

Marion Quinn  
Industry Codes & Licensing  
Ofgem  
9 Millbank  
London  
SW1P 3GE

By email only to: [industrycodes@ofgem.gov.uk](mailto:industrycodes@ofgem.gov.uk)

7 June 2016

Dear Marion

**Code Governance Review (Phase 3) Final Proposals – statutory consultation on licence modifications**

Thank you for the opportunity to comment on the above notice, dated 10 May 2016. This response should be regarded as a consolidated response on behalf of UK Power Networks' affected distribution licence holding companies: Eastern Power Networks plc, London Power Networks plc and South Eastern Power Networks plc.

We have reviewed the proposed amendments and do not wish to make a formal representation. However, we have identified two small errors which have arisen since the earlier draft conditions and also wish to re-raise a number of points we made in response to the earlier consultation to which we do not believe we have received a satisfactory response. For clarity we have set these out in the appendix to this letter.

If you have any questions on the above, please do not hesitate to contact Paul Measday (07875 113241) in the first instance.

Yours sincerely

Basil Scarsella  
Chief Executive Officer

Copy: Suleman Alli, Director of Safety, Strategy & Support Services  
James Hope, Head of Regulation & Regulatory Finance, UK Power Networks  
Paul Measday, Regulatory Returns and Compliance Manager, UK Power Networks

## Appendix

Newly identified drafting errors:

- In paragraph 21.11B(c) there is a closing bracket after the word “issued” which does not have an equivalent opening parenthesis
- In paragraph 21.11F there is a cross reference to paragraph 21.11A(e) which does not exist.

Issues raised in response to previous consultation:

- We are pleased that Ofgem has recognised the issue we raised that the addition of the new paragraphs results in a confusing naming convention, however we are unclear why it is not appropriate to “engage in wholesale re-numbering or restructuring of each relevant condition at this stage”. In particular we are not proposing restructuring of the condition but purely a renumbering of the paragraphs and cross references to aid the reader. By way of an example within the D Code condition (number 21) the complex paragraph numbering is as follows:
  - 21.11 which ends the standard numbering sequence
  - 21.11A
  - 21.11A(a) through to (d)
  - 21.11AA
  - 21.11AA(a) through to (d)
  - 21.11B(a) through to (c) but with the addition of (ba) and (bb) between (b) and (c)
  - 21.11C through to 21.11F
  - 21.12 where the standard renumbering sequence restarts
- We acknowledge that, in respect of the use of words and numbers to describe the length of time in these conditions, they are internally consistent; however we are unclear as to why this opportunity has not been taken to bring them in line with the format used in the rest of the distribution licence.