

## **Gas Act 1986**

### **Section 23**

**Modification of the licence of Severn Gas Transportation Limited (Company Number 05121224) ('the Licensee') who holds a gas transporter licence granted or treated as granted under section 7 of the Gas Act 1986 ('the Act').**

#### **Whereas:**

1. Pursuant to Section 23 of the Act, the Gas and Electricity Markets Authority ('the Authority') gave notice on 20 November 2009 that it proposed to modify the gas transporter licence (the "Licence") granted to Severn Gas Transportation Limited (the "Licensee") by amending standard licence conditions 4 (Charging of Gas Shippers – General), 4A (Obligations as Regards Charging Methodology), 4E (Requirement to enter into Transportation Arrangements in Conformity with Network Code) and 9 (Network Code and Uniform Network Code) in the manner set out in Appendix 1 to this notice.
2. The Authority required any representations or objections to the notice to be made by 18 December 2009 and also gave notice to the Secretary of State of its intention to make the modifications.
3. The Authority did not receive any representations or objections relating to the proposed licence modifications by 18 December 2009 or at all and did not receive from the Secretary of State by 18 December 2009 or at all a direction not to make any modification.
4. The Licensee consented to the modifications.
5. Pursuant to section 38A of the Act the reasons for making the licence modifications are those stated in the notice given on 20 November 2009. Copies of which are available (free of charge) from the Ofgem Library, 9 Millbank, London, SW1P 3GE or on the Ofgem website at [www.ofgem.gov.uk](http://www.ofgem.gov.uk).

#### **Now Therefore:**

In accordance with the powers contained in Section 23(1)(a) of the Act, the Authority **hereby modifies** the Licence as set out in Appendix 1 hereto with effect on and from 31 March 2010.

This document also constitutes notice under section 38A of the Act of the Authority's reasons for making the making the modifications.

**The Official Seal of the Gas and Electricity Markets Authority hereto affixed is authenticated by the signature of**

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**Mark Cox**  
**Duly authorised on behalf of the Authority**

**Date: 31 March 2010**

## **Appendix 1**

### **Amendment to standard licence conditions**

Each of the standard conditions to be modified (listed below) shall have two paragraphs (set out below) inserted before what is currently the first paragraph. The numbering of the current paragraphs will change accordingly, with paragraph 1 becoming paragraph 3 and so on.

Paragraphs to be inserted (Note that "x" will be replaced with the number of the final paragraph in each of the modified standard conditions):

- 1 Until the Authority has issued to the licensee a direction pursuant to paragraph 2, paragraphs 3 – x of this condition shall not have effect within this licence; and the licensee shall not be obliged to comply with any of the requirements in paragraphs 3 – x of this condition.
  
- 2 Where any of the circumstances of the licensee that justify paragraph 3 – x not being in effect (see Modification Notice under Section 23, Reference Number 139/09, for a list of these circumstances) in this licence change, the Authority may issue the direction indicated in paragraph 1. When the Authority has issued a direction, paragraphs 3 – x of this condition shall have effect within this licence from the date specified in the direction; and the licensee shall be obliged to comply with the requirements of paragraphs 3 – x to the extent and subject to the terms specified in the direction.

Standard conditions to be modified:

- 4 – Charging of Gas Shippers - General
- 4A – Obligations as Regards Charging Methodology
- 4E – Requirement to enter into Transportation Arrangements in Conformity with Network Code
- 9 – Network Code and Uniform Network Code