

PROVISION FOR DETERMINING "APPROPRIATE SUPPLIER".

WHEREAS:

- A. Electricity suppliers are obliged by paragraph 3 of Schedule 6 to the Electricity Act 1989 ("the Act") to prepare and submit to the Gas and Electricity Markets Authority ("the Authority") schemes providing for the terms and conditions which are to be incorporated in contracts which are deemed to have been made by virtue of sub-paragraph (1) or (2) of the said paragraph 3.
- B. The Authority is under a duty pursuant to sub-paragraph (4) of the said paragraph 3 to publish a document containing provision for determining the "appropriate supplier" for the purposes of sub-paragraph (2) of the said paragraph 3.

The Provision for Determination

Pursuant to sub-paragraph (4) of the said paragraph 3 the Authority provides that -

In relation to sub-paragraph (2) of the said paragraph 3,

the "appropriate supplier" means -

- (a) the electricity supplier who previously supplied electricity to the premises in question or, if more than one such supplier, the electricity supplier who last supplied electricity to the premises; or
- (b) where the licence of the supplier referred to in paragraph (a) above has been transferred pursuant to section 7A of the Act, the person to whom the licence was so transferred; or
- (c) where the licence of the supplier referred to in paragraph (a) has on his application been revoked pursuant to a term of that licence, or has on his application been restricted pursuant to section 6(4) of the Act so as to exclude the premises in question, the electricity supplier with whom that supplier made arrangements pursuant to standard condition 22A (Restriction or Revocation: Securing Continuity of Supply) of the electricity supply licences for securing continuity of supply to the premises.

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**authorised by the
Gas and Electricity Markets Authority**

10 October, 2001