



Presentation note

of

**Draft law amending and completing the Article 2 of Dahir n° 1-63-226 of Rabi I 14,1383 (August 5, 1963) establishing the National Electricity Office and the Article 5 of the Law n° 40-09 relating to The National Office of Electricity and Drinking Water
« ONEE »**

The National Office of Electricity and Drinking Water is called to deal with the steady growth in electricity demand, to support the socio-economic development of our country. Therefore, and given the nature of capitalist investment required for the development of electricity generation capacity, it is opportune to involve public or private industrials to this investment effort by the establishment of a legislative framework enabling them to develop their own production capacities.

The legislative and regulatory framework in force, currently governing the electricity sector, does not allow large electricity consumers to optimize their variable energy expenses in order to promote private production to relieve the national electric charge and take part of the gradual liberalization of the electricity sector through firstly the development of self-production and the opening of the transmission grid to large consumers.

It is in this sense that the draft law is proposed to give an opportunity for large national electricity self-producers (with an accumulated installed capacity exceeding 300 MW) to access to transmission grid to carry their produced energy from the production site to the consumption sites.

this project aims to:

- modify the Article 2 of Dahir n° 1-63-226 of Rabi I 14, 1383 (August 5, 2014) establishing the National Electricity Office to provide opportunities for legal persons ,under public or private law ,to be authorized by the administration, at their request, to produce by their own means, electrical energy , for power production capacity exceeding 50 MW with access right to the national grid, under certain conditions and within the framework of conventions to be concluded with the National Office of Electricity and Drinking Water.;
- modify the Article 5 of Law n° 40-09 relating to the National Office of Electricity and Drinking Water "ONEE" promulgated by Dahir n° 1-11-160 of Kaada 1st, 1432 (September,29th 2011) to authorize the ONEE's Board of Directors to approve conventions to be concluded between self-producers and the National Office of Electricity and Drinking Water in this context.