

RULES FOR THE REGISTRATION OF WHOLESALE AGGREGATORS, AS AMENDED

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WHEREAS, the mandate of the Energy Regulatory Commission (ERC) under Republic Act No. 9136 is to promote free and fair competition and to ensure the accountability of electric power industry participants;

WHEREAS, the ERC has recognized the need to provide supply options for Distribution Utilities, specifically small electric cooperatives;

WHEREAS, pursuant thereto, on 22 May 2006, the ERC has adopted the following Rules for the Registration of Wholesale Aggregators (the “Rules”);

WHEREAS, it has become necessary to clarify the specific documentary requirements to be submitted to facilitate the evaluation of said applications;

WHEREAS, from November 24, 200 to January 06, 2010, the proposed amendments to the Rules were posted on the ERC website to solicit comments from the industry participants;

WHEREAS, after a careful consideration of the comments submitted by interested parties including the promulgation of subsequent laws affecting the implementation thereof, the ERC deems it appropriate to amend the above stated Rules and adopt the Rules for the Registration of Wholesale Aggregators, as Amended, attached hereto as Annex “A”[*] and made an integral part hereof;

NOW THEREFORE, the ERC, after thorough and due deliberation, hereby RESOLVES, as it is hereby RESOLVED, to APPROVE and ADOPT, the “Rules for the Registration of Wholesale Aggregators, as Amended.”

These Rules shall take effect on the fifteenth (15th) day following its publication in a newspaper of general circulation.

Adopted: 15 Feb. 2010

(SGD.) ZENAIDA G. CRUZ-DUCUT
Chairperson

(SGD.) RAUF A. TAN
Commissioner

(SGD.) ALEJANDRO Z. BARIN
Commissioner

(SGD.) MARIA TERESA A.R. CASTANEDA
Commissioner

(SGD.) JOSE C. REYES
Commissioner

[*] Text Available at Office of the National Administrative Register, U.P. Law Complex, Diliman, Quezon City

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