

19.2.4.8 Restrictions on Transfers of Incremental TCCs

Secondary Market transfers of fewer than all of the Incremental TCCs associated with a given Expansion that were included in a final award shall not be allowed, *i.e.*, an Expander may only make Secondary Market transfers of all of the Incremental TCCs for all of the POI/POW combinations that were included in a final award for a given Expansion. This restriction shall not prohibit the sale of fewer than all of the Incremental TCCs included in a final award through a Centralized TCC Auction or a Reconfiguration Auction. Transferees of Incremental TCCs shall be subject to all existing ISO credit requirements and may be subject to any future credit requirements that may be applied to TCCs with a duration longer than one year.

An Expander may make a Secondary Market transfer pursuant to OATT Section 19.6.2 of its entire award or fewer TCCs than all of the Incremental TCCs associated with a given Expansion for which it is the Primary Holder provided that: i) the entire award of Incremental TCCs made to the Expander for the Expansion was a single combination of a single POI and a single POW; and ii) the Expander provides the ISO with 90 days notice of the Secondary Market transfer. To comply with the single combination requirement, a Point of Injection or Point of Withdrawal at a Generator comprised of a group of generating units may include points representing the individual units of the Generator.

19.2.4.9 Early Termination of Incremental TCCs

An Expander shall have an annual option to terminate Incremental TCCs for which it is the Primary Holder and which were awarded for a single Expansion. The annual option shall expire with the expiration of its Incremental TCCs either pursuant to this paragraph or with an assignment or transfer of Incremental TCCs for the balance of their duration. To terminate its Incremental TCCs, the Expander shall provide a notice of early termination and a proposed expiration date by Certified, Return-Receipt U.S. Mail, or by a reputable commercial courier service employing a parcel tracking system to the NYISO at least one year in advance of the proposed early termination date which notice shall be irrevocable. Incremental TCCs subject to a notice of early termination shall expire on the last day of a Capability Period which date occurs no earlier than one year after the notice of proposed early termination has been received by the ISO. The ISO may accept the proposed expiration date.

19.2.4.9.1 Upon receiving the notice of an early termination, the NYISO shall promptly notice the market of the effective date of the early termination. To avoid infeasible auction models, the NYISO may i) update its ISO Procedures to include prohibited bid points or combinations of prohibited bid points at which TCCs with durations of longer than one year may not be available in a future Centralized TCC Auction or Reconfiguration Auction, as a result of the notice of early termination; or ii) may require that the Incremental TCC award proposed for early termination be apportioned such that the Incremental TCCs expire in portions over as many as 12 months, beginning with the expander's requested expiration date. To expire Incremental TCCs in portions over as many as 12 months, the ISO shall establish up to two additional expiration dates following the Expander's proposed expiration date, and assign Incremental TCCs to each expiration date, which additional expiration dates shall fall at the end of the Capability Period(s) that follow the Expander's proposed effective date.

Any prohibition on bid points resulting from a notice of early termination of Incremental TCCs in order to avoid infeasibility shall expire as of the first Capability Period following the last expiration date of the Incremental TCCs.