

Special Condition B] J. Long Term Development Statement

[SPECIAL CONDITION FOR THE NTS LICENSEE TO OPERATE IN CONJUNCTION WITH THE DN OBLIGATION TO PROVIDE A LONG TERM DEVELOPMENT STATEMENT.

1. The licensee shall comply with a direction given by the Authority to prepare a statement in such form as may be specified in the direction giving, with respect to each of the 10 succeeding years beginning with 1 October, such information by way of forecasts of -

(a) the use likely to be made of any individual pipe-line system which includes high pressure pipe-lines operated by the licensee of any such facilities as are mentioned in paragraph 6 [and of any other pipe-line system directed by the Authority]; and

(b) the likely developments of that system, ~~those facilities [and those other pipe-line systems]~~ which the licensee expects from time to time to be taken into account in determining the charges for making connections to that system and in pursuance of transportation arrangements,

Deleted: and

as it is reasonably practicable for the licensee to provide and which will assist a person who contemplates -

(i) seeking the connection of a pipe-line of his to the licensee's pipe-line system[or another gas transporter's pipe-line system];

(ii) entering into transportation arrangements with the licensee; or

(iii) seeking the connection of the licensee's pipe-line system[or another gas transporter's pipe-line system] to premises which would reasonably be expected to be supplied with gas at a rate exceeding 2,196,000 kilowatt hours a year,

in identifying and evaluating the opportunities for doing so.

2. Except in so far as the Authority consents to the licensee not doing so, the licensee shall on an annual basis prepare a revision of any statement prepared under paragraph 1 so as to ensure that, so far as is reasonably practicable, the information in the revised statement is up to date.
3. The licensee shall, subject to any requirement to comply with the listing rules (within the meaning of Part IV of the Financial Services Act 1986) of The Stock Exchange and with paragraph 4 below -
 - (a) furnish the Authority with a copy of the statement prepared under paragraph 1 and of each revision of the statement prepared under paragraph 2;
 - (b) in such form and manner as the Authority may direct, publish such a summary of the statement or, as the case may be, of a revision of the statement as will assist a person in deciding whether to ask for a copy of the version mentioned in sub-paragraph (c); and
 - (c) prepare a version of the statement or revision which excludes, so far as is practicable, any such matter as is mentioned in paragraph 4 and send a copy thereof to any person who asks for one and makes such payment to the licensee in respect of the cost thereof as it may require not exceeding such amount as the Authority may from time to time approve for the purposes hereof.
4. In complying with the requirements of paragraph 3(b), the licensee shall have regard to the need for excluding, so far as is practicable, any matter which relates to the affairs of a person where the publication of that matter would or might seriously and prejudicially affect his interests.
5. Any question arising under paragraph 4 as to whether the publication of some matter which relates to the affairs of a person would or might seriously and prejudicially affect his interests shall be determined by the Authority.

6. In this condition “transportation arrangements” includes LNG storage arrangements.
7. If the Authority, having regard, in particular, to any representations made to it by the licensee and other persons as to the extent to which there is competition in relation to the storage of gas in LNG Storage Facilities and its view on that question, considers it appropriate that this condition should be modified by the omission of paragraph 6, then the paragraph shall be omitted with effect from a date specified in a notice relating thereto published by the Authority for that purpose and the reference thereto in the definition of “transportation arrangements” in Standard Special Condition A[](Definitions and Interpretation) shall cease to have effect.