

Gas Act 1986

Section 23

Modification of the licence of Fulcrum Pipelines Limited (Company Number 06006362) ('the Licensee') who holds a gas transporter licence granted under section 7 of the Gas Act 1986 ('the Act') by the addition of Special Condition 1 and the alteration of standard condition 4A.

Whereas:

1. Pursuant to Section 23 of the Act, the Gas and Electricity Markets Authority ('the Authority') gave notice on 4 July 2007 that it proposed to modify the gas transporter licence (the "Licence") granted to Fulcrum Pipelines Limited (the "Licensee") by:
 - a. adding Special Condition 1 (Charging of Gas Shippers – Relative Price Control) in the form set out in Appendix 1 hereto; and
 - b. altering standard condition 4A (Obligations as Regard Charging Methodology) in the form set out in Appendix 2 hereto.
2. The Authority required any representations or objections to the notice to be made by 4 August 2007 and also gave notice to the Secretary of State of its intention to make the modifications.
3. The Authority did not receive any representations or objections relating to the proposed licence modifications by 4 August 2007 or at all and did not receive from the Secretary of State by 4 August or at all a direction not to make any modification.
4. The Licensee consented to the modifications.
5. Pursuant to section 38A of the Act the reasons for making the licence modifications are those stated in –
 - a. The notice given on 4 July 2007; and
 - b. The Regulation of Independent Gas Transporter Charging, Final Proposals, July 2003,

copies of which are available (free of charge) from the Ofgem Library, 9 Millbank, London, SW1P 3GE or on the Ofgem website at www.ofgem.gov.uk; and in summary, the reasons are to protect the interests of consumers connected to the Licensee's pipe-line system against excessive charges by the Licensee for the conveyance of gas and to create incentives for the Licensee to operate efficiently and provide for charges that are reasonably cost effective.

Now Therefore:

In accordance with the powers contained in Section 23(1)(a) of the Act, the Authority **hereby modifies** the Licence as set out in Appendix 1 and Appendix 2 hereto with effect on and from 13 August 2007.

This document also constitutes notice under section 38A of the Act of the Authority's reasons for making the making the modifications.

The Official Seal of the Gas and Electricity Markets Authority hereto affixed is authenticated by the signature of

A handwritten signature in dark ink, reading 'Joanna Whittington'.

Joanna Whittington

Duly authorised on behalf of the Authority

13 August 2007