

ADOPTING A METHODOLOGY FOR SETTING DISTRIBUTION WHEELING RATES

Read online (full-text search, related cases, audio case brief): <https://batas.org/library/22f5513c4148/>

WHEREAS, Section 43 (f) of Republic Act No. 9136, otherwise known as the Electric Power Industry Reform Act of 2001 (EPIRA), authorizes the Energy Regulatory Commission (ERC) to adopt alternative forms of internationally-accepted rate-setting methodology it may deem appropriate;

WHEREAS, the rate setting methodology so adopted and applied must ensure a reasonable price of electricity;

WHEREAS, on various dates, the ERC rendered its Decisions on the respective unbundling applications of the private distribution utilities using the Return on Rate Base (RORB) Methodology;

WHEREAS, the ERC has developed a new methodology for setting the distribution wheeling rates of private distribution utilities embodied in a document denominated as the "Distribution Wheeling Rates Guidelines" (DWRG);

WHEREAS, on August 9, 2004, the ERC issued a Notice setting the DWRG for public consultation and directing interested parties to submit their comments thereon;

WHEREAS, interested parties submitted their written comments and public consultations were conducted on August 31, 2004 and October 19, 2004 on the proposed DWRG;

WHEREAS, after conducting public consultations on the DWRG, the Commission posted the second (2nd) draft of the proposed DWRG on November 17, 2004 at the ERC Website;

WHEREAS, after said posting, a number of additional written comments were received and thereby considered by the Commission in its final deliberation of the DWRG;

WHEREAS, in accordance with the aforesaid mandate and after a careful consideration of the various views and comments submitted by interested parties, the ERC finds it appropriate to adopt a new methodology for setting distribution wheeling rates for private distribution utilities;

NOW, THEREFORE, be it RESOLVED, as the ERC hereby RESOLVES, to APPROVE and ADOPT, as it hereby APPROVES and ADOPTS, the "Distribution Wheeling Rates Guidelines (DWRG)" for private distribution utilities hereto attached as ANNEX "A"[*] together with the significant timelines for its implementation hereto attached as ANNEX "B"[*] and made an integral part of this Resolution;

This Resolution shall take effect fifteen (15) days following its publication in a newspaper of general circulation in the country.

Adopted: 10 December 2004

(SGD.) RODOLFO B. ALBANO, JR.

Chairman

(SGD.) OLIVER B. BUTALID

(SGD.) JESUS N. ALCORDO

Commissioner

Commissioner

(SGD.) RAUF A. TAN

(SGD.) ALEJANDRO Z. BARIN

Commissioner

Commissioner

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

ABOUT BATAS.ORG

Study smarter at BATAS.org

The Philippine bar review and law-school companion built around how your brain actually remembers.

The complete Philippine law library - free for everyone.

More than 100,000 Supreme Court decisions, Republic Acts, and executive issuances - full-text searchable, browsable by category and year, and always free. No paywall, no login. This PDF came from it.

Audio case-brief lectures.

Any decision becomes a podcast-style lecture - facts, issues, ruling, and doctrine - with read-along highlighting and a hands-free presentation mode. Study while commuting, working out, or resting your eyes.

Bar review built on the science of memory.

Complete, sequenced courses for all eight bar subjects, narrated like podcasts and reinforced with retrieval practice and spaced review - the study techniques with the strongest evidence behind them.

The full law-school curriculum.

One subscription unlocks the entire J.D. curriculum - every subject, every lesson, with your progress tracked down to the paragraph so you can pick up exactly where you left off, on any device.

Mock exams that tell you where you stand.

Timed multiple-choice exams graded instantly, with per-subject score breakdowns and focus suggestions that point you at your weakest topics first.

A study planner that keeps you on pace.

Set your schedule and BATAS tells you every day whether you are on track for bar day - and exactly which lesson to take next.

Start free at <https://batas.org>

The law library is free forever - and your first lesson is one click away.

The text of this document is an official public record and remains in the public domain. Formatting, presentation, and compilation © 2026 batas.org.

Downloaded free from the batas.org Law Library. Share it freely - the library is free for every law student, bar reviewee, and practitioner.