



مكتب التنظيم والرقابة لقطاع الكهرباء و المياه
RSB FOR ELECTRICITY & WATER

**REGULATORY AND SUPERVISORY BUREAU FOR ELECTRICITY
AND WATER SECTOR**

**REGULATIONS FOR DISTRICT COOLING PURSUANT TO
EXECUTIVE COUNCIL RESOLUTION (6) OF 2021**

RD01: PERMITS AND SCHEDULES



Version History

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1. Definitions and Interpretations

- a. Capitalized terms not otherwise defined in this document shall have the meaning given to them in Executive Council Resolution (6) of 2021 Regulating the Provision of District Cooling Services in Dubai.
- b. For the purposes of this document, Control means in respect of a person by another, that a person (whether alone or with its affiliates and whether directly or indirectly and whether by the ownership of share capital, the possession of voting power, contract or otherwise):
 - i. owns or controls (whether directly or otherwise) fifty-one per cent (51%) or more of the equity share capital, voting capital or the like of the controlled person; or
 - ii. has the right, through ownership of equity share capital or voting capital, by contract, or otherwise, to control the compositions of, or the appointment of, a majority of the members of the board of directors, board of management or other equivalent or analogous body of the controlled person.
- c. **Single Building District Cooling System:** is a District Cooling System that serves only one building and where the costs of cooling are recovered through sub-metering.
- d. **Resolution:** refers to the Executive Council Resolution (6) of 2021.

2. Scope and Applicability

- a. These regulations have been issued pursuant to the Resolution.
- b. These regulations apply to any Person furnishing, or intending to furnish, District Cooling Services or Billing Services to Customers in the Emirate.

3. Designating a system as a District Cooling System

- a. The RSB may identify as a District Cooling System, any system comprising a District Cooling Plant and District Cooling Network serving one or more Buildings.
- b. The upstream limits of a District Cooling System are at the location of a District Cooling Plant. The downstream limits of a District Cooling System are the meter points at which the District Cooling Network connects to the Customer's system.

4. Criteria for defining Persons required to obtain a Permit



- a. Pursuant to Article 5 of the Resolution, Persons that furnish or intend to furnish District Cooling Services or Billing Services, from those systems designated as District Cooling Systems, must first obtain the relevant Permit.
- b. For the avoidance of doubt, a Permit is only valid for the District Cooling Systems and Billing Services described in Schedule 1 and Schedule 2 of that Permit respectively.
- c. **District Cooling Services Permit:** Where the RSB designates a system as a District Cooling System in accordance with paragraph 3 above, it shall notify the Person providing District Cooling Services from that system accordingly. The Person, if not already Permitted, must apply for a District Cooling Services Permit within one (1) month of the RSB's designation. Where the Person already holds a valid Permit, he must apply to add the District Cooling System to his Permit within one (1) month, providing details of the system so designated.
- d. **Single Building District Cooling Services Permit:** The Single Building District Cooling Services Permit provides regulation of charges and tariffs levied on sub-metered Customers, and monitors energy performance of the system. Where the RSB designates a system serving a single building as a District Cooling System in accordance with paragraph 3 above, it shall notify the Person providing District Cooling Services from that system accordingly. The Person, if not already Permitted, must apply for a Single Building District Cooling Services Permit within one (1) month of the RSB's designation. Where the Person already holds a valid Permit, he must apply to add the Single Building District Cooling System to his Permit within one (1) month, providing details of the system so designated.
- e. **Billing Services Permit:** Any Person that furnishes or intends to furnish Billing Services, must be permitted to do so. Where a Person that is already permitted wishes to add additional Billing Services to his Permit, he must apply to add the Billing Service to his Permit prior to providing Billing Services, providing details of the relevant District Cooling System or Single Building District Cooling System, and details of the Buildings and units/areas to be billed.

5. Requirements for obtaining a Permit and determining its term

- a. The RSB seeks to ensure that proposed District Cooling Service and Billing Service Permit Holders:



- i. have sufficient experience and competence in supplying District Cooling Services or Billing Services to Customers or have obtained that experience or competence through contract;
 - ii. have no history of significant regulatory failings in respect of energy services; and
 - iii. are Controlled by Persons with no history of criminal convictions, insolvency, or bankruptcy proceedings.
- b Applications for Permits must be made using the form available on the RSB's website. The form must be completed in full and signed by a legal representative of the proposed Permit Holder.
- c The RSB will determine the term of the Permit based on information provided in the application.
- d Applicants must disclose any concession agreements, cooling services agreements and billing services agreements entered into between them and third parties in Permit applications or applications for additional District Cooling System or Billing Service. If any of the cooling services agreements and/or billing services agreements are terminated during the term of the Permit, the Permit Holder must apply for a Schedule amendment prior to the effective date of termination of such agreements.

6. Requirements for adding or amending a District Cooling System

- a. Any planned alterations to existing District Cooling Systems or additions of new District Cooling Systems must be approved by way of a Schedule amended to the Permit of a District Cooling Service Provider prior to the alteration or addition to the District Cooling System being made.
- b. Applications to amend or add District Cooling Systems to a Permit must be completed by the Permit Holder using the form available on the RSB's website and submitted to DCPermitting@RSBDubai.gov.ae. The RSB will evaluate these applications and, if necessary, seek the Council's approval regarding proposed tariffs for the system. The RSB will notify the applicant of its decision, incorporating any Council decisions related to tariffs.
- c. When an existing Permit Holder has unsatisfactory performance, the RSB may refuse granting the addition or expansion of a District Cooling System until performance on existing systems are improved.

7. Requirements for adding or transferring a Billing Service



- a Any additions, modifications or transfer of Billing Services must be approved by way of a Schedule amended to the relevant Permit(s).
- b Applications to amend, add or remove a Billing Service to a Permit must be made by the Permit Holder using the form available on the RSB's website, and submitted to DCPermitting@RSBDubai.gov.ae.
- c Where there is a transfer of billing services, the incoming Billing Service Provider must obtain and make available to the RSB on request, completion accounts signed by the outgoing Billing Service Provider showing the balance of each supply account as of the last billing cycle prior to termination, along with a summary statement reconciled to the District Cooling Service Provider's charges.
- d When an existing Permit Holder has unsatisfactory performance, the RSB may refuse granting the additional Billing Services until performance on existing Billing Services are improved.