

Tariff, Part VIII, Subpart F, section 433
Wholesale Market Participation Agreement/Non-Jurisdictional Agreements

- A. In some instances, Generation Project Developer may physically connect its Generating Facility to ~~non-jurisdictional~~ distribution or sub-transmission facilities in order to access the electrical Point of Interconnection on the Transmission System (the “POI”), for the purpose of engaging in FERC-jurisdictional Wholesale Transactions. In those instances, Generation Project Developer must enter into both a (1) non-jurisdictional interconnection agreement with the owner or operator of the ~~non-jurisdictional~~ distribution or sub-transmission facilities, which governs the physical connection of the Generating Facility to those ~~non-jurisdictional~~ facilities; and (2) a three-party Wholesale Market Participation Agreement (“WMPA”) with PJM and the affected Transmission Owner in order to effectuate Wholesale Transactions in PJM’s markets.
- B. Generation Project Developer shall follow the Application Rules of Tariff, Part VIII, Subpart C, section 403 that apply to a Generating Facility, and shall complete the Application and Studies Agreement set forth in Tariff, Part IX, Subpart A (the “Application”). In the Application, Generation Project Developer shall indicate its intent to physically connect its Generating Facility to distribution or sub-transmission facilities that currently are not subject to FERC jurisdiction, for the purpose of injecting energy at the Point of Interconnection and engaging in FERC-jurisdictional Wholesale Transactions.
- C. Generation Project Developer shall provide with the Application a copy of the executed interconnection agreement that governs the physical connection of the Generating Facility to the ~~non-jurisdictional~~ distribution or sub-transmission facilities, if the interconnection agreement is available. If the interconnection agreement is not yet available, Generation Project Developer shall provide with the Application all available documentation demonstrating that Generation Project Developer has requested or applied for interconnection through the relevant non-jurisdictional process, and Generation Project Developer shall provide a status report.
- D. In order to proceed to the execution of a WMPA, Generation Project Developer must demonstrate that it has executed the non-jurisdictional interconnection agreement by no later than Decision Point III in the applicable Cycle.