

**GAS ACT 1986
SECTION 23(1)(b)**

**MODIFICATION PURSUANT TO SECTION 23(1)(b) OF THE GAS ACT 1986 OF THE
STANDARD CONDITIONS OF GAS SUPPLY LICENCES GRANTED UNDER SECTION
7A(1) OF THE GAS ACT 1986.**

**NOTICE UNDER SECTION 38A OF THE GAS ACT 1986 OF REASONS FOR THE
DECISION TO MODIFY THE STANDARD CONDITIONS OF THE GAS SUPPLY LICENCES.**

Whereas –

1. Each of the companies to whom this document is addressed (a "Licence Holder") has been granted a licence ("a Licence") under section 7A(1) of the Gas Act 1986 ("the Act") to supply gas subject to the conditions contained in its Licence.
2. In accordance with section 23(3) and (4) of the Act the Gas and Electricity Markets Authority ("the Authority") published a notice titled *Statutory consultation on the proposed insertions of a new standard condition 21A* (ref. 144/10) on 23 November 2010 ("the Notice") that it proposed to insert Standard Licence Condition (SLC) 21A of the Licence. The Notice required any objections or representations to the modification to be made on or before 23 December 2010.
3. In accordance with section 38A of the Act, the reasons for making the licence modifications are those stated in the Notice. The primary reason why the Authority has made this licence modification is to implement a requirement of the Carbon Reduction Commitment (CRC) Energy Efficiency Scheme Order for licensed electricity suppliers to provide an annual statement of supply to participants of the CRC scheme. The Government decided this requirement on licensed energy suppliers should be a condition in the gas supply licence, and that enforcement of this obligation should be by the Gas and Electricity Markets Authority in accordance with its powers under sections 28 to 30F of the Gas Act 1986.
4. In accordance with section 23 of the Act, the Authority gave such notice of its intention to make the modifications to the Secretary of State and has not received a direction not to make the modification.
5. Prior to the close of the consultation period in respect of the Notice, the Authority received no responses which constituted a formal objection. All non-confidential responses have been placed in the Ofgem library and on the Ofgem website.
6. The Authority has carefully considered in relation to the proposed modification all representations received.

Now therefore

In accordance with the powers contained in section 23(1)(b) of the Act, the Authority hereby modifies the standard licence conditions for all gas supply in the manner specified in the attached Schedule 1 with effect on and from 31 March 2011.

**The Official Seal of the Gas and Electricity Markets Authority
here affixed is authenticated by the signature of Sarah Harrison**

.....
Sarah Harrison
Senior Partner
Duly Authorised on behalf of the Authority

14 January 2011

Schedule 1

Standard condition 21A: Information required under the Carbon Reduction Commitment Energy Efficiency Scheme

Condition 21A. Provision of the annual statement of supply to Participants of the Carbon Reduction Commitment (CRC) Energy Efficiency Scheme

21A.1 Where a Participant requests in writing for it to do so, a licensee must provide in Writing the information specified in paragraph 21A.2 within 6 weeks of the end of the Year of the Phase to which the information relates.

21A.2 The information referred to in paragraph 21A.1 is:

- (a) the amount of gas supplied (in kWh) by the licensee to the Participant in the Year in which the request is made;
- (b) how much (in kWh), if any, of the gas supply has been estimated by the licensee, and the period to which such an estimate relates;
- (c) the premises to which the supply was made;
- (d) the Meter Point Reference Number (MPRN) of the Gas Meter that measured any such supply.

21A.3 The Authority may issue, and may from time to time revise, guidance regarding the interpretation of this licence condition.

21A.4 In this condition:

“Participant” has the same meaning as that set out in Article 3 of the CRC Energy Efficiency Scheme Order 2010 (S.I. 2010/768).

“Phase” has the same meaning as that set out in Articles 2 and 3 of the CRC Energy Efficiency Scheme Order 2010 (S.I. 2010/768).

“Year” has the same meaning as that set out in Article 3 of the CRC Energy Efficiency Scheme Order 2010 (S.I. 2010/768).

**ELECTRICITY ACT 1989
SECTION 11A(1)**

MODIFICATION PURSUANT TO SECTION 11A(1) OF THE ELCTRICITY ACT 1989 OF THE STANDARD CONDITIONS OF ELECTRICITY SUPPLY LICENCES GRANTED UNDER SECTION 6(1)(d) OF THE ELECTRICITY ACT 1989.

NOTICE UNDER SECTION 49A OF THE ELECTRICITY ACT 1989 OF REASONS FOR THE DECISION TO MODIFY THE STANDARD CONDITIONS OF THE ELECTRICITY SUPPLY LICENCES.

Whereas –

1. Each of the companies to whom this document is addressed (a "Licence Holder") has been granted a licence ("a Licence") under section 6(1)(d) of the Electricity Act 1989 ("the Act") to supply electricity subject to the conditions contained in its Licence.
2. In accordance with section 11A(3) and (4) of the Act, the Gas and Electricity Markets Authority ("the Authority") published a notice titled *Statutory consultation on the proposed insertions of a new standard condition 21A* (ref. 144/10) on 23 November 2010 ("the Notice") that it proposed to insert Standard Licence Condition (SLC 21A) of the Licence. The Notice required any objections or representations to the modification to be made on or before 23 December.
3. In accordance with section 49A of the Act, the reasons for making the licence modifications are those stated in the Notice. The primary reason why the Authority has made this licence modification is to implement a requirement of the Carbon Reduction Commitment (CRC) Energy Efficiency Scheme Order for licensed electricity suppliers to provide an annual statement of supply to participants of the CRC scheme. The Government decided this requirement on licensed energy suppliers should be a condition in the electricity supply licence, and that enforcement of this obligation should be by the Gas and Electricity Markets Authority in accordance with its powers under sections 25 to 28 of the Electricity Act.
4. In accordance with section 11A(4)(b) of the Act, the Authority gave such notice of its intention to make the modifications to the Secretary of State and has not received a direction not to make the modification.
5. Prior to the close of the consultation period in respect of the Notice, the Authority received no responses which constituted a formal objection. All non-confidential responses have been placed in the Ofgem library and on the Ofgem website.
6. The Authority has carefully considered in relation to the proposed modification all representations received.

Now therefore

In accordance with the powers contained in section 11A(1) of the Act, the Authority hereby modifies the standard licence conditions for all electricity supply in the manner specified in the attached Schedule 1 with effect on and from 31 March 2011.

**The Official Seal of the Gas and Electricity Markets Authority
here affixed is authenticated by the signature of Sarah Harrison**

.....
Sarah Harrison
Senior Partner
Duly Authorised on behalf of the Authority

14 January 2011

Schedule 1

Standard condition 21A: Information required under the Carbon Reduction Commitment Energy Efficiency Scheme

Condition 21A. Provision of the annual statement of supply to Participants of the Carbon Reduction Commitment (CRC) Energy Efficiency Scheme

21A.1 Where a Participant requests in writing for it to do so, a licensee must provide in Writing the information specified in paragraph 21A.2 within 6 weeks of the end of the Year of the Phase to which the information relates.

21A.2 The information referred to in paragraph 21A.1 is:

- (a) the amount of electricity supplied (in kWh) by the licensee to the Participant in the Year in which the request is made;
- (b) how much (in kWh), if any, of the electricity supply has been estimated by the licensee, and the period to which such an estimate relates;
- (c) the premises to which the supply was made;
- (d) the Meter Point Administration Number (MPAN) of the Electricity Meter that measured any such supply.

21A.3 The Authority may issue, and may from time to time revise, guidance regarding the interpretation of this licence condition.

21A.4 In this condition:

“Participant” has the same meaning as that set out in Article 3 of the CRC Energy Efficiency Scheme Order 2010 (S.I. 2010/768).

“Phase” has the same meaning as that set out in Articles 2 and 3 of the CRC Energy Efficiency Scheme Order 2010 (S.I. 2010/768).

“Year” has the same meaning as that set out in Article 3 of the CRC Energy Efficiency Scheme Order 2010 (S.I. 2010/768).