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Consultation on the undue Discrimination Prohibition standard licence condition

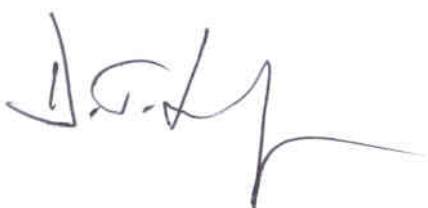
EDF Energy welcomes the opportunity to respond to the issues raised in your consultation paper and your 'minded to' position to retain the existing Undue Discrimination prohibition Standard Licence Condition (SLC 25A).

We believe that it would be prudent to extend the existing licence condition for a further period. There is clearly an interaction between SLC25A and Ofgem's proposed reforms under its Retail Market Review (RMR). It is therefore sensible to allow for Ofgem's RMR proposals to be implemented and assessed for their effectiveness prior to any review of the appropriateness of retaining SLC 25A.

Depending on the exact proposals implemented under the RMR, it may become apparent that SLC25A is no longer required. We believe a review of the ongoing need for SLC25A should be conducted at the earliest opportunity. Whilst we believe Ofgem's proposal to extend the applicability of SLC25A for a further two years is sensible, we do not believe this should prevent Ofgem from conducting a full review of the licence condition and seek to remove it before the end of the two year period in the event that the SLC is no longer required. Finally, we agree that no other changes should be made to the SLC over and above the amendment to the sunset clause date.

Should you wish to discuss any of the issues raised in our response or have any queries, please contact my colleague Paul Delamare on 0207 752 2187, or myself.

Yours sincerely,

A handwritten signature in blue ink, appearing to read "D. Linford".

Denis Linford
Corporate Policy and Regulation Director