

The Electricity Act 1989 Revocation Order under section 25(7)(c) of the Electricity Act 1989

To: Foxglove Energy Supply Limited (company number 09689035) of 16 North Mills, Frog Island, Leicester, Leicestershire, England, LE3 5DL ("Foxglove").

WHEREAS:

- A. Based on information available to the Gas and Electricity Markets Authority ("the Authority"), it appeared to the Authority that Foxglove was likely to contravene the requirements of Standard Licence Condition ("SLC") 33.3, conditions 3.1 and 3.1.2 of Schedule A, Part 3 of SLC 33 and the Feed-In Tariff Order 2012 by being unable to make its FIT Year 10, Quarter 3 Levelisation Payment of £602,930.63 by the specified deadline of 12 February 2020. SLC 33 and the Feed-In Tariff Order 2012 are enforceable by the Authority as relevant requirements under section 25(8) of the Electricity Act ("the EA 1989").
- B. Having regard to the matters set out in sections 25(2), (3)(a) and (b) of the EA 1989, the Authority made a Provisional Order on 11 February 2020 (the "PO") requiring Foxglove to make payment of £602,930.63 by 12 February 2020. This sum was to discharge its FIT Year 10, Quarter 3 Levelisation Payment.
- C. Since 11 February 2020, the Authority has not been required to confirm the PO pursuant to section 24(4) of the EA 1989 owing to the information set out in paragraph D below;
- D. Foxglove made payment of £602,930.63 to the Authority on 12 February 2020 and, as such, the Authority is now satisfied that the provision made by the PO dated 11 February 2020 is no longer requisite for the purpose of securing Foxglove's compliance with its FIT Year 10, Quarter 3 Levelisation Payment as stated in paragraph A of this Order, and the Authority hereby revokes the PO.

NOW THEREFORE:

The Authority, pursuant to section 25(7)(c) of the EA 1989, revokes the PO.

Dated: 12 February 2020

Signed:

Charles Hargreaves

Deputy Director, Enforcement

Duly Authorised on behalf of the Gas & Electricity Markets Authority