

## **DIRECTION PURSUANT TO SPECIAL CONDITION AA OF THE ELECTRICITY GENERATION LICENCE**

**To: West Burton B Limited (Company number: 13027787)**

### **DIRECTION ISSUED BY THE GAS AND ELECTRICITY MARKETS AUTHORITY PURSUANT TO PARAGRAPH AA.1 OF SPECIAL CONDITION AA OF THE ELECTRICITY GENERATION LICENCE GRANTED OR TREATED AS GRANTED UNDER SECTION 6(1)(a) OF THE ELECTRICITY ACT 1989**

#### **Whereas:**

1. The company to whom this Direction is addressed ("the licensee") holds a generation licence granted or treated as granted pursuant to section 6(1)(a) of the Electricity Act 1989 ("the Act") ("the licence"). This licence has Special Condition AA (Liquidity in the Wholesale Electricity Market) ("the condition") in effect.
2. The Gas and Electricity Markets Authority ("the Authority") has the power pursuant to paragraph AA.1 of the condition to direct that paragraphs AA.2 to AA.6 of the condition shall cease to have effect from such date as the Authority may specify.
3. On 22 March 2021, the Authority issued a direction pursuant to which the provisions contained in Schedules A and C of the condition had effect in the licence of the licensee. At that time, the licensee was part of the EDF corporate group.
4. The Authority has today published a letter titled 'Request to disapply Schedules A & C of Special Condition AA of the Electricity Generation Licence held by West Burton B Limited'. In accordance with section 49A of the Act, this letter gives the Authority's reasons for making this Direction and our conclusion that, following the significant and sustained reduction in the electricity generation market share of the licensee, the licensee no longer meets the criteria for complying with the condition, as set out in Ofgem's Liquidity in the Wholesale Electricity Market (Special Condition AA of the electricity generation licence): Guidance<sup>1</sup>. Therefore, it is no longer appropriate for the condition to apply.

#### **Now therefore:**

5. The Authority directs pursuant to paragraph AA.1 that the paragraphs AA.2 to AA.6 of the condition shall cease to have effect in the licensee's licence from 30 May 2022.
6. This Direction shall take effect from the date below and remain in effect until such time as the Authority may revoke, vary or replace it by a further direction.

Dated: 30 May 2022

**Robin Dunne, Senior Policy Manager, Domestic Market Arrangements**  
**Duly authorised on behalf of the Authority**

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<sup>1</sup> [Liquidity in the Wholesale Electricity Market \(Special Condition AA of the electricity generation licence\): Guidance](#)