

NB all references below link to the numbering in the statutory consultation and are not updated where that numbering is incorrect. Typographical errors are included in the tables below, except for the Special Conditions where they have been marked up in the copy of the licence.

SHE Transmission Standard Conditions - comments		
Comment number	Para Ref in the statutory consultation	Comment
Standard Condition B1: Regulatory Accounts		
St1	20 (a)	"To" at the start of the paragraph is capitalised unnecessarily.
Standard Condition B15: Regulatory Instructions and Guidance		
St2	2	The term 'Final Proposals' is not defined in this condition, proposed amendment to Standard Condition A1 or Special Condition 1A. Whilst we do not believe this is a material error, we do suggest that an appropriate definition is incorporated in one of these conditions prior to the modification taking effect.
Standard Condition B23: Data Assurance requirements		
St3	7 (a) (i)	There are additional spaces at the start of this paragraph that are not required.
St4	15 (a) (ii)	As the over-arching paragraph (15 (a)) has been amended to only deal with instances when the DAG is modified, we do not believe references to issuing the DAG are required here. We therefore propose that "issued or (as the case may be)" and "issue or" are deleted so the subparagraph reads as follows: <i>"setting out the text of the DAG to be modified and the Authority's reasons for proposing to modify it;"</i> .

SHE Transmission Special Conditions - comments		
Comment number	Para Ref in the statutory consultation	Comment
Special Condition 1A: Definitions and Interpretation		
Sp1	General	<i>Use of Defined Terms in subsequent conditions</i> There are a number of terms throughout the Special Conditions that have not been capitalised during the drafting process, despite being defined terms. We've tried to identify these as far as possible but may have missed some. We therefore suggest a further review is required to ensure that the new approach to capitalising defined terms is consistently applied.
Sp2	1A.5	<i>Atypical Sole-use Generation Connection Capacity:</i> Text should refer to "using reasonable endeavours", not "using best endeavours".

SHE Transmission Special Conditions - comments		
Comment number	Para Ref in the statutory consultation	Comment
Sp3	1A.5	Atypical Shared-use Generation Connection Capacity: Text should refer to “using reasonable endeavours”, not “using best endeavours”.
Sp4	1A.5	Boundary Transfer Capability We propose some minor changes to this definition to align with the SQSS: “means the maximum amount of power flow across specific transmission circuits following the most onerous secured event of a fault outage without exceeding the thermal rating of any asset forming part of the national electricity transmission system, without any unacceptable voltage conditions or insufficient voltage performance and without any transient or dynamic system instability jeopardising the need to maintain voltages on the national electricity transmission system or the transient and dynamic stability of the electrical plant, equipment and systems directly or indirectly connected to the national electricity system”.
Sp5	1A.5	Environmental Discretionary Reward Scheme Guidance This is a duplicate of the definition provided on pages 7-8 and out of alphabetical order. We suggest it is deleted.
Sp6	1A.5	Eligible NIC Bid Preparation Costs The end of the definition should read “...under the provisions of Special Condition 3H (The Network Innovation Allowance).”
Sp7	1A.5	ET1 Price Control Financial Model The phrase “whether under this condition or otherwise” at the end of the definition should be deleted.
Sp8	1A.5	External Assurance / External Assurance Methodology / External Assurance Score The reference to Special Condition 3D should be “(Stakeholder Satisfaction Output)”, rather than “(Stakeholder Satisfaction Survey)”.
Sp9	1A.5	High Quality Outcomes The reference to Special Condition 3D should be “(Stakeholder Satisfaction Output)”, rather than “(Stakeholder Satisfaction Outputs)”. (Emphasis added to assist).
Sp10	1A.5	Loss of Supply Event “3C” should be added between “Special Condition” and “(Reliability Incentive Adjustment...)”.
Sp11	1A.5	Key Performance Indicators There is an additional space at the end of the definition which should be deleted.
Sp12	1A.5	NIC Governance Document There is a space missing between “Part F” and “of Special Condition 3H”.
Sp13	1A.5	Output Measures Adjusting Event Reference to “Part 2” should be to “Part C”.
Sp14	1A.5	Output Substitution (OS) Reference to “Part C” should be to “Part B.”

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Sp15	1A.5	Pension Protection Fund / Pension Scheme Administration These terms don't appear to be defined in chapter 3 of the Financial Handbook. We suggest that the definition is amended to " <i>has the meaning given in the Glossary of the ET1 Price Control Financial Handbook</i> " and definitions inserted accordingly.
Sp16	1A.5	Pre-construction Engineering (PE) Insert " <i>prospective</i> " before " <i>Strategic Wider Works</i> " and delete " <i>Output</i> ".
Sp17	1A.5	Price Control Period There should be a comma between " <i>during which</i> " and " <i>subject to Special Condition...</i> ".
Sp18	1A.5	Price Control Review Information This term is no longer used in Standard Condition B15 and has been replaced with "Specified Information." We suggest that the definitions are amended to reflect this.
Sp19	1A.5	Project Details "Annex A" should be replaced with "Appendix 2" and a space is missing between " <i>Parts B,</i> " and " <i>C and D of Special Condition 6B</i> ".
Sp20	1A.5	Relevant Special Conditions At the end of the definition, " <i>the Disapplication Request relates</i> " should be replaced with " <i>a Disapplication Request under Special Condition 8A (Disapplication of Relevant Special Conditions) relates.</i> "
Sp21	1A.5	Stakeholder Engagement Reward Guidance / Stakeholder Satisfaction Incentive / Stakeholder Satisfaction Output There is an additional space at the end of each of these definitions.
Sp22	1A.5	TII Provisional Revenue Adjustment / TII Provisional Revenue Adjustment Term The definitions for these terms are identical so we suggest that one can be deleted.
Sp23	1A.5	Totex Delete " <i>to these terms</i> " from the definition.
Sp24	1A.5	TO Totex We do not believe this term is needed for SHE Transmission.
Sp25	1A.5	Totex Capitalisation Rate We suggest that this is changed to " <i>has the meaning given in the glossary of the ET1 Price Control Financial Handbook.</i> "
Sp26	1A.5	Totex Incentive Strength Rate (SO) This term is not applicable to SHE Transmission.
Sp27	1A.5	Transmission Business Activities After " <i>B1</i> ", the following should be added: " <i>Regulatory Accounts</i> ".
Sp28	1A.5	Transmission Investment Incentives Projects

SHE Transmission Special Conditions - comments		
Comment number	Para Ref in the statutory consultation	Comment
		At the end of the definition, replace “under this condition and/or the legacy TII condition”, with “ <i>in Special Condition 6B (Supplementary provisions in relation to transmission asset owner incentives scheme activity in the legacy period.</i> ”
Sp29	1A.5	Transmission Owner Activity We do not believe that this definition is applicable to SHE Transmission.
Special Condition 2H: Appointment of a Compliance Officer		
Sp30	Title	To align with approach to defined terms, ‘Compliance Officer’ in the title should be capitalised.
Special Condition 2K: Transmission Losses reporting		
Sp31	2K.4(a)	As previously discussed with Ofgem, we do not have active metering between our transmission network and that of Scottish Power Transmission as this was switched off by SPT post-BETTA as no longer required due to the move to report losses at a GB level. Whilst the Special Condition L uses the same terminology as that proposed, we have discussed this limitation with Ofgem previously and it has been agreed that alternative arrangements would be deemed acceptable. We trust that this continues to be the case. We will explore options with SPT as to whether these metering assets are still available and could be activated and would appreciate further discussion with Ofgem in due course.
Sp32	2K.4(b)	Replace “ <i>a lower level of</i> ” with “ <i>minimise</i> ”.
Special Condition 2L: Methodology for Network Output Measures		
Sp33	2L.3(c)	Formatting for this paragraph needs correcting.
Sp34	2L.4(b) & (c)	The term “Transmission System” in these paragraphs needs to be capitalised.
Sp35	2L.6(a)	There is a space missing between “ <i>about the</i> ” and “ <i>Network Output Measures</i> ”.
Sp36	2L.6(b)	Insert “ <i>Standard</i> ” before “ <i>Condition B15</i> ”.
Special Condition 2M: Specification of Network Replacement Outputs		
Sp37	2M.1	Insert “ <i>and</i> ” between “ <i>Price Control Period,</i> ” and “ <i>the incentive reward...</i> ”.
Sp38	2M.2	After “ <i>First Price Control Period</i> ”, insert “ <i>(1 April 2013 to 31 March 2021),</i> ”.
Sp39	2M.5	After “ <i>Second Price Control Period</i> ”, insert “ <i>(to commence 1 April 2021)</i> ”.
Sp40	2M.9(a)(ii)	Formatting for this paragraph needs correcting.
Sp41	2M.10	Replace “ <i>allowed revenue</i> ” with “ <i>Allowed Transmission Owner Revenue</i> ”.
Special Condition 2N: Provision of Information		
Sp42	General	Paragraph numbering has not been updated to new format.
Sp43	1	There is a space missing between “ <i>TO_t</i> ” and “ <i>-</i> ” which makes the formula hard to read.
Special Condition 3A: Restriction of Transmission Network Revenue		

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Comment number	Para Ref in the statutory consultation	Comment
Sp44	3A.10	Where conditions are referred to in the definitions for the first time, the condition name needs to be added. Also in SFI, SF ₆ should have the '6' in subscript as it's a chemical formula.
Sp45	3A.11	Please can equation be formatted in such a way as to ensure it remains on one line as the positioning of RV _{t-2} is unclear if not looking at a word version of the condition. In definition of RV, space missing between "1 April 2012" and "the network rates allowance."
Sp46	3A.13	In definition of SFI, SF ₆ should have the '6' in subscript as it's a chemical formula.
Sp47	3A.14	In definition of TNR, there is a space missing between "1A" and "(Definitions and Interpretation)".
Sp48	3A.14	In definition of TO, there is a square bracket after "Allowed Transmission Owner Revenue" that should be deleted.
Sp49	3A.18 (a)	There is a space missing between "Relevant Year t-1" and "Regulated Transmission Revenue".
Special Condition 3B:Passthrough Items		
Sp50	3B.2	There is a space missing between "Special Condition 3A" and "is to ensure".
Sp51	3B.4 & titles of Parts B & C	Business Rates Adjustment and Temporary Physical Disconnection should be capitalised.
Sp52	3B.6	In definition of RBE, "that applies to the licensee" should be deleted.
Sp53	3B.10	In definition of TPA, Transmission Area should be capitalised.
Special Condition 3C:Energy Not Supplied		
Sp54	3C.1	There is a space missing between "Special Condition 3A" and "(Restriction of Transmission Network Revenue)".
Sp55	3C.4	In definition of VOLL, a bracket needs to be added before "in 2009/10 price".
Sp56	3C.4	Reference to "paragraph 3E.5" should be changed to "3E.6".
Sp57	Part B	The term Reliability Incentive Methodology Statement should be capitalised.
Sp58	3C.5	At start of paragraph, insert "Within 30 days of this condition coming into effect,".
Sp59	3C.8	Incentivised Loss of Supply Event should be capitalised.
Sp60	Part D	The following terms should be capitalised through Part C: Domestic Customers; Loss of Supply Event/s; and Commercial Customers.
Sp61	3C.19	At start of paragraph, we suggest that "Within one month of this condition entering into force" is added to align with other conditions that require us to submit methodologies/statements to the Authority at the start of the price control.
Special Condition 3D:Stakeholder Satisfaction		
Sp62	3D.3 & 3D.11	Replace "SSS _t " with "SSI _t " and replace "(the Stakeholder Satisfaction Survey term)" with "(the Stakeholder Satisfaction Incentive term)" to reflect that the incentive is wider than just a survey.

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Sp63	3D.6	Add the following at the end: <i>"The maximum value of the TIRGt-2 term for each Relevant Year is derived in accordance with the provisions of Special Condition 3J (Transmission Investment for Renewable Generation)."</i>
Sp64	3D.11	In definition of SS, reference to <i>"paragraph 24.15"</i> at the very end should be changed to <i>"paragraph 3D.15 in this condition"</i> .
Sp65	3D.11	In table under SEA definition, the spacing in the SEA Band needs to be changed.
Sp66	3D.11	There is an additional gap between <i>"TIRG"</i> and <i>"_{t-2}"</i> that should be deleted. Also there is a space missing between <i>"Special Condition 3J"</i> and <i>"(Transmission Investment for Renewable Generation)"</i> .
Sp67	3D.12	Replace the second sentence <i>"The Authority...this submission"</i> with <i>"The Authority will give due consideration to this submission to determine values for these terms."</i>
Sp68	3D.15	There is a space missing between <i>"Standard Condition B15"</i> and <i>"(Regulatory Instructions and Guidance)"</i> .
Sp69	3D.16	Replace <i>"must"</i> with <i>"shall"</i> ; delete the comma after <i>"the Authority"</i> and add <i>"and"</i> between <i>"the Authority"</i> and <i>"other licensees"</i> . This paragraph provides for the sharing of outcomes in the wider group but at the licensee's discretion.
Sp70	3D.17	Replace reference to paragraph <i>"3D.16"</i> with <i>"3D.15"</i> as this is the paragraph that deals with the licensee's formal reporting to the Authority.
Sp71	3D.19	At the end of the paragraph, <i>"_{t-2}"</i> should be in subscript.
Sp72	3D.23	Delete the <i>"/"</i> between <i>"Indicators"</i> and <i>"at"</i> .
Sp73	3D.29	At the end of the paragraph, <i>"_{t-2}"</i> should be in subscript.
Sp74	3D.32	Delete <i>"from time to time/"</i> .
Special Condition 3E:SF₆		
Sp75	3E.3	There is a space missing in the formula before <i>"PVF_{t-2}"</i> .
Sp76	Table 1	It should be CO ₂ as it's a chemical formula.
Sp77	3E.5(b)	Current drafting does not result in a cumulative addition across whole T1 period for assets installed as part of SWW projects. SWWE _{t-3} and SWWI _{t-3} should be replaced with SWWE _{t-n} and SWWI _{t-n} and a definition for <i>"n"</i> should be added as <i>"n = 3 -8"</i> .
Sp78	3E.5	In definition of TF, there is a space missing between <i>"Relevant Year t-2"</i> and <i>"and is to take..."</i> . Also, <i>"that"</i> should be added between <i>"SWW Outputs"</i> and <i>"are commissioned"</i> .
Sp79	3E.6	After <i>"1 April 2015"</i> , add <i>"and subsequent Relevant Years"</i> . In definition of TIS, add <i>"has the meaning Totex Incentive Strength and has the value..."</i> as Special Condition 6C does not use the

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		abbreviation.
Sp80	3E.7	There are spaces missing between “ALE,” and “SWWI” and between “SF ₆ ” and “assets”.
Sp81	3E.13 (b)	Delete the ‘d’ at the end of “provided”.
Sp82	3E.18	This needs to read “...results in, causes and/or prohibits the timely prevention...”. (Emphasis added to assist).
Special Condition 3F:Environmental Discretionary Reward		
Sp83	3F.9 (c) and (d)	EDR _t in these paragraphs needs the ‘t’ in subscript.
Special Condition 3G:Timely Connections		
Sp84	3G.4	There needs to be a comma after “Standard Condition D4”.
Sp85	3G.5	At the end of the first sentence, “relating to connections” should be deleted.
Sp86	3G.6	There is a space missing between “By” and “1 November”.
Sp87	3G.13	In definition of TIRG, there is a fullstop after 3J that should be deleted and the condition name needs to be in brackets.
Special Condition 3H:Network Innovation Allowance		
Sp88	3H.9	NIAR _t should have the ‘t’ in subscript.
Sp89	3H.11 (d)	At the end of the subparagraph, replace “in 3H.11(c)” with “in paragraph 3H.11(c) of this condition”.
Sp90	3H.11 (e)	Change “and electricity distribution licensees” to “and holders of an electricity distribution licence;”.
Special Condition 3I:Network Innovation Competition		
Sp91	3I.15	Insert a comma after “System Operator’s Transmission Licence”.
Special Condition 3J:TIRG		
Sp92	General	The positioning of the ⁱ throughout this condition is throwing the formatting out.
Sp93	General	Throughout the condition, references to other paragraphs need to be updated to the new paragraph numbers and to maintain consistency with other conditions should have “of this condition” added in For example, in paragraph 3J.3, change “paragraph 2” to “paragraph 3J.2 of this condition”..
Sp94	3J.3	There are spaces missing in the definition of RPIF.
Sp95	3J.4 (d) (i)	There is a space missing between “TIRG Income Adjusting Event” and “has occurred”.
Sp96	3J.5	The sub-paragraph numbering in the definition of FTIRGC is out of line with the relevant text.
Sp97	3J.5	In the definition of RPIF, there is a space missing between “Special Condition” and “3A”.
Sp98	3J.5	The sub-paragraph numbering in the definition of FTIRGDepn is out of line with the relevant text.
Sp99	3J.6 (a)	There is a space missing between “TIRG Asset Value Adjusting Event” and “means relevant”.

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Sp100	3J.7	In the formula, insert opening bracket before “(Dep” and closing bracket after “RPI _t ”.
Sp101	3J.10 (a) (i)	There is an additional dash in the “t=0” subscript that should be deleted.
Sp102	3J.10 (b)	Space missing between “Relevant Years” and “t=p”.
Sp103	3J.10 (d) (i)	Space missing between “Relevant Years” and “t=0”.
Sp104	3J.12 (b)	Space missing between “Output Measures Adjusting Event” and “has occurred”.
Sp105	3J.12 (c) (i)	Space missing between “Output Measures Adjusting Event” and “to which the notice relates”.
Sp106	3J.12 (d) (i)	Space missing between “Output Measures Adjusting Event” and “has occurred”.
Sp107	Schedule C	There is a space missing between “3J” and “(Transmission Investment for Renewable Generation)”.
Sp108	Schedule C	In the Beaulieu-Denny Post construction revenue table, the columns in the top row are out of line.
Special Condition 3K:Security Period		
Sp109	3K.2	There is a space missing between “duration” and “of” at the end of the paragraph.
Sp110	3K.2 (b)	Delete the extra space between “the” and “remaining”.
Sp111	3K.4	Replace “entited” with “entitled”.
Sp112	3K.6 (c)	Transmission Business should be capitalised.
Special Condition 3L:Pre-construction Outputs		
Sp113	3L.4	Delete “Outputs” at the end of the paragraph. The table sets out potential projects, not the outputs associated with them.
Sp114	3L.6	There is a space missing between “Standard Condition B15” and “(Regulatory Instructions and Guidance)”. Also, delete “Outputs” after “prospective SWW”.
Sp115	3L.8 (a)	There is a space missing between “planning scenarios” and “at the outset”. Also it should be “and/or” between the two subparagraphs.
Sp116	3L.8(b)	There are spaces missing between “one or more” and “of the prospective” and between “indefinitely” and “or an alternative”. Also, delete “Outputs” after “prospective SWW”.
Sp117	3L.10	There is a space missing between “economical and efficient” and “the licensee”. Also, delete “Output” after “prospective SWW”.
Sp118	3L.11 (b)	Delete “Output” after “prospective SWW”.
Sp119	3L.11 (c)	Replace “the” before “alternative PE Output” with “any”.

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Sp120	3L.17 (a)	Subparagraph numbering needs to start from (i). In the third subparagraph, there should be a closing bracket after “28 days”.
Sp121	3L.18	The word “ <i>delivere</i> ” should be replaced with “ <i>deliver</i> ”. Also, delete “ <i>Output</i> ” after “ <i>prospective SWW</i> ”.
Special Condition 5A:Governance of Financial Instruments		
Sp122	5A.19	Additional space between “ <i>Special Condition</i> ” and “ <i>5B</i> ”.
Special Condition 5B:Annual Iteration Process		
Sp123	5B.2	As discussed with Paul Darby (22/01/2013), this paragraph should be deleted.
Sp124	5B.6	We suggest that the subparagraphs are reordered to reflect the order of the licence conditions covered.
Sp125	5B.9	Reference to 5B2 should be “5B.2”.
Sp126	5B.13 (c)	The ‘f’ at the start of “ <i>for</i> ” is in subscript and should be in normal font.
Special Condition 6A:Legacy Adjustments		
Sp127	6A.9	As discussed with Paul Darby (22/01/2013), this paragraph should be deleted
Sp128	6A.13	Change “ <i>formulas</i> ” to “ <i>formulae</i> ”.
Sp129	6A.14	‘Part’ in subparagraphs (a) and (d) should be capitalised.
Special Condition 6B:Supplementary Provisions in relation to transmission asset owner incentives scheme		
Sp130	6B.1 (a)	Spaces missing between “ <i>revisions to the values of</i> ” and “ <i>the inputs</i> ” and between “ <i>to the calculation</i> ” and “ <i>in accordance with</i> ”.
Sp131	6B.3 (c)	Space missing between “ <i>of this condition) for</i> ” and “ <i>Funded Pre-Construction Works</i> ”.
Sp132	6B.3 (f)	Space missing between “ <i>Transmission Investment Incentives Project,</i> ” and “ <i>for the purposes of</i> ”.
Sp133	6B.6	We do not understand why this paragraph and subsequent references to J12 (Legacy TII Condition) are needed as J12 will no longer be in effect once this licence modification has taken effect and the contents of the former condition have all been integrated into this licence condition. We therefore propose that this paragraph and all subsequent references to the Legacy TII Condition are removed.
Sp134	6B.7	Reference to “ <i>Part 4 of Chapter 15</i> ” should be to “ <i>Part 3 of Chapter 15</i> ”.
Sp135	6B.13	Replace “ <i>Part I of this condition</i> ” with “ <i>Special Condition 1A (Definitions and Interpretation)</i> ”.
Sp136	6B.18 (b) (ii)	Subparagraph number and formatting has been lost and should be reincorporated.
Sp137	6B.19	There is a space missing after “ <i>subparagraph 6B.18(b)(ii)</i> ”.
Sp138	6B.22	Replace “ <i>Part I of this condition</i> ” with “ <i>Special Condition 1A</i> ”.

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Sp139	6B.25	Space missing between “ <i>into account relevant</i> ” and “ <i>information provided by the licensee</i> ”.
Sp140	6B.26 (b) (i)	Space missing between “ <i>Appendix 2 of this condition</i> ” and “ <i>in respect of the Scheduled Project</i> ”.
Sp141	6B.32	Spaces missing between “ <i>Table 4</i> ” and “ <i>of Appendix 1</i> ” and between “ <i>Allowed Expenditure</i> ” and “ <i>or Strategic Wider Works</i> ”.
Sp142	6B.36	In definition of IAR, reference should be to “ <i>Part B of Special Condition 6A</i> ”, not to “ <i>Part A</i> ”.
Sp143	Appendix 2	Where TII projects have transferred into Baseline Wider Works under RIIO-T1 (such as Beaulieu-Blackhillock-Kintore), we do not believe it is appropriate for outputs to also be specified here because outputs are now specified in Special Condition 6I, Table 1. Also, in all of the project details, there is a space missing between “ <i>Special Condition 6B</i> ” and “ <i>Project Details</i> ”.
Special Condition 6C:Determination of PCFM Variable Values		
Sp144	6C.11	As discussed with Paul Darby (22/01/2013), this paragraph should be deleted.
Sp145	6C.12	“ <i>Price Control Review Information</i> ” should be changed to “ <i>Submitted Information</i> ” to align with defined term in Standard Condition B15.
Special Condition 6D:Specified Financial Adjustments		
Sp146	Title	Space missing in title between “ <i>6D.</i> ” and “ <i>Specified financial adjustments</i> ”.
Sp147	6D.7	As discussed with Paul Darby (22/01/2013), this paragraph should be deleted
Sp148	6D.10	As discussed with Paul Darby (22/01/2013), this paragraph should be deleted
Sp149	6D.17	As discussed with Paul Darby (22/01/2013), this paragraph should be deleted
Sp150	6D.20	As discussed with Paul Darby (22/01/2013), this paragraph should be deleted
Sp151	6D.26	As discussed with Paul Darby (22/01/2013), this paragraph should be deleted
Sp152	6D.29	Change “ <i>Parts A and B</i> ” to “ <i>Parts A, B and C</i> ”.
Special Condition 6E:Innovation Roll-out Mechanism		
Sp153	6E.1	Space missing between “ <i>innovation Roll-out</i> ” and “ <i>Allowed Expenditure</i> ” which also should be capitalised.
Sp154	6E.3	Space missing between “ <i>innovation Roll-out</i> ” and “ <i>Allowed Expenditure</i> ” which also should be capitalised.
Sp155	6E.7	“ <i>Relevant Adjustment</i> ” should be capitalised.
Sp156	6E.9	“ <i>Relevant Adjustment</i> ” should be capitalised – this paragraph defines the term. Where this term is used throughout the remainder of the condition, it should be capitalised.
Sp157	6E.17 (a) & (b)	Space missing between “ <i>Relevant Year t-1</i> ” and “ <i>determine whether the Allowed Expenditure</i> ”. (“ <i>Allowed Expenditure</i> ” should be capitalised). Also, “ <i>Relevanr</i> ” should be replaced with “ <i>Relevant</i> ”.

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Sp158	6E.18	Reference to paragraph 3B is wrong. Should this be 5B?
Special Condition 6F: Generation Connections		
Sp159	General	There needs to be a consistent use of either "Relevant Year 2013/14" or "Relevant Year 2014" throughout the condition.
Sp160	6F.10	Definition of FSL should refer to " <i>paragraph 6F.11</i> ". Definition of FSH should refer to " <i>paragraph 6F.12</i> ". Definition of FASL should refer to " <i>paragraph 6F.13</i> ". Definition of FASH should refer to " <i>paragraph 6F.14</i> ".
Sp161	6F.12 (iii)	There is an extra space before " <i>(SHF</i> " in the equation that should be deleted.
Sp162	6F.12	Definition of RPE should refer to " <i>paragraph 6F.11</i> ".
Sp163	6F.13 (ii)	There is an extra space in " <i>Sole-use</i> " that should be deleted.
Sp164	6F.13 (ii)	Definition of RPE should refer to " <i>paragraph 6F.11</i> ".
Sp165	6F.14 (ii)	Is it possible to fit the equation on a single line?
Sp166	6F.14 (ii)	Definition of RPE should refer to " <i>paragraph 6F.11</i> ".
Sp167	6F.15	Definition of DSLE should refer to " <i>paragraph 6F.16</i> ". Definition of DSHE should refer to " <i>paragraph 6F.20</i> ". Definition of DASLE should refer to " <i>paragraph 6F.24</i> ". Definition of DASHE should refer to " <i>paragraph 6F.28</i> ".
Sp168	6F.16	Change " <i>n = 1 to 3</i> " to " <i>n = 0 – 3</i> ".
Sp169	6F.16 (i)	RPE notation should be " <i>RPE_{t-n-2}</i> ".
Sp170	6F.16 (ii)	BSLE definition should refer to " <i>Part A</i> ". Definition of RPE should refer to " <i>paragraph 6F.11</i> ". OSLE definition should refer to " <i>paragraph 6F.17</i> ".

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		OPSL definition should refer to " <i>paragraph 6F.18</i> ". FSLA definition should refer to " <i>paragraph 6F.19</i> ".
Sp171	6F.17 (ii)	Definition of RPE should refer to " <i>paragraph 6F.11</i> ".
Sp172	6F.18	Delete " <i>such</i> ".
Sp173	6F.18 (ii)	Definition of RPE should refer to " <i>paragraph 6F.11</i> ".
Sp174	6F.19	Delete " <i>such</i> ".
Sp175	6F.19 (iv)	Definition of RPE should refer to " <i>paragraph 6F.11</i> ".
Sp176	6F.20	Delete " <i>such</i> ".
Sp177	6F.20 (ii)	Definition of BSHE should refer to " <i>Part B</i> ". Definition of RPE should refer to " <i>paragraph 6F.11</i> ". Definition of OSHE should refer to " <i>paragraph 6F.21</i> ".
Sp178	6F.20 (ii)	Definition of OPSH should refer to " <i>paragraph 6F.22</i> ". Definition of FSHA should refer to " <i>paragraph 6F.23</i> ".
Sp179	6F.21	Delete " <i>such</i> " and change " <i>formula</i> " to " <i>formulae</i> ".
Sp180	6F.21 (i)	RPE notation should be " RPE_{t-n-2} ".
Sp181	6F.21 (ii)	RPE notation should be " RPE_{t-n-2} ". Also, definition of RPE should refer to " <i>paragraph 6F.11</i> ". Definition of WF should refer to " <i>paragraph 6F.17</i> ". Use of " <i>s</i> " is not needed here.
Sp182	6F.22 (ii)	Definition of RPE should refer to " <i>paragraph 6F.11</i> ".
Sp183	6F.23 (iii)	Delete extra " <i>t</i> " after " $FSHA_{t,t}$ ".
Sp184	6F.23 (iv)	Definition of RPE should refer to " <i>paragraph 6F.11</i> ".

SHE Transmission Special Conditions - comments		
Comment number	Para Ref in the statutory consultation	Comment
Sp185	6F.23 (iv)	<p>Definition of OASLE should refer to “<i>paragraph 6F.25</i>”.</p> <p>Definition of OPASL should refer to “<i>paragraph 6F.26</i>”.</p> <p>Definition of FASLA should refer to “<i>paragraph 6F.27</i>”.</p> <p>Use of “s” is not needed here.</p>
Sp186	6F.25	<p>RPE notation should be “RPE_{t-n-2}”. Definition of RPE should refer to “<i>paragraph 6F.11</i>”.</p> <p>Can calculation be fitted onto a single line?</p> <p>Use of “s” is not needed here.</p>
Sp187	6F.26 (ii)	Definition of RPE should refer to “ <i>paragraph 6F.11</i> ”.
Sp188	6F.27	Change “ <i>formulas</i> ” to “ <i>formulae</i> ”.
Sp189	6F.27 (iv)	Definition of RPE should refer to “ <i>paragraph 6F.11</i> ”.
Sp190	6F.28	<p>Definition of OASHE should refer to “<i>paragraph 6F.29</i>”.</p> <p>Definition of OPASH should refer to “<i>paragraph 6F.30</i>”.</p> <p>Definition of FASHA should refer to “<i>paragraph 6F.31</i>”.</p> <p>Use of “s” is not needed here.</p>
Sp191	6F.29	<p>RPE notation should be “RPE_{t-n-2}”.</p> <p>Can calculation be fitted onto a single line?</p>
Sp192	6F.29	<p>Definition of WF should refer to “<i>paragraph 6F.17</i>”.</p> <p>RPE notation should be “RPE_{t-n-2}”. Definition of RPE should refer to “<i>paragraph 6F.11</i>”.</p> <p>Use of “s” is not needed here.</p>

SHE Transmission Special Conditions - comments		
Comment number	Para Ref in the statutory consultation	Comment
Sp193	6F.30	Definition of RPE should refer to " <i>paragraph 6F.11</i> ".
Sp194	6F.31	Delete " <i>such</i> ".
Sp195	6F.31 (iv)	Definition of RPE should refer to " <i>paragraph 6F.11</i> ".
Sp196	Table 4	Not sure that we need to modify the licence condition every year to update for new GCE values as these will be notified and agreed as part of the Annual Iteration Process. We suggest that this table could be deleted.
Sp197	6F.35	Reference to " <i>paragraph 6F.31</i> " should be to " <i>paragraph 6F.32</i> ".
Sp198	6F.35 (a)	Reference to " <i>paragraph 6F.31</i> " should be to " <i>paragraph 6F.32</i> ".
Sp199	6F.36	Reference to " <i>paragraph 6F.31</i> " should be to " <i>paragraph 6F.32</i> ".
Special Condition 6G:Visual Amenity for existing infrastructure		
Sp200	6G.1 (a)	Delete additional use of " <i>is</i> " at start of subparagraph. "Pre-existing Transmission Infrastructure Assets" should be capitalised as this is a defined term. There is a space missing between "determine the" and "Allowed Expenditure".
Sp201	6G.6	We note that this paragraph has seen substantial revision since the second informal consultation. We look forward to discussing these changes with Ofgem.
Sp202	6G.6(e)	There are a number of spaces missing in this subparagraph. It should read: <i>"a description of the potential measures by which the licensee could deliver EPI Outputs to mitigate the impact of Pre-existing Transmission Infrastructure on the visual amenity of designated areas;"</i> . Also note replacement of " <i>Pre-existing Infrastructure</i> " with " <i>Pre-existing Transmission Infrastructure</i> " to align with the defined term.
Sp203	6G.6(f)	Space missing between " <i>at all times</i> " and " <i>consistent with industry best practice</i> ".
Sp204	6G.9	Space missing between " <i>6G.8 of this condition</i> " and " <i>the revisions will take effect</i> ".
Sp205	6G.10	Comma missing after " <i>Price Control Period</i> ".
Sp206	6G.16	Replace " <i>Tables 1</i> " with " <i>Table 1</i> ".
Sp207	6G.19	Insert " <i>for the licensee</i> " before " <i>for the Relevant Year t</i> " at the end of the paragraph.
Sp208	Table 2	In the table's title, there is a space missing between " <i>EPIE values</i> " and " <i>after modification</i> ".
Sp209	6G.21	At the start, insert " <i>Subject to paragraph 6G.19 of this condition,</i> " and delete " <i>also</i> ".
Sp210	6G.21 (a)	"Delivered" should be capitalised as it's a defined term.
Sp211	6G.21 (b)	At the end, " <i>are recovered</i> " should be changed to " <i>to be recovered</i> ".

SHE Transmission Special Conditions - comments		
Comment number	Para Ref in the statutory consultation	Comment
Sp212	6G.21 (c)	After “ <i>earlier Relevant Years</i> ”, “ <i>is specified in a direction</i> ” should be changed to “ <i>will be specified in a direction</i> ”.
Sp213	6G.23	“ <i>GCE</i> ” should be changed to “ <i>EPIE</i> ”. Also there is a space missing between “ <i>Time of Money Adjustments</i> ” and “ <i>as set out in Special Condition</i> ”.
Special Condition 6H:Uncertain Costs		
Sp214	6H.1	Delete “ <i>as follows</i> ” to align with other conditions.
Sp215	6H.6	Space missing between “ <i>uncertain cost category</i> ” and “ <i>for any Relevant Year</i> ”.
Sp216	6H.7	“ <i>Allowed Expenditure</i> ” should be capitalised. Subsequent usage should also be capitalised.
Sp217	6H.8	Space missing between “ <i>this condition</i> ” and “ <i>must include</i> ”.
Sp218	6H.12	Space missing between “ <i>determine</i> ” and “ <i>any relevant adjustments</i> ”.
Sp219	6H.16	Space missing between “ <i>of this condition</i> ” and “ <i>within 14 days</i> ”.
Special Condition 6I:Wider Works Outputs		
Sp220	Title	In title, insert “ <i>Wider Works Outputs</i> ” after “ <i>Baseline</i> ”.
Sp221	General	“ <i>Values</i> ” when following “ <i>WWE</i> ” should be capitalised throughout. Also “ <i>Outputs</i> ” should be capitalised.
Sp222	6I.1	There are two paragraphs with this number. Need to be updated and subsequent paragraph numbers checked.
Sp223	6I.1 (b)	Insert “ <i>adjustments to</i> ” before “ <i>Wider Works Allowed Expenditure</i> ”.
Sp224	6I.1 (2 nd para)	Space missing between “ <i>Relevant Year, is</i> ” and “ <i>the amount of</i> ”.
Sp225	6I.2(e)	Space missing between “ <i>Special Condition 3A</i> ” and “ <i>(Restriction of)</i> ”. Also, extra space between “ <i>Transmission Revenue</i> ” and “ <i>in a manner</i> ”.
Sp226	6I.3	Delete comma after “ <i>5B</i> ”.
Sp227	Part A	Insert “ <i>Outputs</i> ” after “ <i>Baseline Wider Works</i> ”.
Sp228	6I.4	Space missing between “ <i>Price Control Period</i> ” and “ <i>and Allowed Expenditure</i> ”.
Sp229	6I.5	Space missing between “ <i>reflected in</i> ” and “ <i>the licensee’s Opening Base</i> ”.
Sp230	6I.11 (a)	Reference to “ <i>paragraph 6I.13</i> ” should be to “ <i>paragraph 6I.12</i> ”.
Sp231	6I.11 (b)	Delete “ <i>single</i> ”.
Sp232	6I.11 (b)(i) & (ii)	Delete “ <i>over the period 2013/14 to 2020/21</i> ”.

SHE Transmission Special Conditions - comments		
Comment number	Para Ref in the statutory consultation	Comment
Sp233	6l.11(b)(ii)	Replace “link” with “project”.
Sp234	6l.11(c)	Between paragraphs (c) and (d), “and” should be “and/or”.
Sp235	6l.11(d)	Reference to “paragraph 6l.13” should be to “paragraph 6l.12”.
Sp236	6l.12(c)	Between paragraphs (c) and (d), “and” should be “and/or”.
Sp237	6l.12(d)	Insert “reasonably” between “could not have been” and “anticipated”.
Sp238	6l.13	Replace “the Authority will take into account any further clarification that may be provided in the Authority’s determination” with “the Authority will take into account any additional considerations that might have been identified in the Authority’s determination”.
Sp239	6l.14	Delete “single”.
Sp240	6l.16	Reference to “Table 5” should be to “Table 2”.
Sp241	6l.17	Reference to “paragraph 6l.17” should be to “paragraph 6l.16”.
Sp242	6l.17(a)	Reference to “Table 5” should be to “Table 2”.
Sp243	6l.17 (c)	We are unclear on why this is needed in the notice.
Sp244	6l.17 (g)	Insert “(as applicable)” at end of subparagraph.
Sp245	6l.19	Reference to “paragraph 6l.16” should be to “paragraph 6l.15”.
Sp246	6l.19(a) & (c)	Reference to “Table 5” should be to “Table 2”.
Sp247	6l.21	Reference to “paragraph 6l.20” should be to “paragraph 6l.19”.
Sp248	6l.23(b)	Insert “and” between subparagraphs (i) and (ii).
Sp249	6l.24	At end of first line, change “mean” to “means”.
Sp250	6l.24	Insert “in” at end of paragraph.
Sp251	6l.26	Change “specified” to “as set out”. Also, change “Tables 1 and 2” to “Tables 1 or 2”.
Sp252	6l.27 (c)	Change “Tables 1 and 2” to “Tables 1 or 2”.
Sp253	6l.27 (d)	Space missing between “system background” and “would not have implications”.
Sp254	6l.28 (a)	Change “Tables 1 and 2” to “Tables 1 or 2” and insert space after “2”.
Sp255	6l.28 (b)	Replace “event” with “OA”.
Sp256	6l.29	Reference to “paragraph 6l.28” should be to “paragraph 6l.26”.
Sp257	6l.31	Space missing after “Table 1 to 2”.
Sp258	6l.31 (b)	Change “condtion” to “condition” and insert space after.
Sp259	6l.32	Space missing between “direction under” and “paragraph”.

SHE Transmission Special Conditions - comments		
Comment number	Para Ref in the statutory consultation	Comment
Sp260	6l.33 (a)(iii)	Insert closing bracket after “28 days”.
Sp261	6l.34	<p>Replace this paragraph with the following as per discussion / email correspondence with Anna Kulhavy.</p> <p><i>“6l.34 Where the licensee proposes to request that the Authority specify a new Strategic Wider Works Output then it must give notice to the Authority in such form as the Authority may from time to time require.</i></p> <p><i>6l.35 [note that this is a new para] The licensee must provide notice of such a request in accordance with the timeline set out in Final Proposals or as amended and in reasonable timescales for the Authority to conduct its assessment in accordance with the timeline set out in Final Proposals or as amended by the Authority in further guidance it may issue from time to time (or by such later alternative date as the Authority may notify to the licensee).”</i></p>
Sp262	6l.35(a)	<p>Replace “set by the licensee” with “(i) >£50m; and, (ii) Deliver cross boundary (or sub boundary) capacity or wider system benefits; and, (iii) Costs cannot be recovered under any other provision of this licence;”</p> <p>Also, insert “following” before “materiality criteria”.</p>
Sp263	6l.35	Update subparagraph references.
Sp264	6l.41	<p>“Allowed Expenditure” should be capitalised.</p> <p>Also, “Table 4” should be “Table 5”.</p>
Sp265	6l.43(a)(ii)	Reference to Part D is not needed.
Special Condition 8A:Disapplication		
Sp266	8A.8	Replace “18 months” with “12 months”.
Special Condition 8B:Excluded Services		
Sp267	8B.3	Space missing between “licensee from” and “the provision of”.
Sp268	8B.8	Space missing between “Special Condition” and “3A”.
Sp269	8B.10 ES5	Replace “Schedule” with “condition”.
Sp270	8B.10 ES6	Insert “(The Network Innovation Competition)” after “3l”.

Comment number	Para Ref in the statutory consultation	Comment
FH1	Associated documents	Under " <i>b. RIIO-T1 Price Control Final Proposals</i> ", a link should also be provided to the final proposals for SHE Transmission and SPT.
FH2	1.10	Text should be revised to the past tense as audit has been completed and reference to PKF letter included.
FH3	1.12	As discussed with Paul Darby (22/01/2013) and in line with comments in relation to the affected conditions above, this paragraph should be extended to make it clear that adjustments will be required for years 7 and 8 of RIIO-T1
FH4	Table 2.1	Items 20 and 21 should be labelled as NGET only.
FH5	3.3	There is a comma missing between APFE and SOEDE in the second usage.
FH6	3.13	" <i>Transportation business</i> " should be replaced with " <i>transmission business</i> ".
FH7	3.24	Suggest rewording to " <i>In accordance with Special Condition 6D and 7C,</i> ".
FH8	Table 3.2, row 7	Reference to " <i>paragraph 3.30</i> " should be changed to " <i>paragraph 3.27</i> ".
FH9	Table 3.2, row 11	Insert " <i>G</i> " in right hand column.
FH10	3.33 (iii)	We retain our view that a materiality threshold of £1 million is too high.
FH11	4.29	We retain our view that wording in relation to licence breach if tax trigger not identified by licensee is unnecessarily onerous.
FH12	4.51	Please include reference for decision letter.
FH13	Table 6.1	There is a spacing issue between the uncertain cost categories (6H).
FH14	6.17	We think paragraph reference should be to 6.15.
FH15	7.1	Change " <i>will be uncertain</i> " to " <i>were uncertain</i> " as this document post dates all FPs.
FH16	7.2	Additional spacing between " <i>Chapter</i> " and " <i>6</i> ".
FH17	7.25	We think the paragraph reference should be to 7.24.
FH18	8.4	This paragraph should make it clear that 6J is only applicable to NGET.
FH19	8.14	Insert " <i>and</i> " between " <i>6I.43 – NGET & SPTL</i> " and " <i>6I.42 – SHE</i> ".
FH20	10.10, 10.-13 & 10.14	Paragraph numbers need to be checked to final version of condition.
FH21	12.7	Delete additional use of " <i>Special Condition</i> " at top of page 84.
FH22	12.16	Delete additional use of " <i>Special Condition</i> " at end of paragraph.
FH23	Chapter 14 – title	Add "{NGET only" to align with chapter 13.
FH24	15.3	Replace " <i>formulae</i> " with " <i>methodologies</i> " as 15.1 doesn't refer to formulae.
FH25	15.10	After " <i>Price Control Period</i> ", add " <i>where required</i> " as rest of paragraph talks about this only happening if needed.
FH26	15.18	Reference to paragraph 15.15 at end of the paragraph looks wrong – please review and update.
FH27	15.67	Double check referencing in this paragraph as it looks wrong.

SHE Transmission ET1 Price Control Financial Handbook		
Comment number	Para Ref in the statutory consultation	Comment
FH28	Glossary - TO definition	Suggest addition of “ <i>onshore</i> ” before “ <i>transmission owner licences</i> ” as OFTOs are not included. Also, check spelling of “ <i>licences</i> ”.

SHE Transmission NIC Governance Document		
Comment number	Para Ref in the statutory consultation	Comment
NIC1	General	We are concerned that a substantial number of comments submitted in response to the previous consultation remain and have not been taken in to consideration. The responses set out below therefore focus on the most important issues at this stage. We hope other issues will be considered at the planned review.
NIC2	Overview	The NIC Governance Document has been designed to set out the regulation, governance and administration arrangements relating to the application of the NIC. The document states clearly that Network Licensees are required to comply with the document as if it formed part of their licence. However the document also sets out that it has been developed to provide information and aid understanding of all interested parties. As set out in our previous response we are concerned that it is not always clear what is intended as an absolute obligation and what is intended as guidance only e.g. it uses language such as ‘expect’. Given potential consequences if provisions are to be applied as if they formed part of the licence we urged that greater clarity was provided. We note the document now states that it is the responsibility of each Network Licensee to understand the provisions of this document and how they apply to them. We are disappointed that no further attempt has been made to provide clarity in the document. As such many of the previous comments made in relation to this point still stand. We would hope this would be considered when regulating Network Licensees under the NIC and when conducting the planned review. However we would also urge the date for review remains flexible so that lessons learned from the LCNF and early experience of the NIC can be taken in to account at the earliest opportunity as experience grows. As such it may be possible and deemed necessary to carry out a review after 1 year of operation rather than 2.
NIC3	2.10	As set out in previous comments, this sets out that Network Licensees must ensure Project details published on the Learning Portal are up to date at all times. As project details are continuously developing throughout the life of a Project we assume this simply means the most recent Project Progress Reports rather than continuously updated as the Project moves on.
NIC4	3.3	Greater clarity regarding intended dates would be helpful as 2 Calendar Months notice is extremely tight for Projects of this size and complexity.

SHE Transmission NIC Governance Document		
Comment number	Para Ref in the statutory consultation	Comment
NIC5	ISP Criteria – Pages 17-20	As set out in our previous response we are concerned that the Network Licensee must be able to set out quite detailed and specific information to ‘demonstrate’ how the Project can accelerate development of low carbon and environmental benefits and the potential to deliver value for money for customers across GB. It is important that this is applied in a reasonable and flexible way. As stated for the NIA, it is important to recognise that given the nature of such Projects, the risk and uncertainty, the difficulty associated with demonstrating the elements outlined should not be underestimated.
NIC6	Evaluation Criteria – Pages 33-41	Similar to above, the difficulties and uncertainty associated with the demonstrating a Project meets the criteria should not be underestimated. Details can be extremely uncertain and difficult to quantify e.g. potential to deliver net financial benefits, potential to release capacity and potential to replicate across GB.
NIC7	9.4	It is not clear what is meant by ‘material’. This needs to be clearer, particularly if this is intended to be more than guidance.
NIC8	9.5	We suggest "(as appropriate)" be inserted after the word "shared" on the penultimate line.
NIC9	9.12	We recommend use of the words "new and distinct" in relation to the definition of Foreground IPR. .
NIC10	Chapter 9	The term Participant is used throughout this section but only Project Participant is defined (and used elsewhere in the document).

SHE Transmission NIA Governance Document		
Comment number	Para Ref in the statutory consultation	Comment
NIA1	General	We are concerned that a substantial number of comments submitted in response to the previous consultation remain and have not been taken in to consideration. The responses set out below therefore focus on the most important issues at this stage. We hope other issues will be considered at the update and review planned for 2014 and 2015.
NIA2	Overview	The NIA Governance Document has been designed to set out the regulation, governance and administration arrangements relating to the application of the NIA. It states clearly that Network Licensees are required by the NIA Licence Condition to comply with the document as if it formed part of their licence. However the document has also been developed to provide information and aid understanding of other interested parties. As set out in our previous consultation response, we are concerned that it is not always clear what is an absolute obligation and what is guidance only e.g. where words such as ‘expect’ are used. Given potential consequences if applied as if it formed part of the licence, we argued greater clarity is required. We note the document now states it is the responsibility of each Network Licensee to understand the provisions of the document and how they apply. We are disappointed that no further attempt has been made

SHE Transmission NIA Governance Document		
Comment number	Para Ref in the statutory consultation	Comment
		to provide clarity. As such, many of our previous comments still stand. We hope this will be considered when regulating Network Licensees under the NIA and when conducting the planned update and review. We also suggest the date for review should be flexible so that lessons learned from the LCNF and early experience of the NIA can be taken in to account at the earliest opportunity.
NIA3	1.18	Last sentence should read 'intend' rather than 'intent'.
NIA4	2.10	As set out in previous comments, this sets out that Network Licensees must ensure Project details published on the Learning Portal are up to date at all times. Project details will continuously evolve throughout the Project. We assume this is just referring to the most recent Project Progress information and Annual Summary being kept up to date and not all Project details. This needs to be confirmed and made clear. The former would be extremely onerous if not.
NIA5	3.4	This states that IFI projects can transfer to the NIA but they must comply with all NIA provisions. As set out in our previous response IFI projects were developed on a different basis and flexibility should exist to ensure there is a reasonable transition so that learning and value can be maximised. We are disappointed that this has not been considered.
NIA6	Specific requirements set 2	As set out in our previous response we are concerned that the Network Licensee must be able to set out quite detailed and specific information and an assessment on a wider GB basis. While we appreciate a common guide is to be developed to provide further clarity, we are concerned that a GB assessment can be extremely problematic. A degree of reasonableness and flexibility is required. The document goes on to state that until a guide is approved by the Authority only projects with "clear" monetary benefit s. Given the nature of such Projects, the risk and uncertainty, this may be difficult to confirm in advance. This should be recognised in drafting.
NIA7	3.23	This uses the term Related Undertaking but this is not defined in Chapter 8.
NIA8	3.25 and 6.4	This sets out that where a Network Licensee or Project Partner is concerned that the release of information could cause harm and should be withheld, Ofgem should be informed. However the section continues to state the Authority may later determine this was unreasonable and NIA Expenditure up to the full value of the Project may be withheld. As set out in our previous response, we are concerned this introduces significant and unnecessary risk for the Network Licensee. If the Network Licensee was able to demonstrate at the start of the Project that it was appropriate to withhold information it is not appropriate to later reverse this decision. Concerns should be addressed at the start of the Project when the Network Licensee has the opportunity to take action.
NIA9	4.10	We believe the Data Protection requirements should apply to the Network Licensee(s) in the same way as the Customer Protection requirements, rather than the Funding Licensee.
NIA10	4.13	This sets out provisions relating to Eligible Bid Preparation Costs. We believe this should refer to Outstanding Funding Required rather than NIC funding requested, as set out in the NIC Governance Document.
NIA11	7.4	Knowledge should be restricted to Relevant Foreground IPR
NIA12	Defined Terms	The following terms are used in the document but not defined in Chapter 8: Definitions External Funding (table on page 17)

SHE Transmission NIA Governance Document		
Comment number	Para Ref in the statutory consultation	Comment
		<p>Project Information Page (3.34) Eligible NIA Project Expenditure (4.3) Allowable NIA Project Expenditure (4.11) NIA Project Registration Performa (Table 6.1) As set out in our previous consultation response, we are also concerned that definitions do not mirror those set out in Licence and this could create unnecessary confusion.</p>

SHE Transmission Stakeholder Engagement Incentive Scheme Guidance Notes		
Comment number	Para Ref in the statutory consultation	Comment
SE1	Evaluation and Reward Allocation, para 1	Replace “are eligible for a reward” with “meet the standard for reward eligibility that will be applied in future years” to align with tone of rest of guidance in relation to rewards for submissions made in 2013/14.

SHE Transmission EDR Guidance		
Comment number	Para Ref in the statutory consultation	Comment
EDR1	General	We are disappointed to note that the majority of our comments in response to the 2 nd informal consultation do not appear to have been considered. We will review these in light of learning from the trial submission and provide further feedback as appropriate.
EDR2	Associated documents	Details of the EDR Scoring Spreadsheet published alongside the statutory consultation should be included.
EDR3	1.8	Condition states no funding associated with the submission to be made for 2012/13. Suggest this paragraph needs to be revised.

SHE Transmission EDR Guidance		
Comment number	Para Ref in the statutory consultation	Comment
EDR4	2.18	After “ <i>annual event</i> ” in the 2 nd bullet, add “ <i>or series of events</i> ” to align with paragraph 2.16.
EDR5	2.24	Conflicts with paragraph 1.8.
EDR6	2.25	Executive Statement should not need to be considered confidential as it is a stakeholder publication.
EDR7	2.27	This paragraph is not necessary.