Reference: Letter to DOMLEC Dated November 16, 2009

This Administrative Order is made by the Independent Regulatory Commission (hereinafter referred to as the Commission) in exercise of the powers conferred on the Commission by Section 41 of the Electricity Supply Act 10 of 2006 (the Act) of the Commonwealth of Dominica.

1. This Order may be cited as the:

Dominica Electricity Services Ltd. – (DOMLEC) – Technical Audit of Assets Order

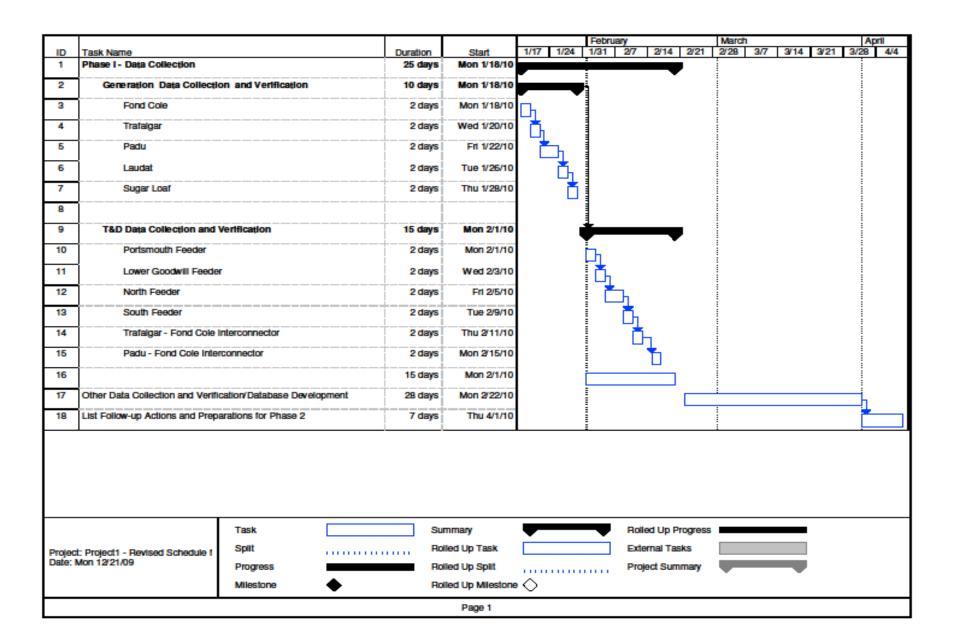
- 2. Whereas the Commission has indicated to Dominica Electricity Services Ltd -DOMLEC in its press release of September 4, 2009 that it will investigate DOMLEC's power operations.
- 3. Whereas the Commission has been in discussions with DOMLEC on the matter of a technical audit of its power system and has requested and received DOMLEC's one- line diagram of the distribution network and the map of Dominica with the DOMLEC distribution system superimposed thereon.
- 4. **Whereas** the Commission issued a letter on November 16, 2009 to DOMLEC stating its intention to begin the technical audit of its power system on November 23, 2009.
- 5. Whereas Dominica Electricity Services Ltd –(DOMLEC) responded by a letter dated November xx, 2009 claiming that the Commission is not endowed with the powers to pursue such a technical audit of DOMLEC's Assets and, therefore, will not cooperate with the Commission in its desire to proceed with the technical audit.
- 6. Whereas the Commission has since sought legal advice on the matter and has been duly advised that Dominica Electricity Services Ltd (DOMLEC) must comply and work with the Commission in performing the said audit through the Commission's powers contained in the provisions Sections 19, 21(n),(p) & (q) and 22(g)of the Electricity Supply Act 10 of 2006 (the Act) of the Commonwealth of Dominica;
- 7. The Commission now **ORDERS** the Dominica Electricity Services Limited (DOMLEC) to provide the necessary data and assistance as outlined in the appendix to this order to representatives of the IRC to ensure that a proper Technical Audit of DOMLEC's power operating system is performed. This audit must begin on February 1, 2010.

8. For the avoidance of doubt the effective date by which the Commission expects the audit to commence will be February 1, 2010

BY ORDER OF THE INDEPENDENT REGULATORY COMMISSION

Lancelot McCaskey Executive Director January 7, 2010

APPENDIX



Technical Audit\Work Files\DOMLEC Technical Audit - Generation Reporting Short Form.xlsx Technical Audit\Work Files\DOMLEC Technical Audit - TD Reporting Short Form.xlsx