

Call for Stakeholder Comments – National Energy Regulator of South Africa

Trading Rules Development Project

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# **Background**

On 7th August 2025, the National Energy Regulator of South Africa (NERSA) held a Trading Rules Development Project Introduction (Kick-Off) meeting. Energy Council of South Africa invites members to contribute towards the position paper we are preparing on the Trading Rules Development Project.

The Energy Council will present on behalf of members a consolidated position paper to NERSA on the trading rules. A Trading Rules response review matrix has been created to gather EC members' inputs before the presentation of the position papers.

This matrix helps members address key sections of the draft recommendations. While guidance is provided, additional relevant comments are welcome. Your engagement and insights are appreciated.

Please send your comments to the Energy Council by 20th of August 2025. The position papers will be presented to NERSA on the 22 August 2025.

Thank you for contributing to this position paper.

# **Introduction**

The National Energy Regulator of South Africa (NERSA) is a regulatory authority established as a juristic person in terms of section 3 of the National Energy Regulator Act, 2004 (Act No. 40 of 2004) (‘the NERA’). NERSA's mandate includes the regulation of the Electricity Supply Industry.

Trading is a licensable activity which attracts compliance monitoring and enforcement and that can be achieved when the scope of compliance is identifiable.

Electricity Regulation Act, 2006 (Act No. 4 of 2006) (the Act) entrusts NERSA with the mandate to issue Rules amongst others relating to trading and we will be engaging in the development process within statutory and constitutional requirements

The position paper will cover the following:

1. Technical,
2. Legal,
3. Economic,
4. Commercial
5. Other aspects.

Please use the commenting guide below to contribute towards the Energy Council’s Trading Rules position paper.

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| **Eligibility Criteria for Customers to choose their Trader**Council members are requested to comment on the Eligibility criteria for customers to choose their trader. |
| **Questions Reference**  | **Comments** |
| Technical |  |
| Economic |  |
| Commercial |  |
| Legal |  |
| Other aspects |  |

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| **Eligibility Criteria of a Customer and Contestable Customer (s)**Council members are requested to comment on the Eligibility criteria of a customer and contestable customer(s) to choose their trader. |
| **Questions Reference**  | **Comments** |
| Technical |  |
| Economic |  |
| Commercial |  |
| Legal |  |
| Other aspects |  |

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| **Eligibility based on Voltage and Consumption Level**Council members are requested to comment on the Eligibility based on Voltage and Consumption Level. |
| **Questions Reference**  | **Comments** |
| Technical |  |
| Economic |  |
| Commercial |  |
| Legal |  |
| Other aspects |  |

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| **Data Access**Council members are requested to comment on data access. |
| **Questions Reference**  | **Comments** |
| Technical |  |
| Economic |  |
| Commercial |  |
| Legal |  |
| Other aspects |  |

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| **Prohibited Activities Relating to Electricity Trading**Council members are requested to comment on distribution facility access and electricity wheeling |
| **Questions Reference**  | **Comments** |
| Technical |  |
| Economic |  |
| Commercial |  |
| Legal |  |
| Other aspects |  |

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| **Legal and Regulatory Compliance by Traders**Council members are requested to comment on the legal and regulatory compliance by Traders. |
| **Questions Reference**  | **Comments** |
| Technical |  |
| Economic |  |
| Commercial |  |
| Legal |  |
| Other aspects |  |

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| **Customer Contracting and Protection**Council members are requested to comment on customer contracting and protection. |
| **Questions Reference**  | **Comments** |
| Technical |  |
| Economic |  |
| Commercial |  |
| Legal |  |
| Other aspects |  |

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| **Top-Up/ Stand-by Arrangements**Council members are requested to comment on top-up/ stand-by arrangements. |
| **Questions Reference**  | **Comments** |
| Technical |  |
| Economic |  |
| Commercial |  |
| Legal |  |
| Other aspects |  |

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| **Distribution Facility Operator’s Rights**Council members are requested to comment on the distribution facility operator’s rights. |
| **Questions Reference**  | **Comments** |
| Technical |  |
| Economic |  |
| Commercial |  |
| Legal |  |
| Other aspects |  |

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| **Top-Up Arrangements, Top-Up Triggers and Settlement**Council members are requested to comment on the top-up arrangements, top-up triggers and settlement. |
| **Questions Reference**  | **Comments** |
| Technical |  |
| Economic |  |
| Commercial |  |
| Legal |  |
| Other aspects |  |

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| **Financial Settlement and Reporting**Council members are requested to comment on financial settlement and reporting. |
| **Questions Reference**  | **Comments** |
| Technical |  |
| Economic |  |
| Commercial |  |
| Legal |  |
| Other aspect |  |

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| **Single or Multiple Retailers**Council members are requested to comment on single or multiple retailers. |
| **Questions Reference**  | **Comments** |
| Technical |  |
| Economic |  |
| Commercial |  |
| Legal |  |
| Other aspect |  |

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| **Single VS. Multiple Retailer Participation**Council members are requested to comment on single VS multiple retailer participation. |
| **Questions Reference**  | **Comments** |
| Technical |  |
| Economic |  |
| Commercial |  |
| Legal |  |
| Other aspect |  |

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| **Supplier Switching**Council members are requested to comment on supplier switching. |
| **Questions Reference**  | **Comments** |
| Technical |  |
| Economic |  |
| Commercial |  |
| Other aspect |  |

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| **Reseller Networks**Council members are requested to comment on reseller networks. |
| **Questions Reference**  | **Comments** |
| Technical |  |
| Economic |  |
| Commercial |  |
| Other aspect |  |

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| **Supplier of Last Resort**Council members are requested to comment on supplier of last resort. |
| **Questions Reference**  | **Comments** |
| Technical |  |
| Economic |  |
| Commercial |  |
| Other aspect |  |

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| **Any other Comments**Council members are requested to comment on any other topics not covered above. |
| **Questions Reference**  | **Comments** |
| Technical |  |
| Economic |  |
| Commercial |  |
| Other aspect |  |