



**NOTICE OF MOTION TO REVIEW AND VARY  
THE DECISION ON THE APPLICATION FOR  
APPROVAL TO RECOVER THE COSTS OF THE  
5MW ENERGY STORAGE DEVICE**

**DOCUMENT NO.: FTCUR/DECESD/BL&P-2018-02**

**IN THE MATTER** of the Fair Trading Commission Act, CAP. 326B of the Laws of Barbados;

**AND IN THE MATTER** of the Utilities Regulation Act, CAP. 282 of the Laws of Barbados;

**AND IN THE MATTER** of the Utilities Regulation (Procedural) Rules, 2003 and the Utilities Regulation (Procedural) (Amendment) Rules, 2009;

**AND IN THE MATTER** of an Application by the Barbados Light & Power Company Limited for a review and variation of the Decision of the Fair Trading Commission dated April 13, 2018, on the Application to recover the costs of the 5MW Energy Storage Device (ESD) through the Fuel Clause Adjustment (FCA).

**THE FAIR TRADING COMMISSION (COMMISSION) GIVES NOTICE that:** The Barbados Light & Power Company Limited (Applicant) by a Notice of Motion dated and filed on the 18th day of May 2018, applied for a review and variation of the Commission's Decision on the Application to recover the costs of the 5MW ESD through the FCA. This motion seeks to review and vary the approach used by the Commission in relation to the ascribed heat rate targets and failure to cap the penalty or reward. The Applicant also sought a delay in the implementation of the heat rate targets.

After assessing the Applicant's submissions on the delay, the Commission issued its Decision on September 10, 2018 granting the delay pending its determination of the Motion to Review the Decision. The Commission has determined that it will conduct this matter as a written hearing pursuant to Rule 37 of the Utilities Regulation (Procedural) Rules, 2003 to determine the threshold question and a review on the merits.

The parties to this matter are the Applicant and the intervenors for the hearing of the July 11, 2017 Application to recover the cost of the ESD through the FCA. They will be given the opportunity to file submissions in relation to the Motion to Review.

Dated the 17th day of September, 2018

**Kevin K. D. Webster**  
**Senior Legal Officer/Commission Secretary**  
**Fair Trading Commission**  
**Tel.: 424-0260**