



20 September 2019

REGULATORY ADVISORY NO. 03

TO : ALL ELECTRIC COOPERATIVES

**SUBJECT : Compliance with CSP Requirements and Related NEA Advisories
Pertaining to Power Supply Contracting**

With the Decision of the Supreme Court (SC) in *Alyansa Para Sa Bagong Pilipinas, Inc. (ABP) vs. Energy Regulatory Commission (ERC) in G.R. No 227670 promulgated on May 3, 2019*, requiring all Power Supply Agreements (PSAs) submitted to the ERC on or after 30 June 2015 to undergo Competitive Selection Process (CSP), and Memorandum of the ERC to the Office of the President (OP) recommending the latter to direct the Department of Energy (DOE) to set a transition period of at least one (1) year to enable the affected Distribution Utilities (DUs) to comply with the SC Decision and complete their CSPs, all Electric Cooperatives (ECs) and Members of the Board of ECs are enjoined to act promptly and to comply within the given transition period. Any delay incurred in the conduct of the CSP shall have a corresponding penalty.

Likewise, non-compliance with CSP requirements and all other advisories from NEA pertaining to power supply contracting shall affect your entitlement to incentives and shall mean a demerit to your overall assessment for categorization.

For your guidance.


EDGARDO R. MASONGSONG
Administrator

NATIONAL ELECTRIFICATION
ADMINISTRATION
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