


<h2 style="margin: 0;">Proposal for a Capacity Market Rules Change</h2>		 <p style="margin: 0;">Making a positive difference for energy consumers</p>
		<p>Reference number <i>(to be completed by Ofgem):</i> CP114</p>
Name of Organisation(s) / individual(s): E.ON / Steve Davies		Date Submitted: 15th January 2016
Type of Change: <ul style="list-style-type: none"> <input type="checkbox"/> Amendment <input type="checkbox"/> Addition <input checked="" type="checkbox"/> Revoke <input type="checkbox"/> Substitution 		If applicable, whether you are aware of an alternative proposal already submitted which this proposal relates to: No
What the proposal relates to and if applicable, what current provision of Rules the proposal relates to <i>(please state provision number):</i> Optout Declaration: Rule 3.12.5		
Description of the issue that the change proposal seeks to address: <p>Rule 3.12.5 states that "Each Opt-out Notification must be accompanied by a statement, signed by two of the directors of The person submitting the Opt-Out Notification...that the directors of the relevant person have formed the opinion...that the person can correctly make the declaration in Rule 3.11.5."</p> <p>Rule 3.11.5 says that " The person submitting an Opt-out Notification must make a declaration of the matters set out in Exhibit C as at the date of the Opt-out Notification." Exhibit C is the Certificate of Conduct, which any person making an optout declaration has to submit by virtue of Rule 3.12.4.</p> <p>In short, Rule 3.12.5 requires the Directors to make a declaration that they are able to sign the Certificate of Conduct. This should be implicit in their signing of the Certificate of Conduct and as such, Rule 3.12.5 is superfluous and merely adds to the administrative burden of both the person making the optout declaration and the Delivery Body.</p>		
If applicable, please state the proposed revised drafting <i>(please highlight the change):</i> Revoke Rule 3.12.5		
Analysis and evidence on the impact on industry and/or consumers including any risks to note when making the revision - including, any potential implications for industry codes: No negative impact. This amendment will make the rules clearer and avoid unnecessary work on the part of Applicant and the Delivery Body.		
Details of Proposer <i>(please include name, telephone number, email and organisation):</i> Steve Davies 02476 183627 Stephen.davies@eon-uk.com E.ON		