or a load facility that is energized and commissioned on or after April 7, 2017 must ensure the facility meets the minimum supervisory control and data acquisition requirements of this Section 502.8 and, where applicable, verify with the ISO that the facility meets the requirements during commissioning and before energization.

[...]

7(5) A legal owner must, if it is providing analog values to the ISO, provide those values with the following minimum accuracy and resolution as specified in Table 2.

Table 2 requires that potential real power capability is reported with an accuracy of +/-10%. As the Maximum Capability (MC) for HYS1 is declared to be 23 MW the required real power capability accuracy is 2.3 MW.

The MSA is satisfied that the conduct was a contravention of section 502.8 of the ISO rules.

DELIVERY OF PAYMENT

Payment can be made by electronic funds transfer (EFT). Please reach out to compliance@albertamsa.ca for instructions. When submitting the EFT, please send an email to azeez.z.salawu@gov.ab.ca, compliance@albertamsa.ca and enforcement@auc.ab.ca noting the dollar amount, date of the EFT, market participant name and the MSA File #. Questions can be directed to 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.

APPROVED BY

Mark Nesbitt, Director, Enforcement on November 28, 2023