

To National Grid Gas  
Transmission PLC (NTS) and  
other interested parties.

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Date: 29/03/2021

Dear Network Companies,

**Direction under Part G of Special Condition 3.13 (Funded incremental obligated capacity Re-opener and Price Control Deliverable) to issue the FIOC Guidance and Submissions Requirements Document**

1. Each of the companies to whom this direction is addressed is the holder of a licence granted or treated as granted under section 7 of the Gas Act 1989.
2. In accordance with paragraph 3.13.24 of Special Condition 3.13 (Funded incremental obligated capacity Re-opener and Price Control Deliverable), on 25 January 2021 the Gas and Electricity Markets Authority (“the Authority”)<sup>1</sup> published on its website the text of the proposed FIOC Guidance and Submissions Requirements Document and stated that representations must be made on or before 23 February 2021.
3. We received one response, which we have carefully considered and have published on our website<sup>2</sup>. Our responses to the comments received are set out in the issues log, which can be found in the same location.
4. We have made a number of changes to the proposed text for reasons set out in the issues log. The full text of the FIOC Guidance and Submissions Requirements Document as well as a track change version compared with that published on 25 January 2021 can be found on our website<sup>3</sup>.
5. The reason for this direction is to set out the requirements NGGT must meet when making a FIOC application, as required by Part G of Special Condition 3.13.
6. This direction is our notice of reasons for the purposes of 38A of the Gas Act 1986.

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<sup>1</sup> The terms “the Authority”, “we” and “us” are used interchangeably in this document.

<sup>2</sup> [RIIO-2 FIOC Guidance and Submissions Requirements Document | Ofgem](#)

<sup>3</sup> [https://www.ofgem.gov.uk/system/files/docs/2021/03/fiocr\\_guidance\\_document\\_apr\\_21\\_tracked.pdf](https://www.ofgem.gov.uk/system/files/docs/2021/03/fiocr_guidance_document_apr_21_tracked.pdf)

7. Now the Authority pursuant to the provisions of Special Condition 1.1 (Interpretation and definitions) and Special Condition 3.13 hereby directs that the FIOC Guidance and Submissions Requirements Document is issued and will have effect from 1 April 2021.

For more information regarding this Direction you should contact Craig Molyneux ([craig.molyneux@ofgem.gov.uk](mailto:craig.molyneux@ofgem.gov.uk))

**Michael Wagner**

Deputy Director, Gas Sector, systems & Networks

Signed on behalf of the Authority and authorised for that purpose by the Authority