

Notice of Proposal to revoke a Final Order

The Electricity Act 1989 and Gas Act 1986

Notice of Proposal to revoke a Final Order

RE: Symbio Energy Limited

Proposal of the Gas and Electricity Markets Authority (“the Authority”) to revoke a Final Order (“FO”) pursuant to section 26(6) of the Electricity Act 1989 (“EA89”) and section 29(5) of the Gas Act 1986 (“GA86”).

1. Background

- 1.1. Symbio Energy Limited (company number 07999360) (“Symbio”) whose registered office is situated at Room 103, Mansion House, Bucknalls Lane, Watford WD25 9XX is the holder of an electricity supply licence issued by the Authority on 30 August 2016 under section 6(1)(d) of the EA89 and a gas supply licence issued by the Authority on 1 September 2017 under section 7A(1) of the GA86 respectively.
- 1.2. After consultation, the Authority issued a final order dated 6 March 2020 (“the Final Order”) to Symbio. A copy of the Final Order can be found on the Authority [website](#).
- 1.3. The Final Order required Symbio to be a Data Communications Company User (“DCC User”) by no later than 31 March 2020, and not to acquire any new customers or add any customers accounts by upgrading to dual fuel from the date that the Final Order was made until Symbio had satisfied the Authority that it was a DCC User.

2. Reasons for the Authority's Decision to propose to revoke the Final Order

- 2.1. For the reasons set out below, the Authority now proposes to revoke the Final Order:
 - 2.1.1. On 25 March 2020, Symbio satisfied the Authority that it had become a DCC User.
 - 2.1.2. Consequent to Symbio having satisfied the Authority that it is a DCC User, the ban on acquiring new customers or adding any customers accounts by upgrading to dual fuel was lifted by the Authority on 25 March 2020.
- 2.2. The Authority is satisfied that the Final Order is no longer requisite for the purposes of bringing Symbio into compliance with Standard Licence Condition (SLC) 48.8 of the electricity supply licence and SLC 42.8 of the gas supply licence, as Symbio has become a DCC User.
- 2.3. Accordingly, the Authority hereby gives notice under sections 26(6) of the EA89 and section 29(5) of the GA86 that it proposes to revoke the Final Order.

3. Representations or Objections

- 3.1. The Authority invites representations or objections in relation to its proposal to revoke the Final Notice.
- 3.2. Any representations or objections in respect of this notice of the Authority's proposal to revoke the Final Order must be made in writing on or before 5pm on 8 May 2020 (being not less than 28 days from the date of the publication of this notice) by email to Susan.Paget@ofgem.gov.uk and Michal.Frances@ofgem.gov.uk. Should you have any questions about this notice you can contact Susan Paget on 0141 331 6045 or Michal Frances on 0207 901 1820.
- 3.3. Responses will normally be published on the Ofgem website. Should you wish your response or part of your response to be confidential please indicate this clearly and give reasons for your request. Any such requests will be considered by Ofgem on a case-by-case basis.

3.4. Any representations or objections, which are duly made within the timeframe specified above and not withdrawn, will be considered by the Authority.

Dated: 8 April 2020

Signed:

Megan Forbes - Chair

Elizabeth France

Peter Hinchliffe

Enforcement Decision Panel

Duly authorised on behalf of the Gas and Electricity Markets Authority