

To: All holders of a gas supply licence

**Gas Act 1986
Section 23(1)(b)**

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

Whereas –

1. Each of the companies to whom this document is addressed (a Licence Holder) is the holder of a gas supplier licence (a Licence) granted or treated as granted under section 7A(1) of the Gas Act 1986 (the Act).
2. In accordance with section 23(2) of the Act the Gas and Electricity Markets Authority (the Authority) gave notice on 19 December 2013 (the Notice) that it proposed to make modifications to conditions 1, 25A, 31, 32, 25, 36 and 39 of the Licence and by requiring any representations to the modification to be made on or before 24 January 2014.
3. In accordance with section 23(4)(b) of the Act, the Authority gave notice of its intention to make the modifications to the Secretary of State and has not received a direction not to make the modification.
4. Prior to the close of the consultation period, the Authority received four responses. All non-confidential responses have been placed on the Ofgem website.
5. The Authority has carefully considered in relation to the proposed modification all representations received. Its response to those representations is attached at Schedule 2 to this modification notice.
6. The Authority will make the following additional modification to those set out in the Notice: remove the reference to Standard Licence Condition 25A referred to in paragraph 1(ii) of the Notice and paragraph 3 of the Schedule to Appendix 1 of the Notice.
7. In accordance with section 38A of the Act the Authority gives the following reason for making the licence modifications: 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.
8. The effect of the modifications will be to:
 - a. delete the definition of 'Consumer Council';
 - b. replace any reference to 'the National Consumer Council' or 'the Consumer Council' with 'Citizens Advice' and/or 'Citizens Advice Scotland'; and
 - c. insert definitions of 'Citizens Advice' and 'Citizens Advice Scotland'.
9. Where an application for permission to appeal the Authority's decision is made to the Competition Commission under section 23B of the Act, Rule 5.7 of the Competition Commission's Energy Licence Modification Appeals Rules requires that the appellant must send to any relevant licence holders who are not parties to the appeal a non-confidential notice setting out the matters required in Rule 5.2. The attached Schedule 1 provides a list of the relevant licence holders in relation to this modification. The meaning of 'relevant licence holder' is set out in section 23(10) of the Act.

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 supplier licences in the manner specified in attached Schedule 3. This decision will take effect on and from 22 April 2014.

This document constitutes notice of the reasons for the decision to modify the gas supply licences as required by section 38A of the Act.

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



.....

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

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

24 February 2014

Appendix 1

Schedule 1

Altitude Energy Supply Limited

Addito Supply Limited

Axis Telecom Limited

Better Energy Supply Limited

British Gas Trading Limited

Co-Operative Energy Limited

Countrywide Farmers Plc

Crown Oil Limited

Daligas Limited

Donnington Energy Limited

Dual Energy Direct Limited

E.ON Energy Gas (Eastern) Limited

E.ON Energy Solutions Limited

Eclipse Energy Supply Limited

Economy Energy Supply Ltd

Economy Energy Trading Limited

EDF Energy Customers Plc

Europa Energy Supply Limited

Extra Energy Supply Limited

First Utility Limited

Flow Energy Limited

Gas Plus Supply Limited

GnERGY Limited

Green Energy Limited

Goldgas UK Limited

Good Energy Gas Limited

Hudson Energy Supply UK Limited

I Supply Energy Limited

Appendix 1

KAL-Energy Limited

Lovely Energy Limited

Nationwide Electricity Limited

Npower Direct Limited

Npower Gas Limited

Npower Northern Limited

Npower Yorkshire Limited

Open4Energy Limited

Opus Energy Limited

Opus Gas Supply Limited

Ovo Gas Limited

Pan-Utility Limited

Riadace Ltd

Scottish Power Energy Retail Limited

Seaboard Energy Gas Limited

Shale Gas UK Limited

Smarter Eco Energy Limited

Social Ventures in Energy Limited

Southern Electric Gas Limited

Spark Energy Supply Limited

SWALEC Gas Limited

Symbio Energy LLP

Telecom Plus PLC

The Renewable Energy Company Limited

Total Gas & Power Limited

UK Healthcare Corporation Limited

Utilita Energy Limited

Utilita Gas Limited

Zog Energy Limited

Appendix 1

Adrian Francis Associates Limited

AMRECS LLC

Better Business Energy Limited

Blizzard Utilities Limited

BP Gas Marketing Limited

Brilliant Energy Limited

Britannia Gas Limited

Business Energy Solutions Limited

Ceres Energy Limited

Chevron Products UK Limited

Cofathec Heatsave Limited

Contract Natural Gas Limited

Corona Energy Retail 1 Limited

Corona Energy Retail 2 Limited

Corona Energy Retail 3 Limited

Corona Energy Retail 4 Limited

Data Energy Management Services Limited

Distrigas S.A.

Distrigaz S.A/NV

Dong Energy Sales (UK) Limited

Dong Energy Sales (UK) Limited

Dong Naturgas A/S

E.ON Energy Gas (North West) Limited

E.ON UK Gas Limited

E.ON UK Plc

Eco Green Management Limited

Economy Gas Limited

EDF Trading Limited

Energy Data Company Limited

Appendix 1

Energy For Business Limited

ENI Trading & Shipping S.P.A

Eni UK Limited

Fylde Gas and Power Limited

Gazprom Marketing & Trading Retail Limited

GDF Suez Energy UK Limited

GDF Suez Marketing Limited

GDF Suez Sales Limited

GDF Suez Solutions Limited

ICD Gas Limited

International Power Fuel Company Limited

International Power Plc

J.P. Morgan Energy Europe Limited

JP Morgan Securities Plc

K O Brokers Limited

Krave Management Limited

Lourdes Associates Limited

Macquarie Bank Limited

Macquarie Commodities Finance (UK) Limited

Macquarie Factoring (UK) Limited

Nationwide Gas Limited

North Sea Gas Limited

Npower Commercial Gas Limited

Regent Gas Limited

RWE Npower Plc

RWE Supply and Trading Gmbh

S. C. Isramart SRL

SmartestEnergy Limited

Société Valmy Défense 17

Appendix 1

SSE Energy Supply Limited

Statoil (UK) Limited

Statoil Gas Trading Limited

Swift Administration Limited

Team Gas and Electricity Limited

The Nuclear Decommissioning Authority

The Royal Bank of Scotland Public Limited Company

Total Energy Gas Supplies Limited

TXU Europe (AHG) Limited

Unigas Limited

Universal Bioenergy Limited

Uttily plc

Valero Energy UK Ltd

Vayu Limited

WINGAS GmbH

Wingas UK Limited

Winnington Networks Limited

Schedule 2**Modifications to SLC 25A**

Comment From	Paragraph reference in the statutory notice	Comment	Ofgem Response and (where appropriate) the reasons for differences between the modifications and those set out in the statutory consultation	Change made to licence
Scottish Power	Appendix 1- Gas Supply Licence, paragraph 1(ii) and paragraph 3 of schedule to appendix 1	In the notices accompanying the consultation, the Authority is proposing to make the relevant changes to SLC 25A in both the Gas and Electricity Supply Licences. However, SLC 25A lapsed in July 2012 and is no longer a Standard Licence Condition in either licence. Therefore, no changes are necessary in relation to this Condition and we would recommend that it is removed from the scope of the modifications. Including wording purporting to update a Condition that no longer exists might cause confusion in the future as to whether it had really lapsed.	Agree, this proposed modification was made in error.	The modification to SLC 25A as proposed in the Notice dated 19 December 2013 has been removed.

Schedule 3

Standard Conditions 1, 31, 32, 35 and 36 of each gas supply licence is to be modified in the manner set out in paragraph 1 to 15 of this Schedule 3.

1. In Standard Licence Condition 1 (Definitions for standard conditions) paragraph 1.2 (Definitions for standard conditions) delete 'Consumer Council means the Gas and Electricity Consumer Council established under section 2 of the Utilities Act 2000.'
2. In Standard Licence Condition 1 (Definitions for standard conditions) paragraph 1.2 (Definitions for standard conditions) after the definition of 'Charges for the Supply of Gas' and before the definition of 'Citizens Advice consumer service' insert:

 'Citizens Advice' means the National Association of Citizens Advice Bureaux.

 'Citizens Advice Scotland' means the Scottish Association of Citizens Advice Bureaux.
3. In Standard Licence Condition 31 (General information for Domestic Customers) paragraph 31.1(b) (Information about Citizens Advice consumer service) substitute 'the Consumer Council' with 'Citizens Advice and Citizens Advice Scotland'.
4. In Standard Licence Condition 31 (General information for Domestic Customers) paragraph 31.5 (Energy Consumer Guidance) substitute 'the National Consumer Council' with 'Citizens Advice or Citizens Advice Scotland'.
5. In Standard Licence Condition 31 (General information for Domestic Customers) paragraph 31.6 (Energy Consumer Guidance) substitute 'the National Consumer Council' with 'Citizens Advice or Citizens Advice Scotland'.
6. In Standard Licence Condition 31 (General information for Domestic Customers) paragraph 31.9 (Energy Consumer Guidance) substitute both references to 'the National Consumer Council' with 'Citizens Advice or Citizens Advice Scotland'.
7. In Standard Licence Condition 32 (Reporting on performance) paragraph 32.1 substitute 'the Consumer Council' with 'Citizens Advice and Citizens Advice Scotland'.
8. In Standard Licence Condition 32 (Reporting on performance) paragraph 32.3 substitute 'the Consumer Council' with 'Citizens Advice and Citizens Advice Scotland'.
9. In Standard Licence Condition 35 (Smart Metering Installation and Installation Code of Practice – Domestic Customers) paragraph 35.14(a)(ii) (Content of the Domestic Installation Code) substitute 'the National Consumer Council' with 'Citizens Advice and Citizens Advice Scotland'.
10. In Standard Licence Condition 35 (Smart Metering Installation and Installation Code of Practice – Domestic Customers) paragraph 35.15 (Consultation on the Domestic Installation Code) substitute 'the National Consumer Council' with 'Citizens Advice and Citizens Advice Scotland'.

Appendix 1

11. In Standard Licence Condition 35 (Smart Metering Installation and Installation Code of Practice – Domestic Customers) paragraph 35.20(a) (Review of the Domestic Installation Code) substitute 'the National Consumer Council' with 'Citizens Advice and Citizens Advice Scotland'.
12. In Standard Licence Condition 36 (Smart Metering Installation and Installation Code of Practice – Micro Business Consumers) paragraph 36.8(a)(ii) (Content of the Installation Code) substitute 'the National Consumer Council' with 'Citizens Advice and Citizens Advice Scotland'.
13. In Standard Licence Condition 36 (Smart Metering Installation and Installation Code of Practice – Micro Business Consumers) paragraph 36.9 (Consultation of the Installation Code) substitute 'the National Consumer Council' with 'Citizens Advice and Citizens Advice Scotland'.
14. In Standard Licence Condition 36 (Smart Metering Installation and Installation Code of Practice – Micro Business Consumers) paragraph 36.14(a) (Review of the Installation Code) substitute 'the National Consumer Council' with 'Citizens Advice and Citizens Advice Scotland'.
15. In Standard Licence Condition 39 (Smart Metering Consumer Engagement) paragraph 39.6(e) (Composition of the Board) substitute 'the National Consumer Council' with 'Citizens Advice or Citizens Advice Scotland'.