

No.	Date raised	Comment from	Issue Importance	Reference (Part X, Para Y)	Comment	Suggested alternative drafting (if necessary)	Response	Issue status
1	21-Dec	NPG	low	various	Number of minor typos and non-substantive corrections	accepted all except "roll-out", we use "roll out" for the verb.	changed	closed
2	18-Dec	UKPN	low	1.3	In paragraph 1.3 the reference to the current version of the guidance being the one published on the Ofgem website is misleading as multiple versions will be on the Ofgem website as part of the change control process for this document. We propose that this sentence is removed.	accept	changed	closed
3	18-Dec	UKPN	low	1.4	Paragraph 1.4 could be more succinctly expressed as "The DNOs are required to comply with this guidance as if it were part of the distribution licence."	accept	changed	closed
4	18-Dec	UKPN	medium	1.7	We agree that the reports should be clear and well structured, however the use of "must" in the opening sentence to paragraph 1.7 makes this an absolute requirement which, considering the subjectivity of the obligation is not appropriate. Replacement of "must" with "should" resolves this issue.	accept	changed	closed
5	18-Dec	UKPN	medium	1.7	Furthermore in para 1.7, we believe the wording introduces obligations beyond the scope constrained by the licence condition. We propose the revised wording for use in this paragraph.	UKPN suggestion: 1.7 DNOs' Reports should be clear, well structured and outline the activities undertaken in relation to environmental impact. DNOs should use the Report to demonstrate to stakeholders what steps they have taken to manage their environmental impact. Ofgem redraft: DNOs' Reports should be clear and well structured, outlining the activities undertaken in relation to environmental matters and, where applicable, clear targets and the involvement and engagement of stakeholders. DNOs should use the Report to demonstrate to stakeholders what steps they have taken to manage, and if possible reduce, their environmental impact and, if possible, demonstrate their progress towards integrating environmental protection and enhancement into their businesses.	changed - see 13 and 19	closed
6	18-Dec	UKPN	low	1.1	In paragraph 1.10, the final sentence should start with "This" not "The".	accept	changed	closed
7	18-Dec	UKPN	low	2.1	We note that the template could lead to a report of quite a significant size and with this in mind it would be sensible to see if any areas of duplication within the report could be removed - one such area is in respect of the "introductions", specifically any overlap between sections 1.3 and 2.1.	reject	We consider this to be for the DNOs to manage in the production of their report. The list of headings does not prescribe any duplication but is intended to aid readability, for instance section 2.1 may only be a sentence to contextualise the section and subsections.	closed
8	18-Dec	UKPN	low	2.4.3	Section 2.4.3 introduces detailed forecasting requirements which go beyond the scope constrained by the licence condition. Accordingly we believe that the first sub bullet starting "Analysis of..." should be removed.	accept	We don't believe that the removal of "analysis of" alters our intention to be provided with a view on the current losses investment profile over R10 ED1 given the current and forthcoming programmes to manage Distribution Losses.	closed
9	18-Dec	UKPN	low		In the final bullet above table 1, there is reference to DNOs annually publishing "the Report" - we believe this should read "this report".	reject	In 1.1, we stipulate that the Environmental Report is defined as "the Report". This bullet point refers to the Environmental Report satisfying another obligation under the licence.	closed
10	18-Dec	UKPN	low	table A	In table A it is not clear why the column headings have had "estimated" removed from them in three instances when compared to their use in the RIGs. Their removal when used in the environmental report may lead to misinterpretations by stakeholders as to the accuracy of the data.	accept	agree that adding "estimated" into report headings will aid clarity.	closed
11	18-Dec	UKPN	low	3.2	In section 3.2, we believe that the requirement to explain "any" (and therefore all) changes to the Innovation Strategy is not appropriate and is an undue regulatory burden as it would require updates on reformatting, typographical corrections etc. The rewording to "a summary explanation of material changes" is more suitable for stakeholders and also a more appropriate regulatory requirement avoiding undue duplication.	a summary explanation of material changes	agree that "any" can be interpreted to mean "all". Our intention is to request explanation when applicable.	closed
12	18-Dec	UKPN	low		The final sentence in the subsequent bullet starting "A hyperlink to the..." is unclear - we believe Ofgem are requiring DNOs to link to their NIA Annual Summary but a review of the wording here is required.	Ofgem redraft: The Report should include a hyperlink to the Network Innovation Allowance (NIA) Annual Summary for a more detailed view.	changed	closed
13	02-Dec	WPD	medium	1.7	Paragraph 1.7 of the guidance misrepresents the scope of the ERGD as defined in the licence condition or the Strategy Decision Document and needs to be redrafted to reflect the body of the guidance which does reflect the licence condition. SLC47 is a requirement to publish an annual Environment Report about activities that a DNO has undertaken in relation to environmental matters. The ERGD scope is to set out how the licensee must report on activities that it has undertaken in relation to environmental matters, including the following: (a) the requirements for the structure of and level of detail in the report; and (b) the policies, business practices, existing obligations and activities that must be covered in the report. In particular, there are no requirements to set environmental targets, to engage with stakeholders, or (apart from in relation to losses) to reduce environmental impact to a level as low as reasonable practicable or to integrate environmental protection and enhancement. The wording in 1.7 effectively introduces these requirements, as DNOs are required to comply with the guidance. However the body of the ERGD does reflect the reporting requirements of the licence condition.	WPD suggestion: 1.7 DNOs' Reports must be clear and well structured, outlining clear targets, the activities undertaken in relation to environmental matters and the route for involvement and engagement for stakeholders. DNOs should use the Report to demonstrate to stakeholders what steps they have taken to manage reduce their environmental impact to a level as low as reasonable practicable and demonstrate their progress towards integrating environmental protection and enhancement into their businesses. Ofgem redraft: DNOs' Reports should be clear and well structured, outlining the activities undertaken in relation to environmental matters and, where applicable, clear targets and the involvement and engagement of stakeholders. DNOs should use the Report to demonstrate to stakeholders what steps they have taken to manage, and if possible reduce, their environmental impact and, if possible, demonstrate their progress towards integrating environmental protection and enhancement into their businesses.	changed - see 5 and 19	closed
14	21-Dec	SPEN	low	title	At paragraph 1.13 of the consultation, it states that DNOs will be required to include smart grid information even if not directly linked to the environment. The proposed report is heavily based upon innovation data; therefore, we believe this should be reflected in the Guidance document title.	reject	We are sympathetic to this suggestion but are not in a position to change the title of the report at this stage. The guidance is clear in 1.13 that the DNO's report should include information on smart grid and innovation activity, even if not directly related to the environment and the low carbon transition.	closed
15	21-Dec	SPEN	low	title	As much of the innovation elements are open to interpretation as well as new for ED1, it may be useful for Ofgem to perform a check of the approach taken across DNOs in the Reporting pack before publication to ensure consistency and comparability across the industry.	no change required	We would anticipate that our SQ process would include these checks.	closed
16	21-Dec	SPEN	low	general	We would be grateful for clarity on who Ofgem believe the audience is for this report as this will allow DNOs to develop their reports appropriately.	no change required	The Report should be a publicly accessible document and as per 1.5 in the Guidance, should provide stakeholders with a transparent and public account of each DNO's commitment to addressing environmental matters. We note that it is for each DNO to consider who these interested parties will be and whether they require any additional discretionary content, as per 1.12 in the Guidance.	closed
17	21-Dec	SPEN	low	general	As a general remark, due to the various stakeholder reports in the public domain, we believe that it may be appropriate to explore whether going forward it would be viable to create one overarching stakeholder report. This report would include all stakeholder publications split into sections based on stakeholder groups.	no change required	We agree there may be value in this and would look at doing this in the future outside the scope of this consultation.	closed
18	21-Dec	SPEN	low	general	We suggest that an Environmental working group is convened to discuss reporting Environmental reporting options going forward. Currently, the process for Regulatory Environmental reporting is spreadsheet reliant. This has resulted in heavy reliance upon manual data management throughout the process. Systems such as credit 360 and other web based database systems would allow the process to be delivered more efficiently once established. This would be a cost saving to the consumer in the longer term.		We note that there may be issues regarding environmental reporting which need to be considered in more detail. However we think there will be more value in doing this after 2015/16 RRP submissions.	closed
19	21-Dec	ENWL	medium	1.7	In regard to the above notice issued on 23 November 2015, Electricity North West Limited has major concerns over the proposed Environment Report Guidance Document paragraph 1.7. This paragraph effectively introduces a requirement on DNOs to set targets, prescribe routes for involvement and engagement of stakeholders and reduce environmental impacts to a level as low as is reasonably practicable. We respectfully assert that the requirements set out in paragraph 1.7 go well beyond the scope of the licence condition, despite the fact that the body of the guidance is in scope. In particular, we are concerned over the requirement to demonstrate what steps have been taken to reduce environmental impacts to a level as low as is reasonably practicable. The legal test of reasonable practicability is extremely complex. To introduce such a requirement as part of a licence condition is, in our opinion, disproportionate and fraught with risk in terms of legal interpretation.	ENWL suggestion: DNOs' Reports must be clear and well structured, and summarise the activities undertaken in relation to environmental matters. DNOs should use the Report to demonstrate to stakeholders what steps they have taken to manage their environmental impacts. Ofgem redraft: DNOs' Reports should be clear and well structured, outlining the activities undertaken in relation to environmental matters and, where applicable, clear targets and the involvement and engagement of stakeholders. DNOs should use the Report to demonstrate to stakeholders what steps they have taken to manage, and if possible reduce, their environmental impact and, if possible, demonstrate their progress towards integrating environmental protection and enhancement into their businesses.	changed - see 5 and 13	closed
20	09-Dec	Ofgem	low	1.22	We should provide more clarity on the necessary drivers for a redaction request - the DNO should provide explanation as well as evidence to demonstrate.	DNOs may request Ofgem's approval to redact specific information from the Environment and Innovation Reporting Pack or other supporting information required in the Guidance prior to publication. Any request to redact information must include explanation and evidence which demonstrates that publication of the information concerned will result in consumer detriment. Ofgem will decide on a case-by-case basis whether information may be redacted.	In order to provide clarity on the level of detail we would require from DNOs if they were to request a redaction.	closed