

**NORTHERN IRELAND AUTHORITY  
FOR ENERGY REGULATION**

**RESOURCE ACCOUNTS**

**2004 - 2005**

**(YEAR ENDED 31 MARCH 2005)**

Laid before the Houses of Parliament  
by the Department of Finance and Personnel  
in accordance with Paragraph 36 of the Schedule to the  
Northern Ireland Act 2000 (Prescribed Documents) Order 2004

15 November 2005

Laid before the Northern Ireland Assembly by the Department of  
Finance and Personnel under subsection 10(4) of the Government  
Resources and Accounts Act (Northern Ireland) 2001  
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# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

Resource Accounts  
for the year ended 31 March 2005

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# **NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION**

## **ANNUAL REPORT**

### **Introduction**

These Resource Accounts have been prepared and published by The Northern Ireland Authority for Energy Regulation (NIAER). The Accounts have been prepared under a direction issued by the Department of Finance and Personnel and in accordance with the guidance set out in the Northern Ireland Resource Accounting Manual (NIRAM). The accounts demonstrate the resources that have been used to deliver NIAER's objectives. This document should be read in conjunction with the NIAER Annual Report for 2004 – 05, which is published separately.

### **Authority Boundary**

The Authority boundary is determined by the way in which in-year budgetary control is exercised by the Authority and for the year 2004-05 no other organisation was considered within the boundary:

## **HISTORY OF THE AUTHORITY**

### **Status**

This is the second set of Resource Accounts prepared under the auspices of the Northern Ireland Authority for Energy Regulation (the Authority) and the first set of accounts that relates directly to the Authority's inaugural Forward Work Plan.

The offices of the Director General of Electricity Supply for Northern Ireland and the Director General of Gas for Northern Ireland were abolished on 31 March 2003 and replaced by the Northern Ireland Authority for Energy Regulation, a body corporate empowered under the Energy (Northern Ireland) Order 2003 (the Energy Order) to independently regulate both the electricity and gas industries on behalf of the Crown.

Mr Douglas McIlDoon who previously held the posts of Director General of Electricity Supply for Northern Ireland and Director General of Gas for Northern Ireland was appointed as the full time chairman of the new Authority. The Authority consists of a full time Chairman and 5 Non – Executive Directors all of whom were appointed by the Department of Enterprise Trade and Investment (DETI). The office of the Authority will continue to be known as the Office for the Regulation of Electricity and Gas (OFREG). All OFREG staff are seconded from DETI or the Department of Finance and Personnel (DFP).

The Order also abolished the role of the Northern Ireland Consumer Committee for Electricity and enhanced arrangements for consumer representation were vested in the General Consumer Council for Northern Ireland which was required to abolish its existing energy group and form a new group in connection with its new functions under the Order.

The Authority is enabled to recover, on behalf of The General Consumer Council for Northern Ireland (GCCNI), costs identified as relating to that part of its work on electricity and gas consumer issues.

# **NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION**

## **Authority Reporting System**

The Authority is required by Article 6. of the Energy Order to produce and publish an Annual Report, which details how the Authority has performed over the past financial year this is a change from the preceding legislation which required reports to be completed on a calendar year basis.

In addition to the Annual Report the Energy Order requires the Authority to produce and publish a Forward Work Programme for each financial year commencing 2004/2005, but before doing so it must consult on a draft of the Programme in time to allow it to consider any representations or objections made.

A Forward Work Plan for 2004/2005 has been completed in accordance with legislation. It describes the Authority's objectives as defined in The Energy Order, it identifies the main priorities which the Authority consider important in working towards those objectives and it itemises and describes the specific projects and their objectives which the Authority plans to undertake in the year commencing 1 April 2004. It also includes in Chapter Three an estimate of the overall expenditure which the Authority expects to incur during the year.

The 2004/2005 Annual Report will focus on recording performance against targets as set down in the 2004/05 Forward Work Plan

The Forward Work Plan is available from the Authority website – <http://ofreg.nics.gov.uk>. The Annual Report will be published in conjunction with the accounts and will be available from this office in hard copy or an electronic version will be downloadable from the website.

## **Operating and Financial Review**

The work of the Authority is set out in the Electricity (Northern Ireland) Order 1992 and the Gas (Northern Ireland) Order 1996 both as amended by the Energy (Northern Ireland) Order 2003.

The Authority is required to make a full review of its activities in an annual report presented to DETI which is in turn laid before the assembly. This report is made on a financial year basis.

The Authority is independent of Ministerial control and as a non-ministerial government department the Authority's objectives are determined by the Authority and flow from the duties set out in the respective Electricity and Gas Orders as amended by the Energy Order. In summary the Authority has two main objectives:

- **To protect the interests of electricity consumers with regard to price and quality of service by promoting competition in the Generation and Supply of Electricity;**  
**and**

## NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

- **To promote the development and maintenance of an economic and co-ordinated gas industry and to protect the interests of gas consumers with regard to price and quality of service.**

### *Activities*

The main duties of the Authority as set out in the Energy Order are:

- ensuring that all reasonable demands for electricity are satisfied;
- promoting competition in generation and supply while ensuring that the public electricity supplier is not competitively disadvantaged and that prices charged to customers do not distinguish between different areas within Northern Ireland.
- promoting the development and maintenance of an efficient and co-ordinated gas industry in Northern Ireland; and
- ensuring that electricity and gas licensees can finance their licensed activities.

### *Financial Review*

The Authority's gross expenditure in pursuit of its objectives as detailed in Schedule 5 was as follows: - £1,265,000 (£1,273,000 in 2003/04) for Objective A - Electricity and £835,000 (£726,000 in 2003/04) for Objective B – Gas.

The Operating Cost Statement (Schedule 2) shows that salaries and administrative costs rose in line with inflation from the previous year - £1,264,000 for 2004/05 against £1,207,000 for 2003/04. The programme costs have risen by 5% from £792,000 in 2003/04 to £836,000 in 2004/05 mainly due to rises in publicity costs. The proportion of salary and other administrative costs to total costs remain similar to 2003/04 at 60%.

The Authority's net resource outturn was £825,000 (Schedule 1) against an estimate of £853,000, resulting in a saving against estimate of £28,000 - this equates to just over 1% of expenditure and is a result of extremely tight financial management and control within NIAER. The net resource outturn reflects the cost borne by Central Government in respect of work undertaken by the Authority which is not yet recoverable from a licensee or group of licensees. There was a significant increase in net resource outturn from £494,000 in 2003/04 to £825,000 - however this variance is caused by the unique nature of the Authority in that it has a promotion role as well as a regulatory role. All regulatory work can be recovered from existing licence holders, promotion work is paid by Central Government.

Most of the work in respect of gas promotion has now culminated in the issue of licences and it is anticipated that the bulk of the expenditure in 2005/2006 will be recoverable from licence holders. However, as the Authority has taken on further development work in respect of the all-island energy market in year bidding could result in the 2005/06 outturn being greater than 04/05.

# **NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION**

## ***Fixed Assets***

Details of the movement of fixed assets are set out in Note 11 to the Accounts.

There were £20,000 of additions to fixed assets during the financial year consisting mainly of computer replacement and software across the Authority

## ***Funding***

As a non-ministerial Government Department, the Authority's funds are voted by Parliament and accounted for on an annual basis through the Resource Account.

Receipts from electricity and gas licensees, which are classified as CFERs within the respective Orders, have, in line with a treasury direction using its powers under the 1920 Treasury Act, been reclassified as Accruing Resources. To put this into effect DETI nominated the Director General of Electricity Supply (now the Authority) as its agent to collect licence fees on its behalf. These were licence fees due to DETI in respect of licences issued by it at the time of privatisation of the electricity industry. Gas licences issued by DETI and the Director General of Gas both provided for licence fees to be paid to the Director (now the Authority). Prior to this electricity and gas licence fees were paid directly into the Northern Ireland Consolidated Fund by the respective organisations.

The Authority's expenditure is therefore primarily offset by annual licence fees paid by the electricity and gas licensees and recovered from electricity and gas customers. Licence fees are set annually by a determination made by the Authority – the income from electricity and gas licence fees in 2004 / 05 was £1.275 million this figure represents the net amount after deducting fees already overpaid by licensees in respect of 2003 / 2004.

## **Operating Review**

2004-2005 was the first year in which the Authority was able to assess its performance against the targets identified and published in its first Forward Work Programme. The detail of this assessment is contained in the 2004-05 Annual Report which should be read in conjunction with these resource accounts.

The Authority in committing itself to high standards of Corporate Governance during the year under review held 7 executive meetings at its headquarters in Belfast, 1 at the City Hotel in Derry City to facilitate a tour of John Gilliland's biomass plant, 1 at Balcas timber mill to facilitate a tour of the new wood pellet plant associated with CHP production and 1 at Ballylumford power station to facilitate a tour of the new CCGT station. The minutes of these meetings are available from the website (<http://ofreg.nics.gov.uk>) The Audit Committee, currently headed by John Gilliland following the resignation of Charles Coulthard in July 04, met on three occasions during the year. The Audit Committee has been proactive in improving risk management within NIAER and along with the Senior Management Team has developed a significantly revised Corporate Risk Register. The Authority also issued some eighteen consultation /decision papers all of which are available from the website.

The Authority welcomed the successful acquisition by Northern Ireland Energy Holdings of Premier Transmission Ltd, the owner of the Scottish to Northern Ireland gas Pipeline (SNIP) assets, and the transfer of the business to a not for profit company. The Authority completed its negotiations on the financial restructuring of Phoenix Gas and the new licensing arrangements for both it and BGE. Agreement was reached between Ministers in Northern Ireland and the Republic of Ireland to take forward proposals for the All-Island Electricity Market. A

## **NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION**

Memorandum of Understanding was agreed and signed by the Authority and CER to enable the delivery of the Single Electricity Market for the trading of wholesale electricity on an all-island basis.

### *Promoting competition in the generation and supply of electricity.*

Our review of the arrangements put in place to facilitate the trade in renewable electricity and extend customer choice to allow the purchase of “renewable only” energy meant that by 31 March 2005 renewable sales accounted for 5% of the electricity consumed in Northern Ireland. The Authority developed an implementation plan to bring forward market opening in the least cost manner consistent with the EU Directive it continued to exercise regulatory oversight of all systems expenditure carried out by NIE regulated businesses in order to meet EU Directive Requirements and to receive feedback from the industry via regular meetings with the “IME (Internal Market in Electricity) Group”, a consultative panel composed of industry, users and DETI participants. While the market was technically open to all business consumers by 31 March 2005 the logistics associated with the installation of the new meters meant there could be a slight delay in individual uptake.

The Authority continued to monitor how the new “not for profit” company Moyle Holdings Ltd carried out its affairs and was pleased to note that £2.3m was returned to customers in the form of a transfer by Moyle to NIE to reduce the T&D charges and consequently electricity prices, in addition the Authority continued with its annual review of interconnector allocation arrangements.

### *Promoting the Development and Maintenance of an Efficient Economic and co-ordinated gas industry and protecting the interests of gas consumers with regard to price and quality of service*

The Authority was delighted that the North West gas pipeline had been completed on time and was, since October 2004, conveying gas to the new CCGT plant owned by Coolkeeragh ESB Ltd at Coolkeeragh. The Authority concluded the promotion element of its work associated with the North West and South North gas pipelines by issuing supply licences in respect of towns along the route of both pipelines.

The Authority also concluded its work on the design and implementation of a postalised system for natural gas tariffs in Northern Ireland.

A more detailed analysis of the Authority’s work during the year is contained in its Annual Report for 2004 – 2005 a printed copy of which can be purchased at a cost from the Authority’s office by contacting us by phone 028 90311575 or by writing to the Finance & Admin Section, NIAER, Queens House, 14 Queen Street, BELFAST, BT1 6ER or can be downloaded free from the Authority’s website (<http://ofreg.nics.gov.uk>).

### **Pension Liabilities**

The Authority is covered by the Northern Ireland Civil Service Pension Scheme (PCSPS (NI)) and bears the cost of pension provision for its staff by payment of an Accruing Superannuation Liability Charge (ASLC).

# **NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION**

## **Important Events Occurring After Year End**

There have been no significant events since the year-end which would affect these accounts.

## **Investment for the future**

The Authority will continue to invest in employee training and development in order that staff can develop appropriate knowledge and skills to enable the Authority to meet its key objectives. The Authority will also continue to invest in and develop its IT infrastructure.

Having outgrown its existing accommodation after 13 years the Authority has now relocated to new office accommodation in Queen's House, Queen Street, Belfast which should provide accommodation for the next decade.

## **Management**

The Energy (Northern Ireland) Order 2003 ('The Energy Order') established the Northern Ireland Authority for Energy Regulation ('the Authority') from 1 April 2003 and at the same time abolished the offices of Director General of Electricity Supply and Director General of Gas for Northern Ireland. The Energy Order amended the Electricity (Northern Ireland) Order 1992 and the Gas (Northern Ireland) Order 1996 and transferred most of the functions described in those Orders to the Authority, and in addition transferred the assets and liabilities of the Directors General to the Authority.

The Authority's Chairman and members were appointed by the Department of Enterprise Trade and Investment. The Chairman has been authorised to undertake the day to day running of the Authority's administration, which continues to be known as Ofreg. He is known informally as Chief Executive. Ofreg is staffed by the team of Civil Servants who previously supported the Directors General.

Mr Douglas McIlldoon the current Chairman of the Authority together with four Non Executive Directors - Mr John Fitzgerald, \*Mr John Gilliland, Mr Peter Lehmann and Mrs Joan Whiteside make up the Authority, (Mr Charles Coulthard (resigned in July 2004). The Authority's chairman and members are remunerated in line with Senior Civil Service payscales. The Audit Committee is (following Mr Coulthard's resignation) chaired by Mr John Gilliland and comprises Mrs Joan Whiteside and Mr Eddie Gaw (Accountant).

\*Mr John Gilliland's initial 2 year appointment which was due to expire at 31 March 2005 has been extended by DETI for a further 2 years.

## **Management Executive**

The Authority's management executive is made up of the Chairman, the Chief Economist and the heads of each division within the organisation and meets on a regular basis. During the period under review the executive consisted of the following individuals Douglas McIlldoon, Dermot MacCann, Eddie Gaw, Kevin Shiels, Eamon Corrigan, James Hutchinson and Gerry Donnelly. Details of the remuneration of the Authority members and senior managers are provided in Note 2 to these accounts.

# **NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION**

## **Equal Opportunities**

The Authority is an Equal Opportunity employer. It is fully committed to the elimination of all forms of discrimination, harassment and victimisation, not only because of the legal requirements under which it operates, but because it makes sound business sense and ensures that working relationships are based on mutual trust, respect and understanding. This allows the best use to be made of the wide variety of skills, abilities and attributes available in the Authority and promotes a harmonious working environment.

## **Disabled Persons**

The Authority's Equal Opportunities policy applies to the employment of people with a disability. The Authority is committed to ensuring that its policies and practices comply with the requirements of the Disability Discriminations Act 1995.

## **Employee Involvement**

The Authority recognises the benefit of keeping all its employees regularly informed about progress towards achieving its aims and objectives. The Authority circulates the agenda for each board meeting to all staff in advance to encourage participation and also circulates the ensuing minutes to all staff. The minutes of the Executive meetings are also circulated to staff.

## **Health and Safety**

The Authority is committed to applying all existing health and safety at work legislation and regulations to ensure that staff and visitors enjoy the benefits of a safe environment. The Authority has circulated to all staff a Health and Safety Policy Statement and associated Organisation and other Arrangements to ensure safe and healthy working conditions.

## **Payment to Suppliers**

The Authority is committed to the prompt payment of bills for goods and services received in accordance with the Late Payment of Commercial Debts (Interest) Act 1998 and British Standard BS 7890 – Achieving Good Payment Performance in Commercial Transactions. Unless otherwise stated in the contract, payment is due within 30 days of the receipt of the goods or services, or on presentation of a valid or undisputed invoice or similar demand, whichever is later. During the year, 97 per cent of bills were paid within this standard.

## **Equality Scheme**

The Authority has produced an equality scheme as required by Schedule 9 of the Northern Ireland Act 1998 (the Act). This scheme sets out how it proposes to fulfil the duties imposed on it by section 75 of the Act. The scheme has been approved by the Equality Commission and is available in either paper or electronic format. It is also available on request in a variety of alternative formats.

# **NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION**

## **External Auditor**

Under section 10 of the Government Resource and Accounts Act (Northern Ireland) 2001, the Comptroller and Auditor General for Northern Ireland is the statutory auditor for the Authority.

## **Internal Audit**

The Internal Audit of the Authority is carried out on a contract basis. Following a tender exercise, a local company of professional accountants and auditors Helm Corporation, an organisation which operates to standards defined in the Government Internal Audit Manual, was successful and will carry out the Internal Audit function for the current year.

## **Register of Interests**

The Authority maintains a Register of Interest containing details of company directorships and any other significant interests held by Non Executive Directors, public access to this register can be obtained by contacting the Authority.

**Dermot MacCann**

Accounting Officer \_\_\_\_\_ Date: 13 October 2005

# **NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION**

## **STATEMENT OF ACCOUNTING OFFICER'S RESPONSIBILITIES WITH RESPECT TO RESOURCE ACCOUNTS FOR THE NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION**

1. Under the Government Resources and Accounts Act (NI) 2001, The Authority is required to prepare resource accounts for each financial year, in conformity with a DFP direction, detailing the resources acquired, held, or disposed of during the year and the use of resources by the Authority during the year.
2. The Resource accounts are prepared on an accruals basis and must give a true and fair view of the state of affairs of the Authority, the net resource outturn, resources applied to objectives, recognised gains and losses and cash flows for the financial year.
3. DFP has appointed the Chairman of the Authority as Accounting Officer of The Authority, with responsibility for preparing the Authority's accounts and transmitting them to the Comptroller and auditor General.
4. In preparing the accounts the Accounting Officer is required to comply with the Northern Ireland Resource Accounting Manual (NIRAM) prepared by DFP, and in particular to:
  - observe the relevant accounting and disclosure requirements, and apply suitable accounting policies on a consistent basis;
  - make judgements and estimates on a reasonable basis;
  - state whether applicable accounting standards as set out in the NIRAM have been followed, and disclose and explain any material departures in the accounts; and
  - prepare the accounts on a going concern basis.
5. The responsibilities of an Accounting Officer, including responsibility for the propriety and regularity of the public finances for which an Accounting Officer is answerable, for keeping proper records and for safeguarding the Authority's assets are set out in the Accounting Officers' Memorandum issued by DFP and published in "Government Accounting Northern Ireland".

# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

## STATEMENT OF INTERNAL CONTROL

### 1. Scope of responsibility

As Accounting Officer I have responsibility for maintaining a sound system of internal control that supports the achievement of the Authority's policies, aims and objectives, whilst safeguarding the public funds and Authority assets for which I am personally responsible in accordance with the responsibilities assigned to me in Government Accounting.

### 2. The purpose of the system of internal control

The system of internal control is designed to manage risk to a reasonable level rather than to eliminate all risk of failure to achieve policies, aims and objectives; it can therefore only provide reasonable and not absolute assurance of effectiveness. The system of internal control is based on an ongoing process designed to identify and prioritise the risks to the achievement of the Authority's policies, aims and objectives, to evaluate the likelihood of those risks being realized and the impact should they be realized, and to manage them efficiently, effectively and economically. The system of internal control has been in place in the Authority for the year ended 31 March 2005 and up to the date of approval of the annual report and accounts and accords with DFP guidance.

### 3. Capacity to handle risk

The Authority has established the following processes to ensure that leadership is given to the risk management process and that staff are trained to manage risk in an appropriate manner: -

- Members of the Authority, meet at least ten times a year to consider the Authority's plans and overall strategic direction and the Management Committee which meets on a monthly basis to manage all resource and operational issues
- a Corporate Work Plan set by the Authority with clear aims, objectives and deliverables;
- the development of a programme of one to one meetings to discuss and develop risk management between Senior Management, and the Head of Internal Audit
- a senior management away day – mainly devoted to the development of Risk Management within NIAER;
- the appointment of the Head of Finance, Eddie Gaw as NIAER Risk Manager;
- The inclusion of risk and risk control issues as agenda items at Management and Audit Committee meetings;
- The Authority consults fully with its stakeholders before finalising its decisions and this process of consultation acts as a very effective risk management tool
- Formal internal review of risk register and risk management strategy resulting in a significantly revised Corporate Risk Register for 2005/06;
- The development of Branch Plans with key objectives and targets linked to the Forward Workplan and Risk Register;
- The development of personal job objectives for each member of staff, linked to the relevant Branch Plan and Forward Work Plan

# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

## 4. The Risk and Control Framework

The Authority identifies, evaluates and controls risks in the following ways:

- a detailed annual budget and key performance indicators and outputs which will be identified in the Forward work plan and then monitored through the year in routine management information systems that inform the Authority, Management Committee and Audit Committee
- a formal risk management strategy that identifies key risks and their consequences. These are recorded in a risk register and current risk status is reviewed every six months by the Management Committee and annually by the Authority and its Audit Committee. The risk register has been the subject of a formal review by the Senior Management Team in conjunction with advice and guidance from our Internal Auditors
- all new projects require a project impact assessment as part of their initiation documentation and this includes a review of all material risks involved in the project and its objectives
- a properly constituted Audit Committee comprising non-executive members of the Authority which reports directly to the Authority
- independent Internal Audit (provided under contract by Helm Corporation) reports to the Audit Committee to standards defined in the Government Internal Audit Manual and agrees a rolling programme of audit for each forthcoming year according to the Committee's priorities
- the Audit Committee conducts a yearly review of the audit programme, including an assessment of general risk, and an opinion on the adequacy and effectiveness of the system of internal control together with recommendations for improvement,
- the Authority has outsourced its procurement and tendering function to the Central Procurement Directorate (DFP) which was set up to standardise procedures for the selection, management and performance assessment of such consultants
- the Authority has implemented an upgraded accounting system with significantly enhanced reporting modules in order to improve the provision of management information

As part of the Authority's maintenance and development of risk management, a key change which came into effect during the reporting year was significant ongoing liaison with Internal Audit on the continuing improvement of risk management within NIAER and also the inclusion of risk management as an item of Management and Audit Committee meetings further key changes which will come into effect in the next financial year are;

- Extending the programme of facilitated risk workshops to include both staff and Non Executive Directors;
- Introduction and implementation of significantly revised risk register concentrating on risks to strategic objectives;
- Review of risk register and risk management strategy by Internal Audit;
- Risk Register progress reports reviewed by Audit committee on a quarterly basis;
- Formal training for Audit Committee members;
- Regular formal reviews in terms of quality of service and budgets of all consultants employed by NIAER
- The further development of improved management information reporting in the areas of budgeting, costing and accounting.

# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

## 5. Review of effectiveness

As Accounting officer, I have responsibility for reviewing the effectiveness of the system of internal control. My review of the effectiveness of the system of internal control is informed by the work of the internal auditors, the executive managers within the Authority who have responsibility for the development and maintenance of the internal control framework, and comments made by the external auditors in their management letter and other reports. The internal audit service is contracted out to Helm Corporation, an organisation which operates to standards defined in the Government Internal Audit Manual, who as part of their duties carry out independent checks on the control process on my behalf. The Internal Audit review for 2004/05 gave overall substantial assurance in relation to the systems of internal control – however the report did highlight a number of areas for improvement - the newly established Risk Management processes need to be fully embraced and progressed in line with recommendations made. The areas of workload planning and performance measurement require further consideration and strengthening and the payment of NED expenses must be supported by appropriate documentation in all instances. My management team have accepted the recommendations and are addressing the areas for improvement. I have been advised on the implications of the result of my review of the effectiveness of the system of internal control by the Board, the Audit Committee and a plan to address weaknesses and ensure continuous improvement of the system is in place.

The Audit Committee ensures that appropriate action is taken to address internal and external findings raised throughout the year. There were no instances of significant internal control weaknesses during 2004/05.

Accounting Officer:

Dermot MacCann

13 October 2005

# **NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION**

## **The Certificate and Report of the Comptroller and Auditor General to the House of Commons and the Northern Ireland Assembly**

I certify that I have audited the financial statements on pages 16 to 43 under the Government Resources and Accounts Act (Northern Ireland) 2001. These financial statements have been prepared under the historical cost convention as modified by the revaluation of certain fixed assets and the accounting policies set out on pages 24 to 28.

### **Respective responsibilities of the Accounting Officer and Auditor**

As described on page 10, the Accounting Officer is responsible for the preparation of the financial statements in accordance with the Government Resources and Accounts Act (Northern Ireland) 2001 and Department of Finance and Personnel directions made thereunder and for ensuring the regularity of financial transactions. The Accounting Officer is also responsible for the preparation of the other contents of the Accounts. My responsibilities, as independent auditor, are established by statute and I have regard to the standards and guidance issued by the Auditing Practices Board and the ethical guidance applicable to the auditing profession.

I report my opinion as to whether the financial statements give a true and fair view and are properly prepared in accordance with the Government Resources and Accounts Act (Northern Ireland) 2001 and Department of Finance and Personnel directions made thereunder, and whether in all material respects the expenditure and income have been applied to the purposes intended by Parliament and the financial transactions conform to the authorities which govern them. I also report if, in my opinion, the Annual Report is not consistent with the financial statements, if the Department has not kept proper accounting records, or if I have not received all the information and explanations I require for my audit.

I read the other information contained in the Accounts, and consider whether it is consistent with the audited financial statements. I consider the implications for my certificate if I become aware of any apparent misstatements or material inconsistencies with the financial statements.

I review whether the statement on pages 11 to 13 reflects the Authorities compliance with the Department of Finance and Personnel's guidance on the Statement on Internal Control. I report if it does not meet the requirements specified by the Department of Finance and Personnel, or if the statement is misleading or inconsistent with other information I am aware of from my audit of the financial statements. I am not required to consider, nor have I considered whether the Accounting Officer's Statement on Internal Control covers all risks and controls. I am also not required to form an opinion on the effectiveness of the Department's corporate governance procedures or its risk and control procedures.

# **NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION**

## **Basis of audit opinion**

I conducted my audit in accordance with United Kingdom Auditing Standards issued by the Auditing Practices Board. An audit includes examination, on a test basis, of evidence relevant to the amounts, disclosures and regularity of financial transactions included in the financial statements. It also includes an assessment of the significant estimates and judgements made by the Department in the preparation of the financial statements, and of whether the accounting policies are appropriate to the Department's circumstances, consistently applied and adequately disclosed.

I planned and performed my audit so as to obtain all the information and explanations which I considered necessary in order to provide me with sufficient evidence to give reasonable assurance that the financial statements are free from material misstatement, whether caused by error, or by fraud or other irregularity and that, in all material respects, the expenditure and income have been applied to the purposes intended by Parliament and the financial transactions conform to the authorities which govern them. In forming my opinion I have also evaluated the overall adequacy of the presentation of information in the financial statements.

## **Opinion**

In my opinion:

- the financial statements give a true and fair view of the state of affairs of the Northern Ireland Authority for Energy Regulation as at 31 March 2005 and of the net resource outturn, resources applied to objectives, recognised gains and losses and cash flows for the year then ended and have been properly prepared in accordance with the Government Resources and Accounts Act (Northern Ireland) 2001 and directions made thereunder by the Department of Finance and Personnel; and
- in all material respects the expenditure and income have been applied to the purposes intended by Parliament and the financial transactions conform to the authorities which govern them.

I have no observations to make on these financial statements.

**J M Dowdall CB**  
**Comptroller and Auditor General**  
**27 October 2005**

**Northern Ireland Audit Office**  
**106 University Street**  
**Belfast BT7 1EU**

# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

Schedule 1

## Summary of Resource Outturn for the year ended 31 March 2005

	2004/05						2003 04	
	Estimate			Outturn				
	Gross expenditure	Accruing Resources	NET TOTAL	Gross expenditure	Accruing Resources	NET TOTAL	Net total outturn compared with Estimate saving	Prior –Year <u>Outturn</u>
	1	2	3	4	5	6	7	8
	£000	£000	£000	£000	£000	£000	£000	£000
Request for Resources A (notes 5 and 8)	2,853	(2,000)	853	2,100	(1,275)	825	28	494
<b>Total resources</b>			<b>853</b>			<b>825</b>	<b>28</b>	<b>494</b>
<b>Net cash requirement</b>			<b>844</b>			<b>456</b>	<b>388</b>	<b>320</b>

### Summary of income payable to the Consolidated Fund

In addition to Accruing Resources, the following income relates to the Authority and is payable to the Consolidated Fund (cash receipts being shown in italics):

	Forecast 2004-05		Outturn 2004-05	
Note	Income	Receipts	Income	Receipts
	£000	£000	£000	£000
Total	5	-	-	-

Explanation of the variation between Estimate and Outturn (Net total resources):

No significant variation to report

Explanation of the variation between Estimate and net cash outturn net cash requirement:

Significant increase in deferred income due to the All Ireland Project commencing in year lead to a decrease in the estimated Net Cash Requirement – this project accounted for over £300k increase in deferred income.

The notes on pages 24 to 43 form part of these accounts

# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

## Schedule 1 (Continued)

Reconciliation of resources to cash requirement	Note	Estimate	Outturn	Net total outturn compared with estimate savings/(excess)
		£000	£000	
Net total resources		853	825	28
Capital				
Acquisition of fixed assets	11 & 12	23	20	3
Non-operating cost				
Accruing Resources				
Proceeds of Fixed Asset Disposals	11	-	-	-
Accruals Adjustments				
Non-cash items	3	(132)	(64)	(68)
Changes in working capital other than cash	13	100	(325)	425
Net Cash Requirement (Schedule 4)		<b>844</b>	<b>456</b>	<b>388</b>

The notes on pages 24 to 43 form part of these accounts

# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

Schedule 2

## Operating Cost Statement for the year ended 31 March 2005

	Note	2004-05 £000	2003-04 £000
<b>Administration Costs</b>			
Staff Costs	2	920	827
Other administration Costs	3	344	380
<b>Gross Administration Costs</b>		<b>1,264</b>	<b>1,207</b>
Operating Income	6	(1,275)	(1,505)
<b>Net Administration Income</b>		<b>(11)</b>	<b>(298)</b>
<b>Programme Costs</b>			
<b>Request for Resources A</b>			
Expenditure	4	836	792
Less: income		-	-
<b>Net Programme Costs</b>		<b>836</b>	<b>792</b>
<b>NET OPERATING COST</b>	<b>8 &amp; 9</b>	<b>825</b>	<b>494</b>
<b>NET RESOURCE OUTTURN</b>	<b>8</b>	<b>825</b>	<b>494</b>

All income and expenditure are derived from continuing operations

The notes on pages 24 to 43 form part of these accounts

# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

## Statement of Recognised Gains and Losses for the year ended 31 March 2005

		2004-05	2003-04
Recognised gains and losses for the	<u>Note</u>	<u>£000</u>	<u>£000</u>
Financial year			
Surplus on revaluation of tangible fixed assets	22	1	1

The notes on pages 24 to 43 form part of these accounts

# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

Schedule 3

## Balance Sheet as at 31 March 2005

	Note	31 March 2005		31 March 2004	
		£000	£000	£000	£000
<b>Fixed Assets</b>					
Tangible assets	11	44		48	
Intangible assets	12	8		7	
			52		55
<b>Current Assets</b>					
Debtors	14	221		121	
Cash at bank and in hand	15	388		182	
		609		303	
<b>Creditors (amounts falling due within one year)</b>	16	(1,473)		(842)	
<b>Net Current Liabilities</b>			(864)		(539)
<b>Total Assets less Total Liabilities</b>			(812)		(484)
<b>TAXPAYERS' EQUITY</b>					
General Fund	21		(818)		(492)
Revaluation Reserve	22		6		8
			(812)		(484)

**Dermot MacCann**

SIGNED

Accounting Officer: 13 October 2005

The notes on pages 24 to 43 form part of these accounts

# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

## Schedule 4

### Cash Flow Statement for year ended 31 March 2005

	Notes	2004-05 <u>£000</u>	2003-04 <u>£000</u>
Net cash (outflow) from operating activities	(i)	(436)	(303)
Capital expenditure and financial investment	(ii)	(20)	(17)
Payments of amounts due to the Consolidated Fund	16	(1)	(8)
Financing from the consolidated fund	(iii)	663	282
(Decrease)/Increase in cash in the period		<u>206</u>	<u>(46)</u>

#### Notes to the Cash flow Statement

##### (i). Reconciliation of operating cost to operating cash flows

		2004-05 <u>£000</u>	2003-04 <u>£000</u>
<b>Net operating cost</b>		<b>(825)</b>	<b>(494)</b>
Adjustments for non-cash transactions	3	64	74
Adjustments for movements in working capital other than cash	13	325	117
Use of provision		<u>-</u>	<u>-</u>
<b>Net cash outflow from operating activities</b>		<b>(436)</b>	<b>(303)</b>

##### (ii). Analysis of capital expenditure and financial investment

		2004-05 <u>£000</u>	2003-04 <u>£000</u>
Fixed-asset additions	11 / 12	(20)	(17)
Proceeds from disposal of fixed assets	11	-	-
<b>Net cash outflow from investing activities</b>		<b>(20)</b>	<b>(17)</b>

The notes on pages 24 to 43 form part of these accounts

# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

(iii). *Analysis of financing, and reconciliation to the net cash requirement*

	Notes	2004-05 £000	2003-04 £000
Repayments to the consolidated fund – current year	16	-	(219)
From the Consolidated Fund (Supply) – current year		663	501
Payments to the Contingency Fund		(600)	(100)
Advances from the Contingency Fund		600	100
Net Financing		<u>663</u>	<u>282</u>
<b>Decrease/(Increase) in cash</b>	15	<u>(206)</u>	<u>46</u>
<b>Net cash flows other than financing</b>		<u>457</u>	<u>328</u>
<b>Adjustment for payments and receipts not related to Supply:</b>			
Amounts due to the Consolidated Fund received in a prior year and paid over	16	(1)	(8)
Amounts due to the Consolidated Fund – received and not paid over – other CFERS	16	-	
<b>Net cash requirement (Schedule 1)</b>		<u>456</u>	<u>320</u>

The notes on pages 24 to 43 form part of these accounts

# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

Schedule 5

## Resources by Authority Aims and Objectives

	2004 - 05			2003 - 04		
	Gross	Income	Net	Gross	Income	Net
	£000	£000	£000	£000	£000	£000
<i>for the year ended 31 March 2005</i>						
Aim:						
<b>Objective (I)</b>	1,265	(880)	385	1,273	(1,244)	29
To promote competition in the generation and supply of Electricity and to protect the interests of electricity consumers with regard to price and quality of service						
<b>Objective (II)</b>	835	(395)	440	726	(261)	465
To promote the development and maintenance of an efficient, economic and co-ordinated gas industry and to protect the interests of gas consumers with regard to price and quality of service						
<b>TOTAL (Schedule 2)</b>	<b>2,100</b>	<b>(1,275)</b>	<b>825</b>	<b>1,999</b>	<b>(1,505)</b>	<b>494</b>

The notes on pages 24 to 43 form part of these accounts

# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

## Notes to the Authority Resource Accounts for the year ended 31 March 2005

### 1. Statement of Accounting Policies

The financial statements have been prepared in accordance with the Northern Ireland Resource Accounting Manual (NIRAM) issued by DFP and the relevant accounting standards. The accounting policies contained in the NIRAM follow UK generally accepted accounting practice for Companies (UK GAAP) to the extent that it is meaningful and appropriate to the public sector. Where NIRAM permits a choice of accounting policy, the accounting policies which have been considered to be the most appropriate for the Authority for the purpose of giving a true and fair view have been selected and are described below. They have been applied consistently in dealing with items considered material in relation to the accounts.

#### (a) Suspension of the Northern Ireland Assembly

- (i) The Secretary of State for Northern Ireland signed an Order on 14 October 2002 effectively suspending devolved government in Northern Ireland from midnight that night. Under suspension:
  - the Assembly and its committees ceased to meet or conduct business;
  - the First Minister, Deputy First Minister, Departmental Ministers, Junior Ministers, Chairmen and Deputy Chairmen of Statutory Committees all ceased to hold office;
  - direct rule was reinstated; the Northern Ireland Departments discharged their functions subject to the direction and control of the Secretary of State; the functions of the First Minister and Deputy First Minister were discharged by the Secretary of State;
  - legislation on devolved matters were made by Order in Council at Westminster.
- (ii) The provisions allowing members of the Executive Committee to participate in the North/South Ministerial Council and the British Irish Council were also suspended.
- (iii) The Secretary of State could at any time make an Order, subject to Parliamentary approval, to restore devolved government.
- (iv) As a non-ministerial government department, the Authority complies with government policy that economic regulation should be conducted at arms length from ministers by independent regulators and consequently the Authority is not materially affected by either devolution or its suspension.

# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

## 1.1 Accounting Conventions

These accounts have been prepared under the historical cost convention modified to account for the revaluation of fixed assets, at their value to the business by reference to their current costs.

## 1.2 Tangible Fixed Assets

The minimum level for capitalisation of a tangible fixed asset is £500 for PCs and £1000 for all other assets. Where material assets may be pooled/grouped so as to reflect more accurately asset holdings.

The following asset categories existed at the start of the year, namely IT equipment, office equipment, fixtures and fittings and leasehold improvements. Asset additions have been valued at purchase price. Existing assets are revalued annually by reference to revaluation indices obtained from the Office for National Statistics and the construction industry.

## 1.3 Intangible Fixed Assets

Intangible fixed assets comprise computer software licences with a capitalisation threshold of £1000. They are revalued annually by reference to the RPI.

## 1.4 Depreciation and Amortisation

Depreciation is provided at rates calculated to write off the valuation of tangible fixed assets by equal instalments over their estimated useful lives. Lives are normally in the following ranges:

Leasehold improvements	10 years or lifetime of lease
IT equipment	3 years
Fixtures and Fittings	5 to 10 years
Office Equipment	5 years
Intangible Assets	5 years

## 1.5 Revenue Recognition

The costs of the Authority are offset primarily by annual licence fees paid on the issue of electricity and gas licences as defined under statute.

## **NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION**

Electricity fees are calculated on the basis of a determination made by the Authority. It was decided in 1992 that one third of the cost of electricity regulation should be charged to the holders of generation licences, one third to the holders of transmission licences and one third to the holders of public electricity supply licences, second tier licence holders pay a minimum fee of £250 plus an additional amount based on Mws supplied in the previous year which reduces the fee payable by the public electricity supply licence holder. Licence fees are ultimately recovered from electricity customers through an operating cost allowance in the Price Controls of NIE's regulated businesses.

The commencement date for the collection of Gas fees was 5 September 1996. Prior to that date, costs were borne by central government. Gas licence fees are based on the annual identifiable costs of gas regulation.

Gas licence fees are calculated on the basis of a determination made by the Authority. Following a consultation process on how gas licence fees should be apportioned it was decided that as from the 2002-03 financial year 80% (formerly 95%) of the cost of gas regulation should be borne by the holders of gas conveyance licences and 20% (formerly 5%) by the holders of gas supply licences. The holders of conveyance licences who engage in distribution activities will pay a £50,000 basic fee plus a further amount based on volumes conveyed in the previous year. Gas supply licence holders pay a minimum fee of £1,000 plus an additional amount based on volumes supplied in the previous year. Gas licence fees are recovered from gas customers through an operating cost allowance in the Price Control of Phoenix Natural Gas's conveyance business.

In the year following payment of licence fees, the Authority adjusts the new licence fees by the amount of over/under recovery of actual costs arising in the previous licence year. Since licence fees are based on estimated costs, any over-recovery is treated as Deferred Income within Creditors and any under-recovery as Accrued Income within Debtors.

In addition, following the introduction of The Energy (Northern Ireland) Order 2003 the cost of the General Consumer Council for Northern Ireland in dealing with electricity consumer issues is recovered from the public electricity supply licence holder and with gas consumer issues from (apportioned equally) the holders of gas conveyance licences who engage in distribution activities. For 2004 – 05 the Authority collected and passed on to the GCCNI an amount of £254,457 of which £145,611 was in respect of its' electricity functions and £108,846 in respect of its' gas functions. These amounts were net of a credit of £14,000 which accrued in the F.Y.E March 2004. These licence fees are accounted for in the accounts of the GCCNI.

### **1.6 Administration and Programme Expenditure**

Administration costs reflect the costs of running the Authority as defined under the Administration Cost Control Regime, together with associated operating income. Programme costs reflect non-administration costs, including publicity and consultancy and other disbursements by the Authority.

# **NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION**

## **1.7 Capital Charge**

A capital charge, reflecting the cost of capital utilised by the Authority, is included in operating costs. The charge is calculated at the Government's standard rate of 3.5% per cent in real terms on all assets less liabilities.

The negative value of total net assets arises because the funds owed to Electricity and Gas licensees are correctly shown as a liability. However under Government Accounting rules the Authority is required to surrender surpluses to the Consolidated Fund, these are the subject of an in year bid in the following financial year. This is required because the respective Electricity and Gas licences make provision for a reduction in the licence fee collected to reflect any underspend in the previous year.

## **1.8 Taxation**

VAT is accounted for in accordance with SSAP5.

The amount due from HM Customs and Excise in respect of VAT is included within Debtors in the Balance Sheet.

## **1.9 Foreign Exchange**

Revenue and expenditure incurred in foreign currencies are translated at the rate of exchange ruling on the date of the transaction.

## **1.10 Notional Costs**

Since Resource Accounts are required to show the full cost of delivery of public services, the operating cost statement therefore includes certain notional items of expenditure.

## **1.11 Operating Leases**

Rentals due under operating leases are charged to the operating cost statement over the term of the lease on a straight-line basis or on the basis of actual rental payments where this fairly reflects usage.

## **1.12 Pensions**

Past and present employees are covered by the provisions of the PCSPS (NI) which is a defined benefit scheme and is unfunded and non-contributory. The Authority recognises the expected cost of providing pensions on a systematic and rational basis over the period during which it benefits from employees' services by payment to the PCSPS (NI) of amounts calculated on an accruing basis. Liability for payment of future benefits is a charge on the PCSPS (NI). From 1 October 2002, civil servants may be in one of three statutory based "final salary" defined benefit schemes (classic, premium and classic plus). New entrants after 1 October 2002 may choose between membership of premium or joining a good quality "money purchase" stakeholder based arrangement with a significant employer contribution (partnership pension account). Further details of these pension arrangements are given in Note 2 to the accounts.

# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

## 1.13 Early Departure Costs

All Authority staff (excluding the 5 Non-Executive Directors) are on loan from their respective parent departments, those departments are required to meet the additional cost of benefits beyond the normal PCSPS (NI) benefits in respect of their employees who retire early. This additional cost runs from the date of their retirement until they reach normal pensionable age.

## 2. Staff Numbers and Costs

The average number of whole-time equivalent persons employed (including senior management) during the year was as follows:

	2004-05	2003-04
	Number	Number
Employees	24	23

The aggregate payroll costs of these persons were as follows:

	2004-05	2003-04
	£000	£000
Wages and salaries	756	680
Social Security costs	64	57
Other pension costs	100	91
Agency Staff	0	0
	<u>920</u>	<u>828</u>

The PCSPS(NI) is an unfunded defined benefit scheme which produces its own resource accounts, but The Northern Ireland Authority for Energy Regulation is unable to identify its share of the underlying assets and liabilities. The most up to date actuarial valuation was carried out as at 31 March 2003 and details of this valuation are available in the PCSPS(NI) Resource Accounts.

For 2004/05, employers' contributions of £100,200 were payable to the PCSPS(NI) (2003/04 £90,805) at one of four rates in the range 12 to 18 per cent of pensionable pay, based on salary bands. From 1 April 2005 these rates have increased as a result of the latest actuarial valuation to between 16.5% and 23.5%. The contribution rates reflect benefits as they are actually incurred, and reflect past experience of the scheme.

Employer contributions are to be reviewed every four years following a full scheme valuation by the Government Actuary. The contribution rates reflect benefits as they are accrued, not when the costs are actually incurred, and reflect past experience of the scheme.

## NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

Employees joining after 1 October 2002 could opt to open a partnership pension account, a stakeholder pension with an employer contribution. Employers' contributions are paid to one or more of a panel of four appointed stakeholder pension providers. Employer contributions are age-related and range from 3 to 12.5 per cent of pensionable pay. Employers also match employee contributions up to 3 per cent of pensionable pay. In addition, employer contributions of 0.8 per cent of pensionable pay, are payable to the PCSPS(NI) to cover the cost of the future provision of lump sum benefits on death in service and ill health retirement of these employees.

At the balance sheet date there were no contributions due to any partnership pension provider, there were no prepaid contributions and no contributions had been made to the PCSPS(NI)..

The average number of whole-time equivalent persons employed (including senior management), by objective during the year was as follows:

	<b>2004 – 05</b>	<b>2003 – 04</b>
	<b>No. of</b>	<b>No. of</b>
	<b>Employees</b>	<b>Employees</b>
Objective 1	15	15
Objective 2	9	8
	<hr/> <b>24</b> <hr/>	<hr/> <b>23</b> <hr/>

The salary and pension entitlements of the most senior members of the Authority were as set out in the table on the next page.

A Cash Equivalent Transfer Value (CETV) is the actuarially assessed capitalised value of the pension scheme benefits accrued by a member at a particular point in time. The benefits valued are the member's accrued benefits and any other contingent spouse's pension payable from the scheme. A CETV is a payment made by a pension scheme or arrangement to secure pension benefits in another pension scheme or arrangement when the member leaves a scheme and chooses to transfer the benefits accrued in their former scheme. The pension figure shown relate to the benefits that the individual has accrued as a consequence of their total membership of the pension scheme, not just their service in a senior capacity to which disclosure applies. The CETV figures, and from 2004-05 the other pension details, include the value of any pension benefit in another scheme or arrangement which the individual has transferred to the PCSPS(NI) arrangements and for which the Civil Service Vote has received a transfer payment commensurate to the additional pension liabilities being assumed. They also include any additional benefit accrued to the member as a result of their purchasing additional years of pension service in the scheme at their own cost. CETV's are calculated within the guidelines and framework prescribed by the Institute and Faculty of Actuaries.

# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

2004 - 2005

	Salary including performance pay £000	Benefits in kind (rounded to the nearest £100)	Real increase in pension and related lump sum at age 60 £000	Total accrued pension at age 60 at 31/3/05 and related lump sum £000	CETV at 31/3/04 (nearest £000)	CETV at 31/3/05 (nearest £000)	Real increase in CETV After adjustment for inflation and changes in market Investment factors (nearest £000)
<b>Ministers</b>							
<i>None</i>							
<b>Officials</b>							
Mr Douglas McIlboon (Chairman)	80-85	0	0-2.5 lump sum 0-2.5	30-35 lump sum 90-95	479	503	4
Mr Charles Coulthard*** (Non-Executive Director)	0-5	1,900 *	Non-pensionable	N/A	N/A	N/A	N/A
Mr John Fitzgerald** (Non-Executive Director)	10-15	3,400 *	Non-pensionable	N/A	N/A	N/A	N/A
Mr John Gilliland** (Non-Executive Director)	10-15	3,500 *	Non-pensionable	N/A	N/A	N/A	N/A
Mr Peter Lehmann** (Non-Executive Director)	10-15	5,900 *	Non-pensionable	N/A	N/A	N/A	N/A
Ms Joan Whiteside** (Non-Executive Director)	10-15	2,000 *	Non-pensionable	N/A	N/A	N/A	N/A
Mr Dermot MacCann	65-70	0	0-2.5 lump sum 5-7.5	25-30 lump sum 75-80	371	429	40
Mr Gerry Donnelly	40-45	0	0-2.5 lump sum 2.5-5	15-20 lump sum 55-60	305	338	19
Mr Kevin Shields	35-40	0	0-2.5 lump sum 0-2.5	5-10 lump sum 20-25	68	79	7
Mr James Hutchinson	35-40	0	0-2.5 lump sum 0-2.5	0-5 lump sum 10-15	29	36	5
Mr Eddie Gaw	40-45	0	0-2.5 lump sum 0-2.5	10-15 lump sum 30-35	107	125	9
Mr Eamon Corrigan	30-35	0	0-2.5 lump sum 0-2.5	0-5 lump sum 5-10	12	17	4

\* Taxable value of home to office costs + overnight accommodation and expenses provided at public expense

\*\* part time non-pensionable appointments

\*\*\* Salary to July 04 only

## NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

CETV figures at 31/3/04 and 31/3/05 in the respective columns in the table show the members CETV accrued at the beginning and the end of the reporting period. The real increase in CETV column reflects the increase in CETV effectively funded by the employer. It takes account of the increase in accrued pension due to inflation, contributions paid by the employee (including the value of any benefits transferred from another pension scheme or arrangement) and uses common market valuation factors for the start and end of the period.

None of those detailed above (with the exception of those indicated) received any benefits in kind in respect of the financial year 2004 / 2005 nor were there any employer contributions made to a Partnership Pension Account including Risk Benefit Cover, on their behalf, in respect of the financial year 2004 /2005.

### Salary

(i) “Salary” includes gross salary; performance pay or bonuses; overtime; reserved rights to London weighting or London allowances; recruitment and retention allowances; private office allowances and any other allowance (including benefits in kind) to the extent that it is subject to UK taxation.

### Pension

(ii) Pension benefits are provided through the Civil Service pension arrangements. From 1 October 2002, civil servants may be in one of three statutory based “final salary” defined benefit schemes (classic, premium and classic plus). New entrants after 1 October 2002 may choose between membership of premium or joining a good quality “money purchase” stakeholder based arrangement with a significant employer contribution (partnership pension account).

#### **(a) Classic Scheme**

Benefits accrue at the rate of  $1/80^{\text{th}}$  of pensionable salary for each year of service. In addition a lump sum equivalent to three years’ pension is payable on retirement. Members pay contributions of 1.5 per cent of pensionable earnings. On death, pensions are payable to the surviving spouse at a rate of half the member’s pension. On death, in service the scheme pays a lump sum benefit of twice pensionable pay and also provides a service enhancement on computing the spouse’s pension. The enhancement depends on length of service and cannot exceed 10 years. Medical retirement is possible in the event of serious ill health. In this case, pensions are brought into payment immediately without actuarial reduction and with service enhanced as for widow(er) pensions.

#### **(b) Premium Scheme**

Benefits accrue at the rate of  $1/60^{\text{th}}$  of final pensionable earnings for each year of service. Unlike classic, there is no automatic lump sum, but members may commute some of their pension to provide a lump sum up to a maximum of  $3/80^{\text{ths}}$  of final pensionable earnings for each year of service or 2.25 times pension if greater (the commutation rate is £12 of lump sum for each £1 of pension given up). For the purpose of pension disclosure the tables assume maximum commutation. Members

## NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

pay contributions of 3.5 per cent of pensionable earnings. On death, pensions are payable to the surviving spouse or eligible partner at a rate of 3/8ths the member's pension (before any commutation). On death in service, the scheme pays a lump-sum benefit of three times pensionable earnings and also provides a service enhancement on computing the spouse's pension. The enhancement depends on length of service and cannot exceed 10 years. Medical retirement is possible in the event of serious ill health. In this case, pensions are brought into payment immediately without actuarial reduction. Where the member's ill health is such that it permanently prevents them undertaking any gainful employment, service is enhanced to what they would have accrued at age 60.

### **(c) Classic Plus Scheme**

This is essentially a variation of premium, but with benefits in respect of service before 1 October 2002 calculated broadly as per classic.

All staff in service at 1 October 2002 will be given the option to join the premium or classic plus arrangements.

Pensions payable under classic, premium, and classic plus are increased in line with the Retail Prices Index.

### **(d) Partnership Pension Account**

This is a stakeholder-type arrangement where the employer pays a basic contribution of between 3% and 12.5% (depending on the age of the member) into a stakeholder pension product. The employee does not have to contribute but where they do make contributions, these will be matched by the employer up to a limit of 3% (in addition to the employer's basic contribution). Employers also contribute a further 0.8% of pensionable salary to cover the cost of risk benefit cover (death in service and ill health retirement). The member may retire at any time between the ages of 50 and 75 and use the accumulated fund to purchase a pension. The member may choose to take up 25% of the fund as a lump sum.

### Benefits in Kind

(iii) The monetary value of benefits in kind covers any benefits provided by the employer and treated by the Inland Revenue as a taxable emolument. All Non - Executive directors were reimbursed for the cost of travel to office and overnight accommodation.

In addition to the salaries paid to the Non - Executive Directors they are also paid work related expenses.

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## 3. Other Administration Costs

	2004-05 £000	2004-05 £000	2003-04 £000	2003-04 £000
Rental under operating leases (see note 18)	81		80	
Hire of Office equipment	8		8	
		89		88
<b>Non cash items:</b>				
Depreciation and amortisation of fixed assets				
tangible fixed assets	21		22	
Intangible fixed assets	3		2	
Impairment of fixed assets	-		2	
(Profit) / Loss on disposal of fixed assets	--		-	
Cost of capital charge	(22)		(14)	
Auditors remuneration and expenses	25		25	
Other Notional Costs	37		37	
Bad debts provision	-		-	
		64		74
Hospitality	11		7	
Travel and Subsistence	52		62	
Rates	31		31	
Training	15		22	
Utilities	12		11	
Other Expenditure	70		85	
		191		218
		<b>344</b>		<b>380</b>

## 4. Net Programme Costs

	2004-05 £000	2003-04 £000
Consultancy	783	769
Publicity	53	23
	<b>836</b>	<b>792</b>

# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

## 5. Analysis of Income Payable to the Consolidated Fund

Analysis of income payable to the consolidated fund	Note	2004-05 forecast		2004-05 outturn	
		Income	Receipts	Income	Receipts
		£000	£000	£000	£000
Operating income and receipts-excess accruing resources	8a	-	-	-	-
Non-operating income and receipts-excess accruing resources	8b & 13	-	-	-	-
<b>Subtotal</b>		-	-	-	-
Other operating income and receipts not classified as accruing resources	8a	-	-	-	-
Other non-operating income and receipts not classified as accruing resources	8b	-	-	-	-
Other amounts collectable on behalf of the Consolidated Fund	8d	-	-	-	-
<b>Total</b>		-	-	-	-

In addition to Accruing Resources, the following income relates to the Authority and is payable to the Consolidated Fund (cash receipts being shown in italics):

## NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

6. Operating Income	Accruing Resources £000	Payable to NICF £000	Income included in Operating Cost Statement <u>2004-05</u> £000	Income included in Operating Cost Statement <u>2003-04</u> £000
Operating income for 2004-05, analysed by classification and activity, is as follows:				
Administration income:				
Other – fees and charges external customers	-	-	-	-
<b>Electricity Licence Fees</b>				
Electricity Licence Fees	880	-	880	1,244
Miscellaneous	-	-	-	-
<b>Gas Licence Fees</b>				
Gas Licence Fees	395	-	395	261
Miscellaneous	-	-	-	-
Other - fees and charges other departments	-	-	-	-
	<b>1,275</b>	-	<b>1,275</b>	<b>1,505</b>
Programme income:				
	-	-	-	-
	<b>1,275</b>	-	<b>1,275</b>	<b>1,505</b>
	<b>1,275</b>	-	<b>1,275</b>	<b>1,505</b>

Accruing Resources represent income due to the Authority or collected by it under a delegated authority from DETI that can be retained for offset against other public expenditure. This contrasts with CFERs which are remitted by the Authority to the Consolidated Fund.

### 7. Administration Cost Limits

The outturn against the administration costs control regime shown against administration costs limits is as follows:

	2004/05		200/04	
	Outturn £000	Limits £000	Outturn £000	Limit £000
Request for Resources A	1,202	2,191	1,133	1,663
Admin expenditure excluded From admin cost limit	62	55	74	122
Total Admin Outturn (Note 9)	<b>1,264</b>	<b>2,246</b>	<b>1,207</b>	<b>1,785</b>
	<b>1,264</b>	<b>2,246</b>	<b>1,207</b>	<b>1,785</b>

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## 8. Reconciliation of Net Operating Cost to Control Total and Net Resource Outturn.

	2004-05 £000	2003-04 £000
<b>Net Operating Cost</b>	<b>825</b>	<b>494</b>
Add		
- operating income not classified as accruing resources	-	
<b>Net Resource Outturn</b>	<u><u>825</u></u>	<u><u>494</u></u>

Net operating cost is the total of expenditure and income appearing in the operating cost statement (Schedule 2). Net resource outturn is the total of those elements of expenditure and income that are subject to parliamentary approval and included in the Authority's Supply Estimates. The outturn against the Estimate is shown in the summary of resource outturn (Schedule 1).

## 9. Analysis of Net Resource Outturn and Net Operating Cost by Function.

	2004-05						2003 - 04		
	Admin £000	Other Grants current £000	£000	Gross Resource Expenditure £000	Accruing Resources £000	Net Resource Total £000	Estimate £000	Net total outturn compared to estimate £000	Prior Year Outturn £000
<b>Request for Resources A</b>									
Administration	1,202	836	-	2,038	(1,275)	763	798	35	432
<b>Non Budget</b>									
Notional Costs	62	-	-	62	-	62	55	(7)	62
Profit on sale of assets	-	-	-	-	-	-	-	-	-
<b>Resource Outturn</b>	<u>1,264</u>	<u>836</u>	<u>-</u>	<u>2,100</u>	<u>(1,275)</u>	<u>825</u>	<u>853</u>	<u>28</u>	<u>494</u>
<b>Rec. to OCS</b>									
Non Supply expenditure and income	-	-	-	-	-	-	-	-	-
Income payable to consolidated fund	-				-	-			
<b>Net Operating Cost (Surplus)</b>						<u>825</u>	<u>853</u>	<u>28</u>	<u>494</u>

Functions represent the disaggregation of Requests for Resources for control purposes and Parliamentary approval. They may not correspond to Authority objectives, which in turn reflect a disaggregation of Authority aims for the management of activities. (For analysis of Accruing Resources see Note 5).

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### 10. Analysis of Capital Expenditure, Financial Investment and associated Accruing Resources.

	Capital Expenditure £000	Loans etc £000	Accruing Resources £000	Net Total £000
Request for Resources A	20	-	-	20
<b>Total 2004- 05</b>	<b>20</b>	<b>-</b>	<b>-</b>	<b>20</b>
<b>Total 2003- 04</b>	<b>17</b>	<b>-</b>	<b>-</b>	<b>17</b>

### 11. Tangible Fixed Assets

	Leasehold Improvements £000	IT Equipment £000	Office Equipment £000	Fixtures and Fittings £000	Total £000
<b>Cost or valuation</b>					
<b>At 1 April 2004</b>	414	42	7	57	520
Additions	-	16	-	-	16
Disposals	-	(3)	-	-	(3)
Impairments	-	-	-	-	-
Revaluations	23	-	-	-	23
<b>At 31 March 2005</b>	<b>437</b>	<b>55</b>	<b>7</b>	<b>57</b>	<b>556</b>
<b>Depreciation</b>					
<b>At 1 April 2004</b>	389	27	4	52	472
Charged in year	9	10	1	1	21
Disposals	-	(3)	-	-	(3)
Impairments	-	-	-	-	-
Revaluations	22	-	-	-	22
<b>At 31 March 2005</b>	<b>420</b>	<b>34</b>	<b>5</b>	<b>53</b>	<b>512</b>
<b>Net Book Value At 31 March 2005</b>	<b>17</b>	<b>21</b>	<b>2</b>	<b>4</b>	<b>44</b>
<b>At 1 April 2004</b>	<b>25</b>	<b>15</b>	<b>3</b>	<b>5</b>	<b>48</b>
<b>Asset Financing</b>					
<b>Owned Supply Financed</b>	<b>17</b>	<b>21</b>	<b>2</b>	<b>4</b>	<b>44</b>
<b>Net Book Value At 31 March 2004</b>	<b>17</b>	<b>21</b>	<b>2</b>	<b>4</b>	<b>44</b>

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## 12. Intangible Fixed Assets

	£000
<b>Cost or valuation</b>	
At 1 April 2004	12
Additions	4
Disposals	-
Revaluations	-
<b>At 31 March 2005</b>	<b>16</b>
<hr/>	
<b>Depreciation</b>	
At 1 April 2004	5
Charged in year	3
Disposals	-
Revaluations	-
<b>At 31 March 2005</b>	<b>8</b>
<hr/>	
<b>Net book value</b>	
At 31 March 2005	<b>8</b>
At 1 April 2004	<b>7</b>
<hr/>	

## 13. Movements in Working Capital other than Cash

	2004-05 £000	2003-04 £000
Decrease (increase) in debtors	(100)	71
Decrease (increase) in creditors	631	-
	<b>531</b>	<b>71</b>
<hr/>		
Adjustments: movements in working capital not related to cash net operating costs		
- CFER amounts due to the Consolidated Fund	1	8
- Supply amounts due to the Consolidated Fund	(207)	38
<b>Net increase in working capital other than cash (Sch 4)</b>	<b>325</b>	<b>117</b>
<hr/>		
Adjustments: movements in working capital not related to voted resource consumption	-	-
<b>Changes in Working Capital other than cash (Sch 1)</b>	<b>325</b>	<b>117</b>
<hr/>		

# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

## 14. Debtors

	2004-05 £000	2003-04 £000
Amounts falling due within one year:		
Trade debtors	-	3
Prepayments and accrued income	134	13
VAT debtor	87	105
	<u>221</u>	<u>121</u>

## 15. Cash at Bank and in Hand

	2004-05 £000	2003-04 £000
<b>Balance at 1 April 2004</b>	182	228
Net Cash (Outflow)/Inflow:	206	(46)
<b>Balance at 31 March 2005</b>	<u>388</u>	<u>182</u>
All cash is held in commercial banks or as cash in hand CFERs	-	1
Surplus issues	388	181
	<u>388</u>	<u>182</u>

## 16. Creditors: amounts falling due within one year

	2004-05 £000	2003-04 £000
Trade creditors	128	92
Accruals and deferred income	957	568
Cash balance payable to Consolidated Fund CFERs payable	-	1
Surplus Issues	388	181
	<u>1,473</u>	<u>842</u>

# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

## 17. Capital Commitments

There were no contracted capital commitments at 31 March 2005. (Nil, at 31 March 2004).

## 18. Commitments under Operating Leases

At 31 March 2005 the Authority was committed to making the following payments in respect of operating leases expiring:

	<b>£000</b>	<b>£000</b>	<b>2004-05</b>	<b>2003-04</b>
	<b>Buildings</b>	<b>Other</b>	<b>£000</b>	<b>£000</b>
			<b>TOTAL</b>	<b>TOTAL</b>
Within one year	81	8	89	88
Between two to five years	84	24	108	172
After five years	-	4	4	-
	<b>165</b>	<b>36</b>	<b>201</b>	<b>260</b>

The above amounts reflect the total amounts due over the life of the operating leases.

## 19. Other Commitments

The Authority has not entered into any non-cancellable contracts (which are not operating leases) as at 31 March 2005. (Nil, at 31 March 2004).

## 20. Contingent Liabilities

There were no contingent liabilities existing as at 31 March 2005.

# NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION

## 21. Reconciliation of net operating cost to changes in General Fund

	2004-05 £000	2004-05 £000	2003-04 £000	2003-04 £000
Net Operating (Cost)/Surplus for the year (Schedule 2)	(825)		(494)	
Operating income not treated as Accruing Resources payable to Consolidated Fund	-	(825)		(494)
Non-operating income not treated as Accruing Resources payable to Consolidated Fund		-		
Net parliamentary funding				
Drawn from Consolidated Fund	663		501	
Deemed Issued from Consolidated Fund	181			
Drawn from Contingencies Fund	600		100	
Repaid to Contingencies Fund	(600)		(100)	
		844		501
Consolidated Fund: Creditor for cash unspent		(388)		(181)
<b>Non-cash charges:</b>				
- Debit against cost of capital credit	(22)		(14)	
- Credit for other notional costs	62		62	
		40		48
Transfer of realised element of revaluation reserve (see note 22)		3		2
<b>Net Decrease in General Fund</b>		<b>(326)</b>		<b>(124)</b>
<b>General Fund at 1 April 2004</b>		<b>(492)</b>		<b>(368)</b>
<b>General Fund at 31 March 2005 (Schedule 3)</b>		<b>(818)</b>		<b>(492)</b>

## 22. Reserves

	2004-05 Revaluation Reserve £000	2003-04 Revaluation Reserve £000
Balance at 1 April 2004	8	9
Transfer to General Fund of realised element of revaluation reserve (see note 19)	(3)	(2)
Revaluation of tangible fixed assets	1	1
Revaluation of intangible fixed assets	-	-
Balance at 31 March 2005 (Schedule 3)	6	8

The revaluation reserve reflects the unrealised element of the cumulative balance of indexation and revaluation adjustments.

## **NORTHERN IRELAND AUTHORITY FOR ENERGY REGULATION**

### **23. Related Party Transactions**

The Authority has had a number of transactions with other Government departments and Central Government bodies. These include DETI and DFP.

None of the Authority members, key managerial staff or other related parties has undertaken any material transactions with the NIAER during the year.

### **24. Financial Instruments**

FRS 13, *Derivatives and Other Financial Instruments*, requires disclosure of the role financial instruments have had during the period in creating or changing the risks an entity faces in undertaking its activities. Because of the largely non-trading nature of the Authority's activities and the way Government departments are financed, it is not exposed to the degree of financial risk faced by business entities. Moreover, financial instruments play a much more limited role in creating or changing risk than would be typical of the listed companies to which FRS 13 mainly applies. The Authority has very limited powers to borrow or invest surplus funds and except for relatively insignificant forward purchases of foreign currency, financial assets and liabilities are generated by day-to-day operational activities and are not held to change the risks facing the Authority in undertaking its activities.

As allowed by FRS 13, the Authority has elected to exclude from disclosure all debtors and creditors which mature or become payable within 12 months from the balance sheet date.

### **25. Liquidity Risk**

The Authority's net revenue resource requirements are financed by resources voted annually by Parliament, as is its capital expenditure. It is not, therefore, exposed to significant liquidity risks.

### **26. Foreign Currency Risk**

The Authority's exposure to foreign currency risk is not significant. Foreign currency income is negligible and foreign currency expenditure is not significant.

### **27. Fair Values**

The Authority had no financial assets nor liabilities at 31 March 2005. (Nil, at 31 March 2004).

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## 28. Intra-government balances

	Debtors: amounts falling due within one year	Debtors: amounts falling due after more than one year	Creditors: amounts falling due within one year	Creditors: amounts falling due after more than one year
	£000	£000	£000	£000
Balances with other central government bodies	-	-	14	-
Balances with local authorities	-	-	-	-
Balances with NHS Trusts	-	-	-	-
Balances with public corporations and trading funds	-	-	-	-
Balances with bodies external to government	221	-	1,459	-
<b>At 31 March 2005</b>	<b>221</b>	<b>-</b>	<b>1,473</b>	<b>-</b>
Balances with other central government bodies	-	-	-	-
Balances with local authorities	-	-	-	-
Balances with NHS Trusts	-	-	-	-
Balances with public corporations and trading funds	-	-	-	-
Balances with bodies external to government	121	-	842	-
<b>At 31 March 2004</b>	<b>121</b>	<b>-</b>	<b>842</b>	<b>-</b>









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