

NOTICE OF SPECIFIED PENALTY

Date of Issue: August 1, 2024		Payment Due Date: September 2, 2024	
MSA File Number	2024-020	Specified Penalty Amount	\$500
Market Participant Name	BHE Canada Rattlesnake L.P.		
Asset ID (if applicable)	RTL1	Self-Report	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
ISO Rule Section	502.8	Date of Contravention	June 21, 2023
Date of Referral/Self Report	January 12, 2024	This is the first contravention by this asset for this section of the ISO rules within a rolling 12-month period.	

MSA FINDINGS

Between June 21 and December 20, 2023, wind speed data was reported from the RTL1 asset. For most of this period, the data reported was frozen and therefore inaccurate.

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.

Subsection 8 of Section 502.8 then states, in part:

8(1) A legal owner must implement the communication methods for supervisory control and data acquisition data between its facility and the ISO in accordance with Table 3.

Table 3 states that the data must have a latency of no more than 15 seconds, an availability of 98%, and a mean time to repair of 48 hours. Appendix 2, "SCADA Requirements for Wind or Solar Aggregated Generating Facilities", states that the analog wind speed at hub height as collected at the meteorological tower, (for wind facilities), must be accurate within +/- 2% of anemometer maximum with a resolution of 0.5% of the point being monitored.

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 AU.FinOps@gov.ab.ca, compliance@albertamsa.ca and enforcement@auc.ab.ca noting the MSA file #, market participant name, name as appears on bank account, payment amount and the date of the payment. 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 August 1, 2024