

## **Appendix 4**

### **To: All holders of a gas shippers licence**

#### **NOTICE UNDER SECTION 23(2) OF THE GAS ACT 1986**

The Gas and Electricity Markets Authority ("the Authority") hereby gives notice pursuant to section 23(2) of the Gas Act 1986 ("the Act") as follows:

1. The Authority proposes to modify all gas shipper licences granted or treated as granted under 7A(2) of the Act by amending Standard Condition 1 (Definitions and Interpretation).
2. The reason why the Authority proposes to make this licence modification is to reflect the changes brought about by the Public Bodies (Abolition of the National Consumer Council and Transfer of the Office of Fair Trading's Functions in relation to Estate Agents etc) Order 2014. It is expected that the National Consumer Council ("NCC") will be abolished from 1 April 2014 and that certain functions of the NCC will be transferred to Citizens Advice and Citizens Advice Scotland. As we anticipate that these changes will take effect from 1 April 2014, we are not proposing to give effect to the proposed licence modifications set out in this notice until then.
3. The effect of the proposed modifications is to:
  - i. remove the definition for 'National Consumer Council';
  - ii. replace any reference to 'National Consumer Council' with 'Citizens Advice' and/or 'Citizens Advice Scotland'; and
  - iii. insert the definition of 'Citizens Advice' and 'Citizens Advice Scotland'.
4. The attached Schedule to this Notice sets out the proposed modifications to Standard Condition 1.
5. Relevant licence holders for the purposes of this Notice are all holders of a gas shippers licence at the relevant time with Standard Condition referred to in paragraph 1 in effect in their licence.<sup>1</sup>
6. A copy of the proposed modification(s) and other documents referred to in this notice are available on the Ofgem website ([www.ofgem.gov.uk](http://www.ofgem.gov.uk)).
7. Any representations with respect to the proposed licence modifications must be made on or before 24 January 2014 to: Paul Heseltine, Office of Gas and Electricity Markets, 9 Millbank, London, SW1P 3GE or by email to [paul.heseltine@ofgem.gov.uk](mailto:paul.heseltine@ofgem.gov.uk)

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<sup>1</sup> See s11A(10) EA and s23(10) GA

8. All responses will normally be published on Ofgem's website. However, if respondents do not wish their response to be made public then they should clearly mark their response as not for publication. Ofgem prefers to receive responses in an electronic form so they can be placed easily on the Ofgem website.
9. If the Authority decides to make the proposed modification it will take effect not less than 56 days after the decision is published.

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**Paul Heseltine**  
**Associate Director Finance and Risk Management**

**Duly authorised on behalf of the**  
**Gas and Electricity Markets Authority**

**19 December 2013**

## **Schedule to Appendix 4 – Gas Shippers Licence**

**Standard Condition 1 of each gas shippers licence is proposed to be modified in the manner set out in paragraph 1 to 4 of this Schedule.**

1. In Part II. The Standard Conditions, Section A. Interpretation and Payments, Condition 1 (Definitions and Interpretation) (1) after the definition of "business day" and before the definition of "contract" insert:

"Citizens Advice" means the National Association of Citizens Advice Bureaux;

"Citizens Advice Scotland" means the Scottish Association of Citizens Advice Bureaux;

2. In Part II. The Standard Conditions, Section A. Interpretation and Payments, Condition 1 (Definitions and Interpretation) (1) in the definition of "information" substitute 'National Consumer Council' with 'Citizens Advice or Citizens Advice Scotland'.
3. In Part II. The Standard Conditions, Section A. Interpretation and Payments, Condition 1 (Definitions and Interpretation) (1) delete "'National Consumer Council" means the body of that name established by Part I, section 1 of the Consumers, Estate Agents and Redress Act 2007;".
4. In Part II. The Standard Conditions, Section A. Interpretation and Payments, Condition 1 (Definitions and Interpretation) (3) substitute 'the National Consumer Council' with 'Citizens Advice and Citizens Advice Scotland'.