

Guidance for Organisations on presenting Guarantees of Origin (GoOs) for use in GB Fuel Mix Disclosure (FMD) and Feed-in Tariff (FIT) annual levelisation**March 2016**

This guidance note details how suppliers should provide information to Ofgem when presenting Guarantees of Origin (GoOs) for use in Great Britain (GB) Fuel Mix Disclosure (FMD) and Feed-in Tariff (FIT) annual levelisation. It will also provide the basis upon which we will advise the Low Carbon Contracts Company (LCCC) in its determinations of Green Excluded Electricity (GEE) under Contracts for Difference (CFD).

Please also refer to our main guidance document ([Renewable Energy Guarantees of Origin \(REGOs\): Guidance for generators, agents and suppliers](#)) for more details on Ofgem's function on recognising EU GoOs.

This document is for guidance only. It is not comprehensive legal advice on how the legislation should be interpreted. The onus is on the particular generator, agent or supplier to ensure they are aware of the requirements of the legislation and licence conditions.

The CCL and REGO team, which is part of the Renewable Electricity Directorate of Ofgem E-Serve, administers the EU GoOs recognition process for FMD.

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1. Background

Purpose of document

- 1.1 This guidance note describes the process to be used by Great Britain (GB) electricity suppliers when presenting Guarantees of Origin (GoOs) to Ofgem for use in GB Fuel Mix Disclosure (FMD) and/or Feed-in Tariff (FIT) annual levelisation. It also covers the use of Non-EU GoOs for use in FIT annual levelisation 2015/16.
- 1.2 The primary focus of this document is on 2015/16 FMD and FIT. We will further review the process in due course, in light of any issues that may arise for 2015/16 FMD, but also in light of changes to the FIT scheme introduced as part of DECC's FIT review.

Legislation

- 1.3 You should also read this document alongside sections 7 and 8 of our main guidance document: Renewable Energy Guarantees of Origin (REGOs): Guidance for generators, agents and suppliers¹, which contains more detail on the applicable legislation in this area, and Ofgem's statutory role in recognising EU GoOs for GB FMD.
- 1.4 GB electricity suppliers must comply with The Electricity (Guarantees of Origin of Electricity Produced from Renewable Energy Sources) Regulations 2003, as amended by The Electricity (Guarantees of Origin of Electricity Produced from Renewable Energy Sources) (Amendment) Regulations 2010².
- 1.5 GB electricity suppliers must comply with the requirement of Electricity Supply Standard Licence Condition (SLC) 21.12 for FMD purposes.
- 1.6 SLC 21.12³ states:

"The licensee may only rely on a guarantee of origin issued outside Great Britain or on a generator declaration from a generator outside Great Britain where:

(a) it holds evidence that the electricity referred to in the guarantee of origin or generator declaration has been supplied in Great Britain and
(b) the guarantee of origin or generator declaration has not been used outside Great Britain as evidence of fuel mix."
- 1.7 If it was subsequently found that the supplier had in fact not complied with SLC 21.12, Ofgem may take enforcement action.
- 1.8 The relevant legislation for FIT is the Feed-in Tariffs Order 2012⁴ and the Feed-in Tariff Modifications to the Standard Licence Conditions 2012.

¹ <https://www.ofgem.gov.uk/ofgem-publications/58836/rego-guidance-generators-agents-and-suppliers-june-2011-pdf>

² <http://www.legislation.gov.uk/ukxi/2010/2715/contents/made>

³ <https://www.ofgem.gov.uk/licences-codes-and-standards/licences/licence-conditions>

⁴ <http://www.legislation.gov.uk/ukxi/2012/2782/contents/made>

- 1.9 Recognised EU GoOs could also be used to identify 'green excluded electricity' in relation to the Contracts for Difference (CFD) scheme. The relevant regulations in this case are the Electricity Supplier Obligations (Amendment & Excluded Electricity) Regulations 2015.

Removal of Levy Exemption Certificates

- 1.10 The summer budget announcement on 8 July 2015⁵ and related Parliamentary process mean that Ofgem cannot issue Levy Exemption Certificates (LECs) for any electricity generated on or after 1 August 2015. The Finance Bill 2015-16⁶ amends the definition of renewable source electricity, meaning that electricity generated on or after 1 August 2015 cannot be considered renewable source electricity for the purposes of the Climate Change Levy (CCL) exemption for renewables.
- 1.11 In the past, GB electricity supply licensees have presented LECs alongside GoOs as evidence of GB supply of overseas electricity under a number of GB renewable schemes⁷: FMD and FIT. LECs were also intended to be used for similar purposes under the CFD scheme. The supply licence conditions governing tariffs with environmental claims (SLC 21D) require suppliers to retire any LECs associated with GoOs used to support environmental claims in relation to a supply of electricity.
- 1.12 In the absence of LECs for output from 1 August 2015, we will implement this new process for presenting GoOs to Ofgem.

Process Overview

- 1.13 GB electricity suppliers must have their GoO requests validated by an auditor that is independent of the company management⁸. It is the responsibility of the auditor to provide an assurance rating and write a report on the data submitted via the GoO spreadsheet.
- 1.14 The objective of the validation is to demonstrate that GB electricity suppliers are carrying out the necessary activities to comply with the relevant legislation. It should give assurance to Ofgem that the information in the GoO cancellation statement (especially about the GoO not being used as evidence of fuel mix outside GB) presented to Ofgem, as well as the evidence of supply to GB of the electricity the GoOs refer to.
- 1.15 The onus is on the supplier to make sure they comply with the relevant legislation. The audit report assures us that the supplier has suitably robust processes in place to comply with the legislative requirements.
- 1.16 Suppliers should submit their GoO requests and a declaration to Ofgem as usual, along with the spreadsheet of all GoOs presented using Ofgem's template. These submissions should be sent to Ofgem's CCLandREGO@ofgem.gov.uk inbox by midday (12 noon) on 1 July after the relevant compliance year.

⁵ <https://www.gov.uk/government/publications/summer-budget-2015>

⁶ <http://services.parliament.uk/bills/2015-16/finance/documents.html>

⁷ https://www.ofgem.gov.uk/sites/default/files/docs/2015/04/eu_goos_for_gb_fmd_guidance_pdf.pdf

⁸ This means an auditor who is not part of the formal structure of the organisation, or a third party body contracted to provide the audit report.

- 1.17 The GB electricity supplier must hold the evidence referred to in the GoO request for six years.

2. GoO cancellation statements

- 2.1 So that we can recognise a GoO request from a supplier, we must be able to see the GoOs in the request. As we are unable to accept direct transfers of GoOs from other countries, suppliers should retain the relevant GoO cancellation certificates instead. These should be cancelled "for use in GB FMD" and should not be used for any other countries' FMD.
- 2.2 The auditor should verify that a sample of the GoOs presented have the associated GoO cancellation certificate, containing the information listed in Appendix 1, which details the requirements for GoO certificates in the regulations.
- 2.3 For our required sampling percentage and methodology please see section 5 of this document on audit requirements.
- 2.4 We retain the right to do our own checks on the GoO cancellation certificates held by the supplier, as well as the information they contain.

3. Proof of supply requirements

Overview

- 3.4 Suppliers are required to hold evidence that the electricity represented by the GoOs presented has been supplied to GB. To demonstrate this, the number of GoOs presented for a given month of output (the information contained in the certificate itself), should be matched by equivalent or greater import volumes into GB of electricity in the same month as generation.
- 3.5 Evidence of a contractual chain linking the overseas generator with a GB market participant⁹ should be made available to us if we ask for it. This should provide details of the specific electricity transactions made and include evidence of sufficient quantities of electricity having been traded from the point of generation to GB.
- 3.6 Within this contractual chain, we will focus primarily on the transactions that link a market participant generating/trading overseas to one trading in GB.

Types of trading/evidence

- 3.7 We recognise that different market structures and potential trading arrangements apply across the different markets linking overseas generators and GB. We also recognise that these are currently changing across Europe, especially in the context of the developing Internal Energy Market¹⁰.

⁹ The GB market participant need not be the supplier presenting the GoO recognition request.

¹⁰ http://ec.europa.eu/energy/gas_electricity/internal_market_en.htm

- 3.8 In this context, there are several types of trading that participants can use across the interconnectors to ensure an equivalent volume of electricity is imported to GB¹¹.
- 3.9 We currently accept explicit trading (ie booking and nomination of interconnector capacity) as evidence of proof of supply to GB. In Appendix 2 of this guidance we have provided a list of acceptable evidence to demonstrate proof of supply to GB under explicit trading. This list is not exhaustive, rather it gives some examples of evidence we have or would accept if presented. If you have other types of evidence you wish to present or are considering, we recommend you discuss it with the CCL and REGO team before your audit.
- 3.10 For explicitly traded electricity, the booking and nomination of interconnector capacity has to be in the same period as generation. GoO certificates/cancellation certificates specify the month of generation, so we would therefore expect the evidence of explicit trading to be within the same month as generation.
- 3.11 We are minded to apply our decision¹² to allow unconstrained implicit trading across coupled markets for LECs under the CCL scheme, to GoO recognition under the FMD scheme, feeding into similar determinations under the FIT scheme. However, we are currently consulting¹³ on this point.
- 3.12 We are also currently consulting on the types of evidence that are acceptable to provide evidence of proof of supply to GB under implicit trading, and this consultation is due to close on 8 March 2016. We plan to add an appendix to this guidance outlining acceptable evidence to demonstrate proof of supply to GB under implicit trading once the consultation is complete.

Evidence validation

- 3.13 We recognise that suppliers may not be able to retain or present evidence relating to the whole contractual chain due to commercial confidentiality and the updated processes applying from part way through the compliance year as a result of the changes to the CCL scheme.
- 3.14 For this reason we have reduced the scope of the audit requirement and the auditor must check **the last two parties** in the contractual chain: the supplier presenting the GoOs and the previous (ie penultimate) trading party. The scope of validation required will depend on whether the penultimate party in the contractual chain is in GB or overseas:

¹¹ Participants are reminded that they need to comply with applicable legislation. This legislation includes but is not limited to Regulation (EU) No 543/2013 of 14 June 2013 on submission and publication of data in electricity markets and amending Annex I to Regulation (EC) No 714/2009 of the European Parliament and of the Council Text with EEA relevance, and Regulation (EU) No 1227/2011 of the European Parliament and of the Council of 25 October 2011 on wholesale energy market integrity and transparency (REMIT).

¹² https://www.ofgem.gov.uk/sites/default/files/docs/decision_on_market_coupling_and_lecs.pdf

¹³ https://www.ofgem.gov.uk/sites/default/files/docs/consultation_on_proof_of_uk_consumption.pdf

- In cases where the penultimate party is **overseas** then the auditor should also check the proof of GB supply evidence, as described in paragraphs 3.7 - 3.12 above.
- In cases where the penultimate party is **in GB**, the auditor should:
 - check this party's standard contracts (or the relevant clauses therein) and/or warranties to ensure they contain the necessary clauses relating to proof of supply, and
 - provide Ofgem with the name and contact details of that party so that the chain can be followed up if required. Or request that party contacts Ofgem directly.

3.15 More details on the audit process and requirements are in section 5.

4. Use of GoOs in FMD, FITs and CFD

- 4.1 Standard Licence Condition 21 requires that all holders of an electricity supply licence publish information about the energy sources from which the electricity supplied was generated annually for the previous disclosure period. This is known as annual Fuel Mix Disclosure.
- 4.2 GB suppliers must hold REGOs, or EU GoOs that have been recognised by Ofgem, relating to generation in the disclosure period. For EU GoOs, evidence must be provided that the electricity has been supplied in Great Britain and that the GoO has not been used outside Great Britain as evidence for fuel mix disclosure.
- 4.3 Ofgem does not recognise Non-EU GoOs for the purposes of GB FMD.
- 4.4 FIT legislation requires that suppliers' market share of electricity supplied from overseas is determined. Without any alternative instruments¹⁴, and to avoid double counting of renewable electricity, we use GoOs to make this determination. In addition, the FIT Order 2012 (applicable to 2015/16 compliance period) does not specify which countries' imported renewable electricity should come from to be used in this determination. For this reason, while non-EU GoOs cannot be used for GB FMD, they can be validated for use within FIT levelisation for 2015/16.
- 4.5 The recent FIT review¹⁵ made changes to the legislation which has placed eligibility restrictions on GoOs that can be used for FIT exemption from the 2016/17 compliance period onwards. For this purpose, GoOs will only be accepted from stations that are:
- a) From EU countries
 - b) From a station that is < 5MW; and
 - c) From a station that is commissioned on or after 1 April 2010.
- 4.6 There will also be a cap on the amount of overseas renewable electricity that can be used to exempt suppliers from the costs of the scheme. For 2016/17 the cap is: 8,117,254 MWh (calculated based on the number of Guarantees of Origin (GoOs) certificates recognised in 2013/14). In subsequent years the cap will be the cap that applied in the previous FIT year multiplied by 1.1.

¹⁴ In the past, GB electricity supply licensees have presented LECs alongside guarantees of origin (GoOs) as evidence of GB supply of overseas electricity under a number of GB renewable schemes.

¹⁵ The Feed-in Tariffs (Amendment) Order 2015

- 4.7 EU GoOs can also be used to identify green electricity which may be excluded from supply volumes in the Contracts for Difference (CFD) scheme. The Low Carbon Contracts Company (LCCC) manages CFDs on behalf of the Secretary of State for Energy and Climate Change, and determines whether given quantities of electricity are green excluded electricity. However, the legislation allows for Ofgem to advise LCCC on this. It does this by sharing information with LCCC about which EU GoOs meet the definition of green excluded electricity as described in legislation. The data validation provided by Ofgem is based on the data submitted and recognised for FMD. For more details on LCCC, see <https://lowcarboncontracts.uk/>
- 4.8 The criteria that the electricity must comply with to be determined green excluded electricity are:
- a) the electricity should be supplied in GB¹⁶;
 - b) the electricity is energy produced from renewable sources;
 - c) the electricity is generated in a Member State other than the UK; and
 - d) the date on which the generating station which generated the electricity first became operational was after 31 March 2015.

5. Auditing process and requirements

- 5.1 From the compliance year 2015/16, any GoO requests that are being presented to Ofgem without associated LECs must be validated by an auditor. This means, from August 2015 (after the closure of the CCL scheme), all GoO requests must be validated by an auditor.
- 5.2 For the period April 2015 – July 2015, where GoOs are from a LEC accredited generator the LECs must be presented alongside as per the previous year’s process¹⁷. If a supplier wishes to present GoOs for the period April 2015 – July 2015 from a generator not accredited for LECs, then these GoOs must be included in the audit report.
- 5.3 The output of the audit, ie the audit report, will be used by Ofgem to determine whether there is adequate assurance for:
- 5.4 2015/16 Compliance period **only**:
- a. The **EU GoOs** to be recognised for use in GB FMD by the supplier presenting them
 - b. The **EU GoOs** and **Non-EU GoOs**¹⁸ to be validated for FIT annual levelisation
 - c. The **EU GoOs** to be used by LCCC in its determinations of Green Excluded Electricity in CFD
- 5.5 2016/17 Compliance period **onwards**:

¹⁶ In accordance with regulation 2(2) of the Regulations, all references to a supply of electricity in the Regulations is a reference to its supply in Great Britain. Pursuant to section 4(4) of the Electricity Act 1989, “supply”, in relation to electricity, means supply of electricity conveyed by a distribution system to premises other than premises occupied by a licence holder for the purpose of carrying on the activities which he is authorised by his licence to carry on.

¹⁷ https://www.ofgem.gov.uk/sites/default/files/docs/2015/04/eu_goos_for_gb_fmd_guidance_pdf.pdf

¹⁸ For electricity generated outside the EU on or before 31 July 2015, the primary instrument for use in FIT levelisation is the LEC. See previous footnote.

- a. The **EU GoOs** to be recognised for use in GB FMD by the supplier presenting them
- b. The **EU GoOs** to be validated for FIT annual levelisation
- c. The **EU GoOs** to be used by LCCC in its determinations of Green Excluded Electricity in CFD

5.6 **The audit report must:**

- be prepared by a person independent of the supplier (an independent verifier). This means an auditor who is not part of the structure of the organisation, or a third party body contracted to provide the audit report¹⁹.
- consider whether the systems used to compile the GoO and proof of supply information are likely to produce accurate and reliable information.
- consider whether there are controls to protect the GoO and proof of supply information against material misstatements due to fraud or error.
- consider the robustness of the data on which the GoO and proof of supply information was produced.
- state whether the GoOs checked by the auditor have the required proof of supply to GB and a valid GoO cancellation certificate.
- state whether anything has come to the attention of the person preparing the report to indicate that the relevant GoO and proof of supply information is not accurate
- be prepared in accordance with the requirements of limited assurance engagements prescribed in ISAE 3000 or equivalent²⁰.

5.7 It is the suppliers' responsibility to appoint an auditor and to submit the audit report to Ofgem, along with spreadsheet of all GoOs presented using Ofgem's template. It is the auditor's responsibility to do the assurance, and complete the written report in accordance with ISAE 3000. It is the responsibility of both the supplier and auditor to understand the requirements and the information that needs to be verified.

5.8 The supplier must send Ofgem an email with an official GoO request containing the pro forma GoO summary table from the GoO template and the declaration in 4.14. They should also provide the audit report and the spreadsheet and supporting evidence. We will check for consistency between the email, spreadsheet and audit report overall.

5.9 The report must meet the requirements specified and be submitted to Ofgem by the relevant deadline. The annual disclosure period is 1 April – 31 March²¹. The official GoO request and annual audit report for that disclosure period should be submitted to Ofgem's CCLandREGO@ofgem.gov.uk inbox by midday (12 noon) on 1 July. We prefer annual reports but understand some suppliers may want to have several reports submitted on their behalf during the year, eg quarterly.

¹⁹ It is possible for an internal audit function to compile all the information and write the report however the audit report must be signed off and the assurance must be provided by an independent auditor.

²⁰ At the time of writing Ofgem is not aware of any equivalent standards. Should the operator and their auditor wish to make use of one, they should contact Ofgem in advance for confirmation of its acceptability.

²¹ Please note EU GoOs for the disclosure period 1 April 2015 – 31 July 2015 will be matched with retired or redeemed EU LECs as per the process used in FMD 2014/15. The Audit report for 2015/16 should cover the disclosure period 1 August 2015 – 31 March 2016.

- 5.10 You should try to send the audit report in as far in advance of the deadline as possible to ensure the statutory deadlines are met. We will not consider any requests received after midday at (12 noon) on 1 July.
- 5.11 We reserve the right to request further evidence relating to the GoO request and auditor's report and make any checks they see fit as per Electricity Supply SLC 5²².

Sampling size and methodology

- 5.12 We do not require auditors to check the entirety of a supplier GoO request (ie every line in a supplier's GoO spreadsheet). We suggest instead that they check a sample of the lines.
- 5.13 The sample of lines should cover both at least 5% of the lines and at least 5% of the total number of GoOs in the GoO spreadsheet. If an auditor chooses to check a smaller number of lines or GoOs they should justify this.
- 5.14 The sample should also cover the full range of countries, technologies and an appropriate distribution of output periods.
- 5.15 In addition, in cases where a supplier has transacted directly with overseas parties, the auditor should ensure that the percentage being checked includes a number of these and does not focus on the simpler intra-GB trade checks. For example on a pro rated basis.

Declaration

- 5.16 The auditor should verify that the appropriate declaration in Appendix 3 has been signed by a director of the GB electricity supplier.

GoO summary table

- 5.17 This section should contain a summary table that splits out the overall GoO requests according to some essential criteria described below.
- 5.18 The pro forma GoO summary table from the GoO template should be included here. An example of how this table could look is below with some example figures.

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Pro-Forma GoO Summary Table		
Total GoOs presented to Ofgem	2,200	
Non - EU GoOs submitted and eligible for FIT only	500	
EU GoOs submitted <i>of which</i>	1,700	
EU GoOs submitted and eligible for FMD only		0
EU GoOs submitted and eligible for FMD and CFD		1,000
EU GoOs submitted and eligible for FMD and FIT		1,700

GoO Spreadsheet

Template

5.19 The proposed process requires the template GoO spreadsheet be emailed by the supplier alongside the audit report and GoO recognition request. These templates will be emailed to the relevant stakeholders, and provided on our website. Please contact CCLandREGO@ofgem.gov.uk if you have any questions.

Completing the spreadsheet

5.20 The Front Page tab of the template GoO spreadsheet has instructions for suppliers on how to complete it.

5.21 The GB electricity supplier must fill in the GoO spreadsheet with all GoO information for the GoOs presented to Ofgem in columns A-S of the "Supplier INPUT DATA" tab. Columns A – S have the information relating to the request and the information from the GoO cancellation statement.

5.22 The supplier should then also fill in columns T (Do you have proof of supply?), Z (where is the previous trading party located? (GB or Overseas?)), AA (Name of previous trading party) and AB (Text description of proof of supply evidence if previous trading party is overseas).

5.23 Columns U – X contain automatic formulae which indicate which section of the pro forma summary table the supplier should put the GoO figure in and so what schemes the GoOs can be presented for.

5.24 Once the supplier has finished their data entry they should use the filters and total the columns for each section of GoOs and fill in the pro forma summary table on the Front Page tab.

5.25 The auditor must select which lines to sample on this spreadsheet and indicate in column Y which lines have been checked by them by stating 'sufficient' or 'not sufficient' for the checked lines and 'not checked' where a line has not been looked at.

5.26 They should look at column Z to determine whether they should be checking the proof of supply evidence or the contracts and relevant clauses. If checking proof of

supply they should refer to column AB for what type of evidence the supplier holds and column AA for who the previous trading party is.

- 5.27 The GB electricity supplier should hold the GoO cancellation statement evidence and this should be checked by the auditor. For ease of checking the excel files of the GoO cancellations, statements should be named using the unique transaction number on the statement. This number has to be exactly the same as the value entered into the column "Cancellation Statement Transaction Number" on the Tab "Supplier INPUT DATA". This is so we can verify which cancellations statements refer to which lines on the GoO spreadsheet.

6. Assurance standard – ISAE 3000

- 6.4 We require the GoO request audit report to be prepared to an adequate standard: ISAE 3000 or equivalent.
- 6.5 ISAE 3000 helps verifiers to undertake assurance engagements of non-financial information. Developed by the International Auditing and Assurance Standards Board (IAASB), it is based on the same framework that underpins the IAASB's International Standards on Auditing.
- 6.6 ISAE 3000 is not limited to GoO requests and recognition. It covers a wide range of non-financial assurance engagements. The standard itself is therefore sparse on the detail that may help suppliers and verifiers with the specifics of GoO request audits.
- 6.7 It is the auditor's responsibility to do the assurance, and complete the written report in accordance with ISAE 3000. The supplier must ensure that they appoint a relevant and competent auditor, and agree the scope of work with them. The supplier should fully understand the requirements of ISAE 3000.

Background of ISAE 3000

- 6.8 ISAE 3000 provides information for people involved in the assurance engagement – in this case the electricity supplier and their auditor. It sets out the importance of the initial work required to identify the scope of the engagement. ISAE 3000 principally provides guidance to the auditor on carrying out assurance engagements and structuring the report. However, the supplier should also read it so they understand their role and requirements and those of their auditor.
- 6.9 The paragraphs below have more information on what ISAE 3000 covers. This should provide a useful summary, but isn't a substitute for reading ISAE 3000 itself in full.
- 6.10 **Ethical requirements** – Details how the verification body and its personnel should comply with the requirements of Parts A and B of the 'Code of Ethics for Professional Accountants'.
- 6.11 **Engagement acceptance** – Information explaining that the verifier should accept engagements only if they are satisfied that the people doing it are competent and knowledgeable. The verifier should ensure they can deliver to the requirements of

the engagement. In this case, this is to comply with ISAE 3000 and to report against the additional requirements in this guidance.

- 6.12 **Quality control** – Illustrates the internal controls that the verification body should have. These should assure it that the firm and its personnel comply with all necessary professional standards and regulatory and legal requirements, and that the assurance reports issued by the verifier are appropriate to the particular engagement.
- 6.13 **Planning and performing the engagement** – Describes the need for the verifier to plan the engagement so that it will be performed effectively. It should include ongoing evaluation and revisions of the initial risk assessment if necessary. In order to perform this work, the verifier will need to understand the supplier's data, systems, processes and controls.
- 6.14 **Terms of the engagement** – It is important that everyone understands and agrees the scope and purpose of the engagement between the verifier and the supplier. At this stage, preparatory work (ie initial risk assessment) must have been completed by the verifier to define the scope and hence the terms of the engagement. They can record this in an engagement letter or other suitable kind of contract.
- 6.15 The terms of engagement should be set out so that the responsibilities and liabilities of the supplier and auditor are clear and unambiguous. It is vital that the supplier fully appreciates the importance of this document and the terms agreed as it will set out the basis on which queries or issues raised by Ofgem, if any, will be addressed.
- 6.16 For instance, if the terms of engagement do not include the complete requirements for producing the GoO request audit report, it might cause problems for the supplier if we ask for further work or other information. If there are aspects of the GoO recognition requirements not included in the terms of the engagement, the verifier may consider them outside the scope of the engagement.
- 6.17 **The use of experts** – For the GoO recognition audit reports, a verification body, with expertise in ISAE 3000, may wish to appoint an expert with specific subject knowledge, to help with verification. This section explains that if the verifier uses a technical expert during the engagement, they should get evidence that the expert's work is adequate and that the verifier accepts full responsibility for the opinion formed.
- 6.18 **Obtaining evidence** – Gives examples of generic circumstances where the verifier should have enough evidence to base their opinion on.
- 6.19 **Representations** – The verifier should get representations from the responsible party (the GB supplier requesting GoO recognition) as appropriate. In this context, the verifier should get, as a minimum, a formal management letter from the supplier confirming that all relevant data, information and records have been made available to the verifier for them to conduct their work. It also confirms that the supplier takes full responsibility for ensuring that this is all complete and accurate.
- 6.20 **Considering subsequent events** – Outlines how events occurring after the end of the reporting period should be considered by the verifier. Some events, eg changes in processes, may affect the subject matter and thus the verifier's opinion.

- 6.21 **Documentation** – The verifier must maintain documentation that shows the engagement was performed to professional standards. Issues which are, or could be, material should be documented to support the assurance report. They can do this with an issues log.
- 6.22 **Preparing the assurance report** – Demonstrates the areas that must be included within the written report. More information on the basic elements of the report is in section 7.

Risk and materiality-based assessments

- 6.23 ISAE 3000 states that the auditor should consider materiality and assurance engagement risks when planning and performing an assurance engagement.
- 6.24 Determining inherent risk is down to the professional judgment of the auditor. The risk assessment is intended to reduce the risk of the auditor failing to observe a misstatement in the data. The auditor will strive to identify which areas they consider carry the greatest risk of error or misreporting. This will then determine the sampling strategy. The risk assessment should be clearly set out and documented so that it can be presented to Ofgem, following the audit, if further details are required.
- 6.25 Examples of factors that may increase the risk of misstatement are the complexity of proof of supply evidence or where data is recorded manually rather than electronically (eg GoO cancellation statements).

Selective procedures

- 6.26 In determining the selective procedures that may be used, the auditor explains where they will focus their attention during the assurance engagement. This should be based on the risk of misstatement assessment previously performed by the auditor and should be enough to satisfy the auditor that the level of risk is acceptable.
- 6.27 As the verification progresses, if the auditor identifies areas of concern, they may want to widen the information and procedures in scope to achieve an acceptable level of risk.
- 6.28 If a supplier has a large portfolio of GoOs, the verifier may consider, (based on similarities in origin, output period and technology) to check a smaller sample of the GoOs if they think they have enough evidence to base their conclusions on. This is acceptable, but the auditor should be able to justify this, and the selection of GoOs that were chosen to check. If the audit finds problems during any of the checks, the auditor may decide that additional GoOs need checking.

Materiality

- 6.29 Materiality is the importance or significance of a factor, amount or discrepancy, or combination of these, in the determination of a professional judgement. In this case, it's whether the GoO cancellation certificate and proof of supply evidence can or cannot be verified. Materiality decision-making can be applied in two ways, firstly at a "qualitative level" where there is a major problem with due process (ie not

complying with agreed process or procedure with a regulatory requirement), and secondly at a “quantitative level”, where reported data contains errors and misstatements.

- 6.30 The auditor should assess materiality to determine whether the presence or absence of information will affect the reporting parties’ decisions or actions, or those of the report’s intended users. For example, we will use the assurance statement to determine whether the GoO we have been requested to recognise are accurate and reliable and have appropriate proof of supply evidence.
- 6.31 Many things can affect materiality. For example, when the supplier does not ensure relevant proof of supply clauses are inserted in their contracts with intermediary parties, there is a risk as they cannot confirm that the GoO has appropriate proof of supply.

Assurance approach

- 6.32 ISAE 3000 defines two types of non-financial data assurance engagement, a “reasonable assurance engagement” and a “limited assurance engagement”. These refer to the level of acceptable assurance engagement risk and will determine how the verifier’s conclusion is expressed.
- 6.33 In a reasonable assurance engagement, verification risk is reduced to a level where the auditor’s conclusion is expressed positively. For example: “In our opinion, the supplier has complied with the relevant legislation when submitting their GoO request.”
- 6.34 In a limited assurance engagement, the risk is reduced to an acceptable level where the auditor’s opinion is expressed negatively, eg: “Based on our work described in this report, nothing has come to our attention that causes us to believe that the supplier has not complied with the relevant legislation when submitting their GoO request.”
- 6.35 We require that the assurance engagement must be carried out to a ‘limited assurance level’, as defined in the ISAE 3000 or equivalent.

Other requirements

- 6.36 As well as requiring the audit report to be prepared in accordance with ISAE 3000, we have included specific points to address as part of the audit process (see paragraph 4.6). This section has more information on these requirements, and how the auditor can address them.
- 6.37 **Accuracy and reliability of the systems.** The auditor must consider whether the systems used by the supplier to produce their GoO request are likely to produce information which is reasonably accurate and reliable. When discussing the scope of the engagement, the supplier and their auditor will discuss these systems. They may include bespoke IT systems or manual systems (eg paper filing systems). The supplier could make sure information is accurate and reliable through:
- up to date, written procedures outlining how staff should compile the GoO spreadsheet and complete a GoO request

- quality assurance or quality control procedures
 - internal audit procedures
 - sign-off processes.
- 6.38 **Fraud or error prevention measures.** The auditor must consider whether there are controls to help protect systems used by the supplier to produce their GoO request against material misstatements due to fraud or error.
- 6.39 **Risk control.** While it is impossible to identify and prevent every case of potential fraud and error, considering the inherent risks is likely to already be part of the day-to-day running of the supplier's business. The supplier will probably already have considered potential areas for fraud or error, so have controls to reduce them. Examples of fraud prevention measures are:
- limiting access to systems to specified employees
 - ensuring that IT systems are protected by virus software and against hacking
 - quality assurance or quality control procedures
 - sign-off processes
 - use of an appropriate and safe record system
 - keeping paper documentation in a lockable area
 - internal audit procedures.
- 6.40 The legislation does not require the auditor to assess the effectiveness of these measures. They must simply consider whether they are in place.
- 6.41 **Robustness of data.** The auditor must consider the robustness of the data the supplier would rely upon in preparing their GoO request. Examples of these are: external data, information and documentation, such as:
- proof of supply evidence
 - GoO cancellation certificates
 - declarations
- 6.42 **Proof of supply and GoO cancellation.** The auditor must check whether the GoOs within their sample have an associated cancellation statement and relevant proof of supply evidence.
- 6.43 **Inaccuracies.** State whether anything has come to the auditor's attention to indicate that the relevant GoO request information is not accurate. As well as the requirements above, the auditor will have to state whether anything they observed during the audit indicated that the GoO request information wasn't accurate. This statement will be made as part of the conclusions and qualifications the auditor is required to express as a result of the audit. See the Conclusions and qualifications section in section 7 for how to provide this information in the report.

7. The Audit report

Format

- 7.1 We ask that all the information is in a single audit report submitted by the supplier. This document needs to include all the requirements of both this guidance and ISAE 3000.

- 7.2 After the initial review of the audit report, there may be times when we need more information. If we do, we will explain it formally and clearly to the supplier.

Providing evidence

- 7.3 The purpose of the audit is to require a qualified party independent from the supplier, to review and verify the GoO requests and backing evidence and draft the report. Generally, Ofgem will rely on the professional expertise of the auditor in evaluating the evidence that has been presented during the verification engagement, and as described in the audit report. So we won't need to see the evidence itself when sending the report.
- 7.4 Sometimes we may need to see additional evidence to come to a final determination. In this case, we will ask the supplier for the extra details in writing, after initial review of the audit report.

Contents

- 7.5 ISAE 3000 indicates what content should be included in audit reports. This should be reflected in the GoO audit report presented. Along with these requirements, those set out in this guidance, particularly in sections 2 and 3 also need to be included in the report. As much as possible, these should be in clear distinct sections. This will help make our review more efficient.
- 7.6 Alongside a clear structure of the report, we need a satisfactory level of detail to be able to review it. It is on the reported information that we will validate a supplier's GoO requests. Likewise, providing irrelevant information will not add any value to the report but will increase the time it takes us to review them.
- 7.7 Reports that fail to address all sections below, or provide enough detail will not be accepted as providing adequate assurance. We expect each of the requirements to be addressed by the verifier within the audit report. If evidence required to address a particular section is not available, we expect a statement to be made explaining why.
- 7.8 To assist with structuring the audit reports, we have provided further information on the required contents including both ISAE 3000 requirements and other requirements in this guidance, below.

Title

- 7.9 The document must have a title. This must include the words 'independent assurance report' and note the level of assurance provided. In the case of the GoO request audit reports, this is to a level of 'limited assurance'.

Date

- 7.10 The date the report has been compiled must be included. This is generally at the front of the document or alongside the signature at the end.

Addressee

- 7.11 The report must say who it has been prepared for, which should be the GB electricity supplier. The report may also name a specific person. The report should provide the address of the supplier.

Responsibilities

- 7.12 It is important that both parties to the engagement fully understand and respect each other's responsibilities. Within ISAE 3000, the two parties to the verification engagement are referred to as the 'reporting party' and 'the practitioner', these being the supplier and the verifier respectively. The following examples indicate some of the responsibilities that the operator and verifiers should consider when preparing and submitting the sustainability audit report.

Statement referencing ISAE 3000

- 7.13 The report must include a positive statement that the engagement was performed 'in accordance with' ISAE 3000. Saying that it was done 'with reference to' ISAE 3000 is not sufficient. This statement is generally put early on in the document, because it should cover not just what is written in the report, but confirm that the entire engagement is based on ISAE 3000. ISAE 3000 is not the assessment criteria and should not be referenced as such.

Subject matter

- 7.14 The report must identify which electricity supplier it relates to, the reporting period covered (eg 1 April 2015 to 31 March 2016) and the subject matter that is being verified (ie the information in the GoO recognition requests, and the proof of GB supply of the electricity represented by the GoO).

Risk and materiality-based assessments

- 7.15 The report must include comments on how the auditor considered risk assessment and materiality, and how this affects the sampling strategy. This must cover both qualitative and quantitative aspects of reporting. For example, if sample months are reviewed, then they should comment on why certain months were selected.

Summary of work performed

- 7.16 As set out in ISAE 3000, the information described in the summary of work performed section needs to be detailed enough so that readers of the assurance report can understand what the verifier has done.
- 7.17 As Ofgem does not participate in the verification engagement, we must use the audit report to satisfy ourselves that the GoOs should be recognised. We recognise that a lot of work is done by both parties. However if it's not transparent, it's likely that we'll have to ask for further information or clarification.
- 7.18 This section of the report must include a description of what activities have been undertaken and how the information in the GoO recognition requests, and the proof of GB supply of the electricity represented by the GoO have been checked.

Other requirements

- 7.19 Section 5 details the specific requirements that the audit report must address. For us to accept the audit report submitted, it must clearly state that these points have been addressed by the auditor. These specific points must be mentioned in the report written by the independent auditor. As they are part of the verification activities, this information should be included within the 'summary of work performed' section. There are some examples below of how information on each of the requirements in section 4 can be presented.

Considering the accuracy and reliability of the systems and controls against fraud and error

- 7.20 The auditor should confirm, in their section of the report, that these have been considered.

- 7.21 For example:

"We have considered whether the systems used to produce the GoO request are likely to produce information which is reasonably accurate and reliable. We have also considered whether there are controls to help protect against misstatements due to fraud or error".

- 7.22 If the auditor feels the systems are not appropriate, it should make recommendations to the supplier. Any recommendations should not affect the auditor's conclusion.

Consideration of robustness of data

- 7.23 A confirmation that this has been considered must be included in the report along with its results.

- 7.24 If there are any recommendations for improvements, these should be included in the report in the relevant remarks section, as explained below. Recommendations should not form the basis of a material misstatement or material non-conformity, as this would alter the outcome of the verification.

Statement on accuracy of information

- 7.25 As well as the requirements above, the auditor should say if they observed anything during the audit that could indicate that the GoO request information isn't accurate. This statement will be made as part of the conclusions and qualifications the auditor is required to express as a result of the audit. See the conclusions and qualifications section below for how this information needs to be provided within the report.

- 7.26 If the auditor feels that the information is not accurate, they should make recommendations to the supplier. The auditor should then consider the implications of these inaccuracies (ie whether to include a qualification in the report). If a qualification isn't needed (the audit conclusion is unaffected) these recommendations should be included in the written report in the relevant remarks section.

Conclusions and qualifications

- 7.27 This includes the auditor's opinion and any qualifications to that opinion. The opinion should be expressed to a 'limited' level as defined by ISAE 3000.
- 7.28 In a limited assurance engagement, the opinion should be expressed in the negative form, for example for an unqualified opinion:
- "Based on the work described in this report, nothing has come to our attention that causes us to believe that Company X Plc's GoO request provided to Ofgem for the purposes of Fuel Mix Disclosure during the period of 1 April 2015 to 31 March 2016 is not accurate, in all material respects, based on XYZ criteria."
- 7.29 There are times that it may be appropriate for the verifier to express a qualified opinion. This will be the case if the verification has brought issues to light. These issues may not be material enough to affect the verification outcome, but are nonetheless still relevant to how the audit report is prepared. A qualified opinion will be stated the same way as an unqualified opinion with the addition of "with the exception of X, Y and Z".
- 7.30 Reports given with qualified opinions will be carefully assessed by Ofgem, particularly if a comment recurs year after year.

Details of the verifier and signature

- 7.31 They should clearly note which city or town the verifier says the office that is responsible for the engagement is in. For example: "This report was prepared by Martin P of JJ Verifiers Ltd, London UK".
- 7.32 The report should be endorsed either by the firm or by the lead verifier or technical reviewer themselves, as required by the verification body's internal procedures.
- 7.33 While not a requirement, it is considered good practice under any auditing system (eg ISAE 3000) to do an independent technical review of the report. This would involve a second auditor who has had no involvement in the verification performing a final review of the report. If this is done, we recommend that the auditor says so in the report. Technical review is considered essential to many compliance audits, and makes the audit process more robust.

Relevant remarks

- 7.34 This section may include:
- details of the verifier's qualifications and experience and others involved in the engagement
 - findings on particular aspects of the engagement
 - recommendations.
- 7.35 This section should be clearly separate from the verifier's opinion. It should be worded in a way that does not affect the verifier's opinion.

8. Ofgem validation

- 8.1. Once the audit report is submitted to Ofgem, we will check that we also have an official request email from the relevant GB electricity supplier and that the figures are consistent between the request and the audit report.
- 8.2. We will confirm to the GB electricity supplier that we have received the request and audit report.
- 8.3. We will then review the audit report and determine which EU GoOs will be recognised for use in FMD. This figure will then be emailed back to the GB electricity supplier.
- 8.4. The Department of Energy and Climate Change (DECC) and the Ofgem FIT team will then be told the recognised EU GoOs for FMD figure for both FMD and FIT annual levelisation.
- 8.5. LCCC will be told which recognised EU GoOs are potentially eligible for the CFD. LCCC may take that information into account when making its original or subsequent determination of whether quantities of electricity qualify as green excluded electricity for CFD.
- 8.6. We will forward on the audit report and official request email to the Ofgem FIT team to allow them to validate whether the Non-EU GoOs are eligible for FIT annual levelisation for 2015/16.
- 8.7. The Ofgem FIT team will then communicate with the FIT licensee as per the timeframes in the FIT guidance²³.

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https://www.ofgem.gov.uk/sites/default/files/docs/2015/03/fits_guidance_for_licensed_electricity_suppliers_v7.0.pdf

Appendix 1 – GoO certificate requirements

From Article 15 of Directive 2009/28/EC

“6. A guarantee of origin shall specify at least:

(a) the energy source from which the energy was produced and the start and end dates of production;

(b) whether it relates to:

(i) electricity; or

(ii) heating or cooling;

(c) the identity, location, type and capacity of the installation where the energy was produced;

(d) whether and to what extent the installation has benefited from investment support, whether and to what extent the unit of energy has benefited in any other way from a national support scheme, and the type of support scheme;

(e) the date on which the installation became operational; and

(f) the date and country of issue and a unique identification number.”

Source: Directive 2009/28/EC²⁴

²⁴ <http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32009L0028&from=EN>

Appendix 2 – Acceptable proof of supply evidence for explicit trades

This is a list of acceptable evidence to demonstrate proof of supply to GB under explicit trading. This list is not exhaustive, rather it gives some examples of evidence we have accepted in the past, or would accept in principle, providing all necessary conditions were met.

In all cases, the evidence should provide data relating to specific volumes of electricity having being delivered across a specific interconnector in a specific timeframe. Electricity delivery across the interconnector should have occurred in the same month as generation of the electricity referred to in the GoOs being presented, and the volumes (in MWh) should be greater or equal to the volumes of renewable electricity (in MWh) that the GoOs represent.

Acceptable evidence may include:

- Nominated flows for explicit trades
- Capacity declarations from agents similar to generation declarations
- Declarations from interconnector operators
- Should the functionality exist, data reports from the interconnector's IT system

If you have other types of evidence you wish to present or are considering, we recommend you discuss it with the CCL and REGO team in advance of your audit.

Appendix 3 – Information Declaration

“Information declaration”

I confirm that to the best of our knowledge and belief:

any information and/or calculations submitted to the Authority, on behalf of the supplier, is or will be complete and accurate, and

for all GoOs presented for FMD, CFD and FIT, [Supplier X] has one of:

- For GoOs purchased from a party located overseas, acceptable proof of GB supply for the electricity the GoOs represent and that this is presentable to Ofgem upon request, or
- For GoOs purchased from a party located in GB, the necessary contractual arrangements and/or warranties to ensure that proof of GB supply for the electricity the GoOs represent will be presentable by the relevant party in the supply chain, upon request by Ofgem.

I will not knowingly or recklessly submit information which is false and I am aware that doing so could result in a criminal prosecution.

Name

Title eg Director of...

Contact Details and Supplier Details (Supplier X, Address etc)