



Gas and electricity licensees,  
potential new entrants,  
consumer groups and any other  
interested parties.

*Promoting choice and  
value for all customers*

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Dear colleague

**Decision letter: Gas and electricity licence Application Regulations and Guidance Document**

On 5 August 2008 we published a consultation document<sup>1</sup> setting out proposed changes to the Gas and Electricity Application Regulations<sup>2</sup> and our Guidance Document<sup>3</sup> on licence applications. The proposals were as a consequence of recent changes made to the gas transporter licence as part of the Gas Distribution Price Control Review ("GDPCR") and to the electricity distribution licence as part of the Distribution Licence Review ("DLR").

We received one response<sup>4</sup> to the consultation. The respondent highlighted a typographical error in the Regulations and also suggested that paragraph 1.12 of the draft Guidance Document be amended to reflect the requirement for gas transporter and electricity distribution licence holders to publish in plain and intelligible language statements setting out their obligations under those licence conditions relating to vulnerable customers<sup>5</sup>. We have amended the Regulations in line with the respondent's suggestions.

The proposed changes have now been made. The existing Applications Regulations have been repealed and replaced by new Application Regulations<sup>6</sup> which came into force today. Also, we have today published a final version of our Guidance Document on licence applications. The Guidance Document includes a link to the new Application Regulations.

Yours faithfully,

Jonathan Dixon  
**Head of Industry Codes and Licensing**

<sup>1</sup> [Gas and electricity licence applications - Application Regulations and Guidance Document Consultation. 5 August 2008](#). (Ofgem Ref: 113/08)

<sup>2</sup> [The Gas \(Applications for Licences and Extensions and Restrictions of Licences\) Regulations 2007 SI No. 1971](#) and [the Electricity \(Applications for Licences, Modifications of an Area and Extensions and Restrictions of Licences\) Regulations 2007 SI No. 1972](#).

<sup>3</sup> [Gas and electricity licence applications. Guidance document](#). (Ofgem Ref: 200/07a)

<sup>4</sup> A copy of the response is available from our Library.

<sup>5</sup> Conditions 9 and 10 of the Electricity Distribution Licence and conditions 17, 18 and 19 of the Gas Transporter Licence

<sup>6</sup> **Statutory Instrument 2008 No. 2375**: The Gas (Applications for Licences and Extensions and Restrictions of Licences) Regulations 2008, at: ([www.opsi.gov.uk/si/si2008/pdf/uksi\\_20082375\\_en.pdf](http://www.opsi.gov.uk/si/si2008/pdf/uksi_20082375_en.pdf)), and **Statutory Instrument 2008 No. 2376**: The Electricity (Applications for Licences, Modifications of an Area and Extensions and Restrictions of Licences) Regulations 2008, at: ([www.opsi.gov.uk/si/si2008/pdf/uksi\\_20082376\\_en.pdf](http://www.opsi.gov.uk/si/si2008/pdf/uksi_20082376_en.pdf))