

Ofgem
9 Millbank
London
SW1P 3GE

Email to: rory.p.edwards@ofgem.gov.uk

21 November 2014

Consultation on a potential licence modification to enable future expansion of the role of Elexon Limited

EDF Energy is one of the UK's largest energy companies with activities throughout the energy chain. Our interests include nuclear, coal and gas-fired electricity generation, renewables, and energy supply to end users. We have over five million electricity and gas customer accounts in the UK, including residential and business users.

We support the proposed licence modification to enable future expansion of the role of Elexon. Given that the licence modification is only an enabler to allow the industry to explore options for potential expansion of Elexon's role, we are satisfied with the proposal.

Our detailed responses are set out in the attachment to this letter. Should you wish to discuss any of the issues raised in our response or have any queries, please contact Mark Cox on 01452 658415, or me.

I confirm that this letter and its attachment may be published on Ofgem's website.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Angela Pearce'.

Angela Pearce
Corporate Policy and Regulation Director

Attachment

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EDF Energy's response to your questions

Q1. Do you agree with the intent of this consultation?

Yes. Given that the licence modification is only an enabler to allow the industry to explore options for potential expansion of Elexon's role, we agree with the intent of the proposal.

Q2. Does the licence drafting in Appendix 1 fulfil the intent of the modification?

Yes. While we have not sought legal advice, we believe the drafting fulfils the intent of the modification.

Q3. Do you have any other suggestions for the drafting?

No.

Q4. Does the licence drafting distinguish clearly between the BSCCo (Elexon) and the code administrator (a role that is fulfilled by Elexon)?

Yes.

Q5. Do you think there would be any unintended consequences of inserting a reference to the BSCCo into the transmission licence?

We are not aware of any unintended consequences.

Q6. Do you agree that paragraph 13AA is helpful/needed?

We do not believe paragraph 13AA is necessary because under paragraph 13A, modification proposals can only be implemented without the Authority's approval where:

- the Panel is satisfied that all of the self-governance criteria has been met and has submitted a self-governance statement or;
- the Authority has determined that the self-governance criteria are satisfied and the modification proposal is suitable for the self-governance route.

Therefore, it seems unnecessary to have 13AA. However, paragraph 13AA could be helpful in avoiding any doubt so we would not object to its inclusion.

EDF Energy
November 2014