

# CIRCULAR

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<b>TYPE &amp; NUMBER</b>	ELEXON Circular – EL03117
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<b>Date</b>	12 March 2020
<b>To</b>	BSC Parties
<b>From</b>	BSC Panel
<b>Purpose</b>	For information

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## BSC Default – Satus Energy Limited

This document sets out the resolutions made by the BSC Panel in relation to Satus Energy Limited (BSC Party ID 'SATUS', Company number: 10364172) ("the Defaulting Party") under Section H3.2.1 of the Balancing and Settlement Code ("BSC").

Provision of a copy of this document to a BSC Party shall constitute notification to that BSC Party of the decisions of the Panel, and shall also constitute notification to that BSC Party of the Default pursuant to BSC Section H3.2.1(a).

In accordance with the provisions of the BSC, a meeting of the Panel was convened at 10:00 a.m. on 12 March 2020.

The Panel noted that the Defaulting Party is in Default under Section H3.1.1(b) of the BSC in that the Defaulting Party has not paid an amount, which has become due for payment under the Code, in full by the fifteenth Business Day after the date of BSCCo's notice.

The Panel, having regard to its objectives under Section B1.2.1 and to its other obligations under the BSC, **RESOLVED** as follows:

- (a) Pursuant to Section H3.2.1(e), to expel, the Defaulting Party from the BSC in accordance with the requirements of Section A5. Any Party, or the Authority, may make representations to the BSC Panel in respect of the proposed expulsion of the Defaulting Party by submitting such representations to the contact provided below by no later than 17:00 on 9 April 2020.
- (b) Pursuant to Sections H3.2.1(b), H3.2.2(a) and H3.2.2(b) to:
  - (i) suspend with immediate effect the right of the Defaulting Party to submit (or have submitted on its behalf) Energy Contract Volume Notifications and Metered Volume Reallocation Notifications under Section P of the BSC; and/or
  - (ii) disapply (for the purposes of Settlement) with immediate effect all Energy Contract Volume Notifications and Metered Volume Reallocation Notifications submitted by or on behalf of the Defaulting Party (for Settlement Periods that the Submission Deadline has not passed).
- (c) Pursuant to Sections H3.2.1 (b) and H3.2.2 (f), with immediate effect to suspend the right of the Defaulting Party to receive reports and data.
- (d) Pursuant to Section H3.2.1(f), to notify the Funds Administration Agent on behalf of the BSC Clearer to treat the Defaulting Party as a Defaulting Party for the purposes of Section N of the BSC.
- (e) Pursuant to Sections H3.2.1 (b) and H3.2.2 (g), to suspend with immediate effect the right of the Defaulting Party to vote pursuant to Annex B-2 of the BSC.
- (f) Pursuant to Section H3.2.1(a), notify each other BSC Party of the Default.

## CIRCULAR

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The Panel noted that nothing in these Resolutions should be taken as preventing it from deciding at any time to take any further, additional, different or other steps under Section H3.2.1 of the BSC in relation to the Defaulting Party.

For more information, please contact Market Operations ([market.operations@elexon.co.uk](mailto:market.operations@elexon.co.uk))