



**Report by
Dispute Resolution Counsellor**

January to December 2018

30 April 2019

**This report is prepared for the Energy Market Company Pte Ltd and
the Energy Market Authority.**

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INTRODUCTION

This is a report by the Dispute Resolution Counsellor (“DRC”) on dispute resolution in relation to the wholesale electricity markets of the National Electricity Market of Singapore (“NEMS”) from 1 January to 31 December 2018.

DISPUTE RESOLUTION INSTITUTIONS

The dispute resolution institutions of the wholesale electricity markets of the NEMS comprise the DRC and the Dispute Resolution and Compensation Panel (“DRCP”). The DRCP is made up of a Mediation Panel and an Arbitration Panel.

The DRCP members are:

Mediation Panel

1. Chow Kok Fong
2. Daniel John
3. Danny McFadden
4. Engelin Teh, Senior Counsel
5. Geoff Sharp
6. Associate Professor Joel Lee
7. Associate Professor Lim Lei Theng
8. Lim Tat
9. Professor Nadja Alexander
10. Dr Peter Adler
11. Robert Yu
12. Shirli Kirschner

Arbitration Panel

1. Ben Giaretta
2. Chelva Rajah, Senior Counsel
3. Giam Chin Toon, Senior Counsel
4. Gregory Thorpe
5. Harry Elias, Senior Counsel
6. Kenneth Tan, Senior Counsel
7. Professor Lawrence Boo
8. N Sreenivasan, Senior Counsel
9. Naresh Mahtani
10. Philip Jeyaretnam, Senior Counsel
11. Phillip Harris
12. Raymond Chan
13. Dr Robert Gaitskell, Queen’s Counsel
14. Tan Chee Meng, Senior Counsel
15. Professor Tan Cheng Han, Senior Counsel

MARKET ASSESSMENT UNIT

The Market Assessment Unit of Energy Market Company Pte Ltd supports the dispute resolution process for the wholesale electricity markets of the NEMS and assists the DRC and DRCP in discharging their functions.

DISPUTE RESOLUTION PROCESS

Dispute Resolution Stages

The NEMS has a comprehensive approach to dispute resolution which enables disputes to be resolved outside of the courts. It involves the following stages:

- **Negotiation** - The parties attempt to resolve the dispute in good faith using their dispute management systems. This stage is initiated by a party to a dispute serving a notice of dispute on the other parties and giving a copy to the DRC.
- **Mediation** – If the dispute is not resolved by the parties themselves, it may be submitted for mediation. The mediation is conducted by a mediator selected from the Mediation Panel. This stage is initiated by a party serving a notice of mediation on the DRC.
- **Arbitration** - If the dispute is not resolved by the parties through mediation, it may be submitted for arbitration. The arbitration is conducted by an arbitrator(s) selected from the Arbitration Panel. This stage is initiated by a party filing a notice of arbitration with the DRC.

DMS and DMS Contacts

The dispute resolution rules require each market player to implement a dispute management system (“DMS”). The DMS has to nominate a main DMS contact and an alternate DMS contact to be the first point of contact for the notification of disputes. The DMS has also to be consistent with the guidance notes of the DRC.

The current DMS contacts are:

1. Best Electricity Supply – Terence Neo
2. CGNPC Solar-Biofuel Power (Singapore) – Mike Ong
3. CleanTech Solar Singapore Assets – Andre Nobre
4. Diamond Energy Merchants – Muhammad Khairul
5. Energy Market Company – Jeth Lee
6. Environmental Solutions (Asia) – Sivakumar Avadiar
7. ExxonMobil Asia Pacific – Eric Lim
8. ExxonMobil Asia Pacific – Lim Li Fang
9. ExxonMobil Asia Pacific – Matthias Franke
10. GreenCity Energy - Chilton Loh

11. Green Power Asia – Daniel Ma
12. Hyflux Energy – Cindy Lim
13. Hyflux Energy – Ooi Chel-Lin
14. I Switch – Senthil Kumar
15. Just Electric – Wittman Wah
16. Keppel Electric – Joelyn Wong
17. Keppel Electric – Nicholas Tan
18. Keppel Merlimau Cogen – Janice Bong
19. Keppel Merlimau Cogen – Sean Chan
20. LYS Genco Beta – Jonathan Chong
21. MyElectricity – Jeffrey Tan
22. National Environment Agency – Teresa Tan
23. National Environment Agency – Yap Hwee Tat
24. Ohm Energy – Nerine Teo
25. PacificLight Energy – Teo Chin Hau
26. PacificLight Power – Teo Chin Hau
27. Peerer Energy – Joe Poon
28. Power System Operator – Loh Poh Soon
29. Power System Operator – Oh Chai Choo
30. Red Dot Power – Vijay Sirse
31. Sembcorp Cogen – Agnes Low
32. Sembcorp Cogen – Ang Geok Chuan
33. Sembcorp Power – Lee Fee Goo
34. Sembcorp Power – Lim Han Kwang
35. Sembcorp Solar – Fendy Nursalim
36. Senoko Energy – Poo Siok Yin
37. Senoko Energy Supply – Michelle Lim
38. Senoko Waste-to-Energy – Francis Ng
39. Senoko Waste-to-Energy – Lee Song Koi
40. Seraya Energy – Elaine Syn
41. Shell Eastern Petroleum – Grace Chiam
42. Shell Eastern Petroleum – Farah Silas
43. SilverCloud Energy – Lee Hock Lim
44. Singapore District Cooling – Dennis Chong
45. Singapore District Cooling – Liu Yue
46. Singapore LNG Corporation – Jasmine Pang
47. Singapore LNG Corporation – Vincent Lam
48. Singapore Refining Company – Ho Weng Foo
49. Singapore Refining Company – Balasubramaniam Sundararaj Mohanakkannan
50. SP PowerAssets – Chan Hung Kwan
51. SP Services – Hilda Toh
52. SP Services – Ho Yin Shan
53. Sun Electric Energy Assets – Eugene Lim
54. Sun Electric Energy Assets – Matthew Peloso
55. Sunseap Energy – Lawrence Kwan
56. Sunseap Leasing – Jonathan Tai
57. Sunseap Leasing – Shawn Tan
58. Sunseap Leasing Beta – Shawn Tan

- 59. Tuas DBOO Trust – Victor Fong
- 60. Tuas DBOO Trust – Wilfred Tan
- 61. TuasOne – Kevin Fong
- 62. Tuas Power Generation – Priscilla Chua
- 63. Tuas Power Supply – Jazz Feng
- 64. Tuas Power Supply – Zhang Ai Jia
- 65. Tuaspring – Calvin Quek
- 66. Tuaspring – Chin Shi En
- 67. Union Power – Ellen Teo
- 68. Union Power – Eric Lim
- 69. UGS Energy – Esther Lim
- 70. UGS Energy – Jessica Ang
- 71. YTL PowerSeraya – Jonathan Chew
- 72. YTL PowerSeraya – Ong Yi Zha

DISPUTE RESOLUTION TRAINING

As part of my responsibilities, I provide training in dispute resolution for the DMS contacts.


On 5 June 2018, I conducted a briefing on the NEMS' dispute resolution process for new DMS contacts. The workshop was organised and supported by EMC's Market Assessment Unit.

DISPUTES

During the period 1 January to 31 December 2018, I did not receive any notice of dispute from market participants.

CONCLUSION

I would like to thank all market participants, DMS contacts and the Market Assessment Unit for supporting the work of the DRC. I look forward to working towards further improving the dispute resolution process of NEMS.



George Lim, *Senior Counsel*
Dispute Resolution Counsellor