



Northern Powergrid – comments on the drafting of the proposed modifications to standard conditions 21, 22 and 23 of the electricity distribution licence, as presented in Ofgem’s statutory notices of 27 March 2013

Standard condition 21

1. In the first line of subparagraph 21.7A(a), a comma should be inserted after “(the “panel”)", to close the parenthesis that was opened by the comma after “body” earlier in that line.
2. In the first line of subparagraph 21.7A(a), “shall” should be changed to “must” for consistency with the style adopted elsewhere in the licence (cf the modification made by Ofgem in the fourth line of paragraph 21.11)
3. At the very beginning of subparagraph 21.7A(b), the words “arrangements for” are superfluous and should be deleted – to say that the Code must provide for arrangements for something is unnecessarily verbose. If these words added anything, they could equally have been used at the beginning of subparagraph 21.7A(a).
4. In the second to fourth lines of subparagraph 21.7A(b), the phrase *“In addition to any powers, duties or functions set out in the Distribution Code and any ancillary documents, the code administrator shall...”* does not make any grammatical sense. The words “acting in accordance with” should be inserted between “In addition to” and “any powers” to achieve the sense presumably intended.
5. As Ofgem has unfortunately previously adopted the use of the so-called Oxford comma in the electricity distribution licence, consistency requires that a comma be added after “duties” in the third line of subparagraph 21.7A(b).
6. In the fourth line of subparagraph 21.7A(b), “shall” should be changed to “must”.
7. For the same reason as cited in item 5 above, a comma needs to be added after “review” in the first line of subparagraph 21.7A(b)(i).
8. In the first line of subparagraph 21.11A(c), a comma should be inserted after “that”, to open the parenthesis that is closed by the comma after “Phase” further on in the same line.
9. In the first line of paragraph 21.11B, “twenty” and “eight” should be hyphenated.
10. In the first line of subparagraph 21.11B(c), a comma should be added after “(b)”, to fulfil the same purpose as the commas after “Direction” in the first line of subparagraph 21.11B(a) and after “Code” in the second line of subparagraph 21.11B(b).

11. In the second line of paragraph 21.15, “shall” should be changed to “must”.
12. In part (c) of the definition of “Code of Practice” in paragraph 21.16, “re-published” should be changed to “republished”.
13. In parts (b) and (c) of the definition of “Directions” in paragraph 21.16, the word “direction(s)” should be “Direction(s)”.
14. In the first line of the definition of “Significant Code Review” in paragraph 21.16, “which” should be changed to “that” as the pronoun introduces a defining, as opposed to a non-defining, clause here.
15. In the second line of part (c) of the definition of “Significant Code Review” in paragraph 21.16, the term “Distribution Code licensee” is used, but this term does not appear to be explained or defined.

Standard condition 22

1. In the second line of paragraph 22.9D, “shall” should be changed to “must”.
2. In the first line of paragraph 22.9E, “twenty” and “eight” should be hyphenated.
3. In the final line of subparagraph 22.9F(d), “applicable DCUSA objectives” should be “Applicable DCUSA Objectives”.
4. In the fourth line of subparagraph 22.9F(e)(ii), the apostrophe after “parties” should be removed.
5. In the second line of subparagraph 22.9H(a), a comma should be added after “22.9G”.
6. Also in the second line of subparagraph 22.9H(a), “shall” should be changed to “must”.
7. In the third line of subparagraph 22.9H(a), “direction” should be “Direction”.
8. In the fourth line of subparagraph 22.9H(b), “shall” should be changed to “must”.
9. In the first line of subparagraph 22.10(a)(i), “direction(s)” should be “Direction(s)”.
10. In the first line of subparagraph 22.10(a)(ii), “direction” should be “Direction”.
11. In part (c) of the definition of “Code of Practice” in paragraph 22.15, “re-published” should be changed to “republished”.
12. In parts (b) and (c) of the definition of “Directions” in paragraph 22.15, the word “direction(s)” should be “Direction(s)”.
13. In the first line of the definition of “Significant Code Review” in paragraph 22.15, “which” should be changed to “that” as the pronoun introduces a defining, as opposed to a non-defining, clause here.

14. In the first line of paragraph 22.16, an 'Oxford' comma should be inserted after "veto" for consistency with the rest of the licence.
15. In the second line of paragraph 22.16, "shall" should be changed to "must".
16. In the second and third lines of subparagraph A3(eA) of Appendix 1 to SLC22, the phrase "*In addition to any powers, duties or functions set out in the DCUSA, the code administrator shall...*" does not make any grammatical sense. The words "acting in accordance with" should be inserted between "In addition to" and "any powers" to achieve the sense presumably intended.
17. In the third line of subparagraph A3(eA) of Appendix 1 to SLC22, an 'Oxford' comma should be inserted after "duties".
18. At the end of the third line of subparagraph A3(eA) of Appendix 1 to SLC22, "shall" should be changed to "must".
19. In the first line of subparagraph A3(eA)(i) of Appendix 1 to SLC22, an 'Oxford' comma should be inserted after "review".

Standard condition 23

1. In the first line of paragraph 23.5, "shall" should be changed to "must".
2. In the second line of subparagraph 23.5(h), "shall" should be changed to "must".
3. In the second line of subparagraph 23.5(i), "shall" should be changed to "must".
4. In the first line of paragraph 23.6, "twenty" and "eight" should be hyphenated.
5. In the second line of subparagraph 23.6(b), "shall" should be changed to "must".
6. In the first line of paragraph 23.7, "shall" should be changed to "must".
7. In the second and third lines of subparagraph 23.7(b), the phrase "*In addition to any powers, duties or functions set out in the MRA, the code administrator must...*" does not make any grammatical sense. The words "acting in accordance with" should be inserted between "In addition to" and "any powers" to achieve the sense presumably intended.
8. In the first line of subparagraph 23.7(b)(i), an 'Oxford' comma should be inserted after "review".
9. In the second line of paragraph 23.9, "shall" should be changed to "must".
10. In the third line of paragraph 23.9, "compared to" should be changed to "compared with".
11. In part (c) of the definition of "Code of Practice" in paragraph 23.12, "re-published" should be changed to "republished".

12. In parts (b) and (c) of the definition of “Directions” in paragraph 23.12, the word “direction(s)” should be “Direction(s)”.
13. In the first line of the definition of “Significant Code Review” in paragraph 23.12, “which” should be changed to “that” as the pronoun introduces a defining, as opposed to a non-defining, clause here.