

Feed-In Tariff Methodology Public Consultation Ex Parte Communication

In the matter of the Regulatory Authority Act, 2016 (the “RAA”), and in accordance with section 73(4)(a) of the RAA, NOTICE IS HEREBY GIVEN that the following party has engaged the Regulatory Authority of Bermuda (the “Authority”) in *ex parte* communications in connection with the 1st Round Public Consultation document on the development of the Feed-In Tariff Methodology (the “Consultation Document”) published on the 27th April 2018 (the “Consultation Date”), pursuant to section 36 of the Electricity Act 2016 (the “EA”).

The Authority has entered into the following *ex parte* communications with Stuart Kriendler (“Mr. Kriendler”) of BE Solar and George Masters (“Mr. Masters”):

Ex parte communication with Mr. Kriendler.

- 24th May 2018:
 - The Authority responded to Mr. Kriendler’s concerns and confirmed that the period within which the public could provide comments to the Consultation Document has been extended to the 4th June, 2018.
 - The Authority stated that in an attempt to clarify the contents of the Consultation Document the Authority has issued press releases, published a summary report of the Consultation Document and have had numerous forms of correspondence with key stakeholders but would continue to consider further engagement during the consultation.
 - The Authority also encouraged Mr. Kriendler to share the relevant documents with the solar clients.
 - The Authority also communicated the reporting obligations specified under section 73(4) of the RAA which requires the Authority to post a notice of the *ex parte* communication on the Authority’s website.
- 23rd May 2018:
 - Mr. Kriendler submitted an e-mail containing a written summary of his issues which was in agreement to Mr. Masters sentiments.
 - Mr. Kriendler further stated that many of solar clients are not fully aware of the consultation request.

Ex parte communication with Mr. Masters.

- 24th May 2018:
 - The Authority responded to Mr. Masters’ concerns and confirmed that the period within which the public could provide comments to the Consultation Document has been extended to the 4th June, 2018.
 - The Authority stated that in an attempt to clarify the contents of the Consultation Document the Authority has issued press releases, published a summary report of the Consultation Document and have had numerous forms of correspondence with key stakeholders.
 - The Authority also communicated the reporting obligations specified under section 73(4) of the RAA which requires the Authority to post a notice of the *ex parte* communication on the Authority’s website.

- 22nd May 2018:
 - Mr. Masters submitted an e-mail containing a written summary of his issues concerning the general public's lack of understanding of the questions contained within the Consultation Document.
 - As a result of this lack of clarity Mr. Masters requested the period within which the public could provide comments be extended.
 - Mr. Masters referred to the Townhall meetings that the Authority held on the 8th and 10th of May 2018 concerning the Integrated Resource Plan and further requested that another Townhall meeting be held to provide further clarity on the feed-in tariff methodology Consultation Document.

Jordan Cutts

From: Jozelle Escolastica CPA,CA
Sent: Thursday, May 24, 2018 11:02 AM
To: Jordan Cutts
Subject: FW: Request for Extension and Town Hall for FIT Consultation

Hi Jordan,

Can you prepare a notice for this correspondence as well please?

Thanks – Jozelle

Jozelle Escolastica CPA,CA

Head of Regulatory Finance



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From: Jozelle Escolastica CPA,CA
Sent: Thursday, May 24, 2018 9:57 AM
To: 'Stuart Kriendler' <stuart@besolar.bm>; Electricity <Electricity@RAB.bm>; Aaron Smith <ASmith@RAB.bm>
Cc: Energy <energy@gov.bm>; Nikolai, Jeane <jnikolai@gov.bm>; mcom <mcom@sea.bm>; George Masters <george.masters@gmail.com>; Jordan Cutts <jcutts@RAB.bm>
Subject: RE: Request for Extension and Town Hall for FIT Consultation

Good morning George and Stuart,

Many thanks for your emails.

The Authority will allow for an extension for comment through to Monday, June 4th. We encourage all interested parties to provide detailed responses of their main concerns and issues with the proposed methodology, if any. This information will assist the Authority as we look to address those concerns of our stakeholders during the next round of consultation.

In regards to your clients being unaware of the consultation, to date the Authority has issued press releases, summary report of the consultation as well as email notifications and correspondence to key stakeholders (ie. this included yourselves). You may be best positioned to provide and share this with your client base. Below, please find attached the link to our website for ease of reference.

<http://www.rab.bm/index.php/ele-consultations/feed-in-tariff>

The Authority will continue to make strides as we endeavor to have increased levels of participation in our consultations. Upon outcome of the initial consultation, the Authority will consider further engagement with the public on the feed-in tariff methodology consultation.

Kind regards,

From: Stuart Kriendler <stuart@besolar.bm>

Sent: Wednesday, May 23, 2018 9:00 AM

To: Electricity <Electricity@RAB.bm>; Jozelle Escolastica CPA,CA <JEscolastica@RAB.bm>; Aaron Smith <ASmith@RAB.bm>

Cc: Energy <energy@gov.bm>; Nikolai, Jeane <jnikolai@gov.bm>; mcom <mcom@sea.bm>; George Masters <george.masters@gmail.com>

Subject: Re: Request for Extension and Town Hall for FIT Consultation

Good day Jozelle, Aaron and RAB team,

We fully agree with George on requesting an extension to the FIT methodology.

Speaking to solar clients, many of them are not fully aware of the FIT methodology consultation request.

Many clients who are aware are confused by the language of the FIT request and have not had clarification questions answered in a timely enough manner to provide a comprehensive response.

There is also confusion between the FIT methodology consultation request and the RFP consultation request because consultation periods overlap which adds to the challenge.

We appreciate the opportunity to ensure the RAB gets a high level of responses from all stakeholders, especially those affected most.

Thank you for your consideration for an extension.

Regards,
Stuart

On Tue, May 22, 2018 at 10:46 PM, George Masters <george.masters@gmail.com> wrote:

Good Day,

I am writing to request the following:

1. Extension to the FIT Tariff Consultation deadline
2. Public Town Hall for FIT Tariff consultation

As members of the public are still very unclear with the questions that you have proposed in your consultation document, a suggestion was proposed at the last IRP town hall for the RAB to conduct town halls for the FIT tariff consultation. As the response received from the RAB seemed positive for a town hall on this topic, to date, no town hall has been announced for this FIT tariff consultation. Therefore, I simply request an extension to the FIT Tariff consultation so that a public town hall can be conducted accordingly.

I look forward to a positive response to this request.

Best Regards,

George Masters

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Stuart Kriendler

| Managing Director

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