

## **Yorkshire Electricity Distribution plc**

### **DIRECTION UNDER PARAGRAPH 8 OF SPECIAL CONDITION G OF THE DISTRIBUTION LICENCE**

Whereas:

1. Yorkshire Electricity Distribution plc (“the Licensee”) is the holder of a licence (“the Licence”) treated as granted under section 6(1)(c) of the Electricity Act 1989 (“the Act”) to distribute electricity for the purpose of giving a supply to any premises or enabling a supply to be so given in its authorised area for the term and upon the conditions specified in the Licence;
2. The Gas and Electricity Markets Authority (“the Authority”) has carried out a consultation exercise in accordance with paragraph 10A of Special Condition G (“the Condition”) of the Licence;
3. The Authority has considered the representations made by the Licensee and had regard to all relevant information and circumstances; and
4. Pursuant to paragraph 8 of the Condition Mott MacDonald and British Power International (together known as “the examiner”) have specified that the levels of accuracy of:
  - the number of interruptions to supply (CI) at the Low Voltage level;
  - the number of interruptions to supply (CI) at the Overall level;

are less than the level of accuracy specified for such information in the Regulatory Instructions and Guidance.

Now, for the reasons specified in the notice issued pursuant to paragraph 10A of the Condition and in a notice issued to the Licensee under section 49A of the Act, and so as to mitigate any distortion arising from the inaccuracy identified by the Examiner, the Authority directs under paragraph 8 of the Condition that in Table A below the data in column B shall be substituted for the specified information in column A for the purposes of paragraph 7 of the Condition.

**Table A: Adjustments to 2001/2 performance data for inaccuracy (YEDL)**

	A	B
	Reported performance figures for 2001/02	Adjusted performance figures for 2001/02
	CI	CI
HV & above	48.96	64.82
LV	9.19	13.25
NGC or other transmission company	0.54	0.72
Embedded generators	0.00	0.00
Other connected systems	0.00	0.00
Overall CI for 2001/2	58.70	78.79
<b>Overall CIIS for 2001/2</b>	<b>58.16</b>	<b>78.08</b>

## **Yorkshire Electricity Distribution plc**

### **DETERMINATION UNDER PARAGRAPH 7 OF SPECIAL CONDITION G OF THE DISTRIBUTION LICENCE**

Whereas:

1. Yorkshire Electricity Distribution plc (“the Licensee”) is the holder of a licence (“the Licence”) treated as granted under section 6(1)(c) of the Electricity Act 1989 (“the Act”) to distribute electricity for the purpose of giving a supply to any premises or enabling a supply to be so given in its authorised area for the term and upon the conditions specified in the Licence;
2. The Gas and Electricity Markets Authority (“the Authority”) has made a direction under paragraph 8 of Special Condition G (“the Condition”) of the Licence that the value of  $CIIS_t$  in respect of the year commencing 1 April 2001 is 78.08;

Now the Authority determines in respect of the Licensee under paragraph 7 of the Condition that:

- (1) the value of  $CIIS_t$  in respect of the year commencing on 1 April 2001 is therefore greater than  $TA_t$  in respect of the relevant year commencing on 1 April 2004 in Annex A; and
- (2) the value of  $CMLIS_t$  in respect of the year commencing on 1 April 2001 is therefore less than  $TB_t$  in respect of the relevant year commencing on 1 April 2004 in Annex A;
- (3) the target  $TA_t$  in respect of the years specified in paragraph 7 of the Condition shall therefore be 78.08
- (4) the target  $TB_t$  in respect of the years specified in paragraph 7 of the Condition shall therefore be 56.44

and Annex A shall be modified accordingly.

## Yorkshire Electricity Distribution plc

### DIRECTION UNDER PARAGRAPH 7C OF SPECIAL CONDITION G OF THE DISTRIBUTION LICENCE

Whereas:

1. Yorkshire Electricity Distribution plc (“the Licensee”) is the holder of a licence (“the Licence”) treated as granted under section 6(1)(c) of the Electricity Act 1989 (“the Act”) to distribute electricity for the purpose of giving a supply to any premises or enabling a supply to be so given in its authorised area for the term and upon the conditions specified in the Licence;
2. The Licensee gave notice to the Gas and Electricity Markets Authority (“the Authority”) under paragraph 7A of Special Condition G (“the Condition”) of the Licence;
3. The Authority has carried out a consultation exercise in accordance with paragraphs 7C and 10A of the Condition; and
4. The Authority has considered the representations made by the Licensee.
5. The Authority has made a direction under paragraph 8 of the Condition and made any adjustment as specified in that direction.
6. The Authority has made a determination under paragraph 7 of the Condition to specify  $TA_t$  and  $TB_t$  for the years commencing 1 April 2002 and 1 April 2003.

Now, for the reasons specified in the notice issued pursuant to paragraph 10A of the Condition and in a notice issued to the Licensee under section 49A of the Act:

- (1) the Authority hereby directs that pursuant to paragraph 7C of the Condition that in Annex A to the Condition the targets  $TA_t$  and  $TB_t$  in respect of the relevant year commencing on 1 April 2004 shall be 84.82 and 66.69 and shall have effect in substitution for the targets currently specified in Annex A; and
- (2) pursuant to paragraph 7E of the Condition the incentive rates  $IRA_t$  and  $IRB_t$  appropriate to the direction made under paragraph 7C of the Condition shall be revised as follows:
  - (a)  $IRA_t$  for the year commencing 1 April 2002 shall be adjusted from 0.05 to 0.044
  - (b)  $IRB_t$  for the year commencing 1 April 2002 shall be adjusted from 0.07 to 0.059
  - (c)  $IRA_t$  for the years commencing 1 April 2003 and 1 April 2004 shall be adjusted from 0.09 to 0.080

(d)  $IRB_t$  for the years commencing 1 April 2003 and 1 April 2004 shall be adjusted from 0.18 to 0.152

and the relevant values in Annex A shall be modified accordingly.

## **Yorkshire Electricity Distribution plc**

### **DIRECTION UNDER PARAGRAPH 7D OF SPECIAL CONDITION G OF THE DISTRIBUTION LICENCE**

Whereas:

1. Yorkshire Electricity Distribution plc (“the Licensee”) is the holder of a licence (“the Licence”) treated as granted under section 6(1)(c) of the Electricity Act 1989 (“the Act”) to distribute electricity for the purpose of giving a supply to any premises or enabling a supply to be so given in its authorised area for the term and upon the conditions specified in the Licence;
2. The Licensee gave notice to the Gas and Electricity Markets Authority (“the Authority”) under paragraph 7A of Special Condition G (“the Condition”) of the Licence;
3. The Authority gave notice on 3 March 2003 in accordance with paragraphs 7D and 10A of the Condition; and
4. The Authority has considered the representations made by the Licensee.
5. The Authority has made a direction under paragraph 8 of the Condition and made the adjustments as specified in that direction.
6. The Authority has made a determination under paragraph 7 of the Condition to specify  $TA_t$  and  $TB_t$  for the years commencing 1 April 2002 and 1 April 2003.
7. The Authority has made a direction under paragraph 7C of the Condition and made any adjustment as specified in that direction.

Now, for the reasons specified in the notice issued pursuant to paragraph 10A of the Condition and in a notice issued to the Licensee under section 49A of the Act and having regard to the actual performance of the Licensee during the relevant year commencing on 1 April 2001, the Authority hereby directs that pursuant to paragraph 7D of the Condition the target  $TA_t$  and  $TB_t$  in respect of the relevant years commencing on 1 April 2002 and 1 April 2003 shall be 84.82 and 74.43 and shall have effect in substitution for the targets currently specified in Annex A;

and the relevant values in Annex A shall be modified accordingly.

## Yorkshire Electricity Distribution plc

### NOTICE UNDER SECTION 49A OF THE ELECTRICITY ACT

The Gas and Electricity Markets Authority (“the Authority”) hereby gives notice pursuant to section 49A of the Electricity Act 1989 (“the Act”) as follows:

1. The Authority has decided to give directions under paragraphs 7C, 7D, 7E and 8 of Special Condition G (“the Condition”) of a licence (“the Licence”) treated as granted under section 6(1)(c) of the Electricity Act 1989 (“the Act”) to Yorkshire Electricity Distribution plc (“the Licensee”) to distribute electricity for the purpose of giving a supply to any premises or enabling a supply to be so given in its authorised area for the term and upon the conditions specified in the Licence.
2. The Gas and Electricity Markets Authority (“the Authority”) has carried out a consultation exercise in accordance with paragraph 10A of the Condition.
3. In summary, the effect of the directions is to revise the values of the specified information in Column A of Table B below for the purposes of the calculations required under the Condition so as to be those set out in Column B of Table B below:

**Table B: Effect of directions on YEDL**

Column A	Column B
CIIS <sub>t</sub> for the year commencing 1 April 2001	78.08
CMLIS <sub>t</sub> for the year commencing 1 April 2001	54.60
TA <sub>t</sub> for the years commencing 1 April 2002 and 2003	84.82
TB <sub>t</sub> for the years commencing 1 April 2002 and 2003	74.43
TA <sub>t</sub> for the year commencing 1 April 2004	84.82
TB <sub>t</sub> for the year commencing 1 April 2004	66.69
IRA <sub>t</sub> for the year commencing 1 April 2002	0.044
IRB <sub>t</sub> for the year commencing 1 April 2002	0.059
IRA <sub>t</sub> for the years commencing 1 April 2003 and 2004	0.080
IRB <sub>t</sub> for the years commencing 1 April 2003 and 2004	0.152

4. The reasons why the Authority has decided to give these directions are set out in the Annex to this document. In reaching its decision the Authority has taken account of responses it has received to the consultation under paragraph 10A of the Condition. These are also set out in the Annex to this notice.
5. A copy of the directions and other documents referred to in this notice are available (free of charge) from the Ofgem library (telephone 020 7901 1600) or on the Ofgem website ([www.ofgem.gov.uk](http://www.ofgem.gov.uk))