

Ofgem/Ofgem E Serve
9 Millbank
London
SW1P 3GE

22nd July 2014

DR_EMR@ofgem.gov.uk

Electricity Market Reform dispute resolution guidance – RWE Response

Dear Sir,

RWE welcomes the opportunity to respond to the Ofgem consultation on Electricity Market Reform dispute resolution guidance (the Ofgem Guidance Document). We are responding on behalf of RWE companies operating in the UK.

The Ofgem guidance document provides an important clarification of the roles of the interested parties in resolving disputes in the arrangements for the Capacity market and in the Contracts For Difference as set out in the Regulations and Rules published by the Department of Climate Change (DECC). We note that the circumstances that may give rise to a dispute are relatively limited and in any event relate to the decisions of administrative parties¹.

With regard to the process itself we believe that the following elements should be including in the process:

- Full disclosure of the reasons for a decisions by administrative parties including any evidence utilised in reaching a decision in a timely manner;
- Full access to the information held on the central systems by the administrative parties and the party in dispute;
- Contingency arrangements in the event that central systems are temporarily unavailable (e.g. IT systems outages); and
- Public information on disputes and progress in resolving disputes.

If you have any comments or wish to discuss the contents of this letter then please do not hesitate to contact me.

Yours sincerely

By email

Bill Reed
Market Development Manager

¹ In the Capacity Market these relate to a Prequalification decision, Rectification of the Capacity Market Register, Amendments to a capacity agreement notice ad issue of a termination notice or notice of intention to terminate a capacity agreement (Ofgem consultation document, page 9). In the Contracts for Difference arrangements these relate to whether an applicant qualifies for a contract

RWE Supply & Trading GmbH
Swindon Branch
Windmill Hill Business Park
Whitehill Way
Swindon SN5 6PB
United Kingdom
T +44(0)1793/87 77 77
F +44(0)1793/89 25 25
I www.rwe.com
Registered No. BR 7373
VAT Registration No.
GB 524 921354
Supervisory Board:
Peter Terium
(Chairman)
Board of Directors:
Stefan Judisch (CEO)
Dr Markus Krebber
Alan Robinson
Head Office:
Essen, Germany
Registered at:
Local District Court,
Essen
Registered No.
HR B 14327
Bank details:
Deutsche Bank Essen
Bank Code 360 700 50
Account No. 105 127 500
SWIFT: DUEDE33