



Republic of the Philippines  
DEPARTMENT OF ENERGY  
(Kagawaran ng Enerhiya)

DEPARTMENT CIRCULAR NO. DC 2021-10-0033

REPEALING SECTION 3 OF THE DOE DEPARTMENT CIRCULAR NO. DC2017-04-0006, ENTITLED "ADOPTING FURTHER AMENDMENTS TO THE WESM RULES AND MARKET MANUALS"

**WHEREAS**, Sections 30 and 37(f) of the Electric Power Industry Reform Act (EPIRA) provides that the Department of Energy (DOE), jointly with the electric power industry participants, shall establish the Wholesale Electricity Spot Market (WESM) and formulate the detailed rules governing the operations thereof;

**WHEREAS**, on 28 June 2002, the DOE, with the endorsement of the electric power industry participants, promulgated the WESM Rules through Department Circular No. DC2002-06-003;

**WHEREAS**, any changes, amendments, and modifications to the WESM Rules, Retail Rules and their Market Manuals shall be undertaken in accordance with the provisions of Chapter 8 of the WESM Rules;

**WHEREAS**, on 20 April 2017, the DOE issued Department Circular No. DC2017-04-0006 adopting further amendments to the WESM Rules and Market Manual, Section 3 of which adopted the Market Manual on Administered Price Determination Methodology as applicable to the one (1) – hour dispatch interval;

**WHEREAS**, on 21 February 2020, the Independent Electricity Market Operator of the Philippines (IEMOP) submitted its proposal to the Rules Change Committee (RCC) to abolish the aforementioned Market Manual, among others, as it is considered no longer applicable or redundant upon the commencement of the implementation of the enhanced WESM design and operations;

**WHEREAS**, it was clarified that the core provisions of the foregoing Market Manual were consolidated and updated under the enhanced market design versions of the Market Manual on Price Determination Methodology;

**WHEREAS**, on 26 February 2020, the proposal was published in the WESM Governance Arm website to solicit further comments from industry stakeholders and interested parties;

**WHEREAS**, on 24 April 2020, during its 164<sup>th</sup> RCC Meeting, the RCC deliberated on the proposal and found no objections for the abolition of the aforementioned Market Manual;

**WHEREAS**, on 15 May 2020, during its 165<sup>th</sup> RCC Meeting, the RCC approved the proposed abolition of the Market Manual on Administered Price Determination Methodology, among others, for endorsement to the PEM Board;

**WHEREAS**, on 08 June 2020, the PEM Board formally endorsed the said proposal to the DOE for approval.

**WHEREAS**, on 10 and 15 December 2020, the DOE conducted public consultations on the proposed amendments to solicit further comments and recommendations from the market participants and other interested parties;

**WHEREAS**, the DOE deems the proposed abolition is necessary to avoid confusion in the implementation of the enhancements to the WESM design and operations;

**NOW THEREFORE**, pursuant to its authority under the EPIRA and the WESM Rules, the DOE hereby adopts, issues, and promulgates the following amendment to the WESM Market Manuals:

**Section 1. Repealing Clause.** Section 3 of DOE Department Circular No. DC2017-04-0006 adopting the Market Manual on Administered Price Determination Methodology is hereby repealed. Provided, That, the other provisions of Department Circular No. DC2017-04-0006 not affected by this Circular shall remain in effect. Provided further, That the provisions of other circulars which are inconsistent with this Circular are hereby repealed, amended, superseded or modified accordingly.

**Section 2. Separability Clause.** If for any reason, any section or provision of this Circular is declared unconstitutional or invalid, such parts not affected shall remain valid and subsisting.

**Section 3. Effectivity.** This Circular shall take effect immediately following its publication in two (2) newspapers of general circulation. Copies hereof shall be filed with the University of the Philippines Law Center – Office of National Administrative Register (UPLC-ONAR).

Issued on 0CT 12 2021 at the Energy Center, Rizal Drive, Bonifacio Global City, Taguig City.

  
**ALFONSO G. CUSI**  
Secretary

