

Notice of decision to modify Condition 2 (1)
of a number of electricity generation
licences

Decision Paper

30 September 2022



About the Utility Regulator

The Utility Regulator is the independent non-ministerial government department responsible for regulating Northern Ireland's electricity, gas, water and sewerage industries, to promote the short and long-term interests of consumers.

We are not a policy-making department of government, but we make sure that the energy and water utility industries in Northern Ireland are regulated and developed within ministerial policy as set out in our statutory duties.

We are governed by a Board of Directors and are accountable to the Northern Ireland Assembly through financial and annual reporting obligations.

We are based at Queens House in the centre of Belfast. The Chief Executive leads a management team of directors representing each of the key functional areas in the organisation: Corporate Affairs; Electricity; Gas; Retail and Social; and Water. The staff team includes economists, engineers, accountants, utility specialists, legal advisors and administration professionals.

Our Mission

Value and sustainability in energy and water.

Our Vision

We will make a difference for consumers by listening, innovating and leading.

Our Values

Be a best practice regulator: transparent, consistent, proportional, accountable, and targeted.

Be a united team.

Be collaborative and co-operative.

Be professional.

Listen and explain.

Make a difference.

Act with integrity.

DECISION PUBLISHED UNDER ARTICLE 14(8) OF THE ELECTRICITY
(NORTHERN IRELAND) ORDER 1992

In accordance with Article 14(2) of the Electricity (Northern Ireland) Order 1992 (as amended) (“the **Order**”) the Northern Ireland Authority for Utility Regulation (“the **Authority**”) published a notice (“the **Consultation Notice**”¹) of its intentions to modify a number of electricity generation licences (“the **Licensees**”).

The Authority proposes to modify the electricity generation licences in the table below which were granted under Article 10(1)(a) of the Order.

<u>Licensee</u>
Antrim Wind Energy Ltd (Elginny Hill)
Bann Road Solar Project Limited
Brockaghboy Wind Farm
Church Hill Energy Ltd
Crighshane Energy Ltd
Crockandun Wind Farm
Dunmore Windfarm Ltd
ERE Developments
Garves Wind Ltd
Hunters Hill Wind Farm Ltd
Lightsource SPV 231 Ltd
Lightsource SPV 94 Ltd
Lisburn Solar Ltd (previously WEL Solar Park) (Rockfire)
Molly Wind Ltd
ScottishPower Renewables (UK) Ltd
Screggagh Windfarm Ltd
Seegronan Windfarm Ltd
Short Brothers PLC t/a Bombardier Aerospace
Slieve Divena II Windfarm
Slieve Divena Wind Farm Ltd
Tyrone Wind Energy Ltd

Following the Consultation Notice, the Authority has decided to proceed

¹ [Notice of proposed modifications to Condition 2 \(1\) of electricity generation and DSU generation/supply licences | Utility Regulator \(uregni.gov.uk\)](#)

with the making of modifications of Condition 2 (1) of each of the specified Licences in exercise of its powers under Article 14(1) of the Order.

In accordance with Article 14(8) of the Order the Authority gives notice as follows:

- 1 The modification of each of the above licences will amend the financial year end, contained within Condition 2(1), of each licence to align with that recorded on the respective licensee's most recent financial statements.
- 2 Annex 1 to this notice outlines the modification to each respective licence.
- 3 The reason for the modification is to ensure consistency and accuracy by aligning the financial year in each licence to the respective licensee's own statutory financial year. The modification is taking place following interaction with each Licensee to confirm that the financial year end is now different to when the licence was granted.
- 4 The effect of the modification to each respective licence would be to align the financial year with the licensee's own statutory reporting period. The Authority considers that the modification to each respective licence will not have any effect on any other electricity generation licensee.
- 5 The modification to Condition 2 (1) of each licence is set out in Annex 1 when Condition 2 (1) of each licence shall have the specific wording substituted.
- 6 In accordance with Article 14(5) of the Order, the Authority is required to consider any representations duly made. The Authority did not receive any representations or objections in the 28 days from the date the Consultation Notice was published. However, during the consultation period, the Authority has noted the requirement for further modifications to those consulted upon to update existing text in particular licences to ensure accuracy. Examples of such required modifications include correcting the date of grant of a licence and correcting the first recorded financial year end of the licensee which were legacy errors. No such corrective modifications affect the reason for or effect of the modifications to Licence Condition 2(1) of any electricity generation licences which were consulted upon. These further modifications are viewed as a 'house-keeping' exercise to ensure precision.

- 7 The Authority will therefore proceed with the modifications as detailed at paragraph 5 above. The modifications will take effect from 25 November 2022 (Date must not be less than 56 days from date of publication of this notice).
- 8 The Authority has, pursuant to Article 14(8) of the Order, published this decision on its website and sent a copy of the decision to each affected Licensee. In addition the Authority has provided a copy of this notice to the Department for the Economy. The Authority has also sent a copy to the General Consumer Council for Northern Ireland.
- 9 A copy of this modification can be obtained in hard copy from :

The Electricity Generation Licensing Team
Utility Regulator
Queens House
14 Queen Street
BELFAST BT1 6ED
Email: ElecGenLicensing@uregni.gov.uk

Dated this: 30 September 2022

John French
Chief Executive

For and on behalf of the Northern Ireland Authority for Utility Regulation

Annex 1

Category 1:

The following licence is proposed to be modified to acknowledge a change of financial year end to 30 November, and additionally acknowledges corrections to the first financial year end of the licensee and subsequent changes to date:

Licensee
Molly Wind Ltd

Condition 2(1) of the above licence shall be substituted as follows:

“The first financial year of the Licensee shall run from the date of grant to ~~31 March 2014~~ **31 October 2015**, the next financial year of the licensee shall run from **01 November 2015 to 30 November 2016** and thereafter each financial year of the Licensee shall run from ~~01 April~~ **01 December** to the following ~~31 March~~ **30 November.**”

Category 2:

The following licences are proposed to be modified to acknowledge a change of financial year end 31 December, and additionally acknowledges corrections to the first financial year end of the licensee as appropriate, and subsequent changes to date. Modifications are listed to each individual licence below:

Licensee
Antrim Wind Energy Ltd (Elginny Hill)
Bann Road Solar Project Limited
Brockaghboy Wind Farm
Church Hill Energy Ltd
Crighshane Energy Ltd
Crockandun Wind Farm
Dunmore Windfarm Ltd
ERE Developments
Garves Wind Ltd
Lightsource SPV 94 Ltd
Lightsource SPV 231 Ltd
Lisburn Solar Ltd (previously WEL Solar Park) (Rockfire)
ScottishPower Renewables (UK) Ltd
Screggagh Windfarm Ltd
Seegronan Windfarm Ltd
Short Brothers PLC t/a Bombardier Aerospace

Slieve Divena II Windfarm
Tyrone Wind Energy Ltd

Condition 2 (1) of the licence granted to Antrim Wind Energy Limited (Elginny Hill Wind Farm) shall be substituted as follows:

“The first financial year of the Licensee shall run from the date of grant to ~~31 March 2017~~ **30 June 2018**, and thereafter each financial year of the Licensee shall run from ~~01 January to the following 30 April~~ **the next financial year of the Licensee shall run from 1 July 2018 to 31 December 2019 and thereafter each financial year of the Licensee shall run from 01 January to the following 31 December.**”

Condition 2 (1) of the licence granted to Bann Road Solar Project Limited shall be substituted as follows:

“The first financial year of the Licensee shall run from the date of grant to 31 March ~~2017~~ **2018** and thereafter **up to and including 31 March 2022**, each financial year of the Licensee shall run from 01 April to the following 31 March. **The Licensee’s financial year starting on 01 April 2022 shall run to 31 December 2022 and thereafter each financial year shall run from 01 January to 31 December.**”

Condition 2 (1) of the licence granted to Brockaghboy Wind Farm shall be substituted as follows:

“The first financial year of the Licensee shall run from the date of grant to ~~31 March 2014~~ **30 September 2015** and thereafter **up to and including 30 September 2017**, each financial year of the Licensee shall run from 01 ~~April~~ **October** to the following ~~31 March~~ **30 September**. **The Licensee’s financial year starting on 01 October 2017 shall run until 31 December 2018 and thereafter each financial year shall run from 01 January to 31 December.**”

Condition 2 (1) of the licence granted Church Hill Energy Limited shall be substituted as follows:

“The first financial year of the Licensee shall run from the date of grant to 31

March 2010 up to and including 31 March 2018 each financial year of the Licensee shall run from 01 April to the following 31 March. The Licensee's financial year starting on 01 April 2018 shall run until 31 December 2018 and thereafter each financial year shall run from 01 January to 31 December."

Condition 2 (1) of the licence granted to Crighshane Energy Limited shall be substituted as follows:

"The first financial year of the Licensee shall run from the date of grant to 31 March 2010 up to and including 31 March 2018 each financial year of the Licensee shall run from 01 April to the following 31 March. The Licensee's financial year starting on 01 April 2018 shall run until 31 December 2018 and thereafter each financial year shall run from 01 January to 31 December."

Condition 2 (1) of the licence granted to Crockandun Wind Farm Limited shall be substituted as follows:

"The first financial year of the Licensee shall run from the date of grant to 31 ~~March~~ December 2016 and thereafter each financial year of the Licensee shall run from ~~01 April~~ 01 January to the following ~~31 March~~ 31 December."

Condition 2 (1) of the licence granted to Dunmore Wind Farm Limited shall be substituted as follows:

"The first financial year of the Licensee shall run from the date of grant to 31 ~~March~~ December 2014 thereafter each financial year shall run from ~~01 April~~ 01 January to the following ~~31 March~~ 31 December."

Condition 2 (1) of the licence granted to ERE Developments Limited shall be substituted as follows:

"The first financial year of the Licensee shall run from the date of grant to 31 March 2012, up to and including 31 March 2018, each financial year of the Licensee shall run from 01 April to the following 31 March. The Licensee's financial year starting on 01 April 2018 shall run until 31 December 2018 and thereafter each financial year shall run from 01 January to 31 December."

Condition 2 (1) of the licence granted to Garves Wind Limited shall be substituted as follows:

The first financial year of the Licensee shall run from the date of grant to 31 March 2009, ~~and thereafter~~ each financial year of the Licensee **up to and including 31 March 2020** shall run from 01 April to the following 31 March, **the financial year of the Licensee starting on 1 April 2020 shall run until 31 December 2020** and thereafter each financial year of the Licensee shall run from 01 January to the following 31 December.

Condition 2 (1) of the licence granted to Lightsource SPV 94 Limited shall be substituted as follows:

“The first financial year of the Licensee shall run from the date of grant to ~~31 March 2017~~ **30 April 2018**, **the financial year of the Licensee starting on 1 May 2018 shall run until 31 December 2018** and thereafter each financial year of the Licensee shall run from ~~01 April~~ **01 January** to the following ~~31 March~~ **31 December.**”

Condition 2 (1) of the licence granted to Lightsource SPV 231 Limited shall be substituted as follows:

“The first financial year of the Licensee shall run from the date of grant to ~~31 March 2017~~ **31 December 2018** and thereafter each financial year shall run from ~~01 April~~ **01 January** to ~~31 March~~ **31 December.**”

Condition 2 (1) of the licence granted to WEL Solar Park 15 Limited shall be substituted as follows:

“The first financial year of the Licensee shall run from the date of grant to 31 ~~March 2017~~ **31 December 2016** and thereafter each financial year of the Licensee shall run from ~~01 April~~ **01 January** to the following ~~31 March~~ **31 December.**”

Condition 2 (1) of the licence granted to ScottishPower Renewables (UK) Limited shall be substituted as follows:

The first financial year of the Licensee shall run from the date of grant to 31 March 2009, ~~and thereafter~~ each financial year of the Licensee **up to and including 31 March 2020** shall run from 01 April to the following 31 March, **the financial year of the Licensee starting on 1 April 2020 shall run until 31 December 2020 and thereafter each financial year of the Licensee shall run from 01 January to the following 31 December.**

Condition 2 (1) of the licence granted to Screggagh Wind Farm Limited shall be substituted as follows:

The first financial year of the Licensee shall run from the date of grant to 31 March 2009, ~~and thereafter~~ each financial year of the Licensee **up to and including 31 March 2020** shall run from 01 April to the following 31 March, **the financial year of the Licensee starting on 1 April 2020 shall run until 31 December 2020 and thereafter each financial year of the Licensee shall run from 01 January to the following 31 December.**

Condition 2 (1) of the licence granted to Seegronan Wind Farm Limited shall be substituted as follows:

“The first financial year of the Licensee shall run from the date of grant to 31 ~~March 2016~~ **December 2015** and thereafter each financial year of the Licensee shall run from ~~01 April~~ **01 January** to the following ~~31 March~~ **31 December.**”

Condition 2 (1) of the licence granted to Short Brothers PLC (Trading as Bombardier Aerospace) shall be substituted as follows:

“The first financial year of the Licensee shall run from the date of grant to 31 ~~March 2016~~ **December 2015** and thereafter, each financial year of the Licensee shall run from ~~01 April~~ **01 January** to the following ~~31 March~~ **31 December.**”

Condition 2 (1) of the licence granted to Slieve Divena Wind Farm No. 2 Limited shall be substituted as follows:

“The first financial year of the Licensee shall run from the date of grant to 31

March 2017, ~~and thereafter~~ each financial year of the Licensee **up to and including 31 March 2020** shall run from 01 April to the following 31 March, **the financial year of the Licensee starting on 1 April 2020 shall run until 31 December 2020 and thereafter each financial year of the Licensee shall run from 1 January to the following 31 December.**”

Condition 2 (1) of the licence granted to Tyrone Wind Energy Limited shall be substituted as follows:

“The first financial year of the Licensee shall run from the date of grant to 31 December 2017 and thereafter each financial year of the Licensee shall run from ~~01 April~~ **01 January** to the following ~~31 March~~ **31 December.**”

Category 3:

The following licence is proposed to be modified to acknowledge a change of financial year end from 30 April to 31 December:

Licensee
Hunters Hill Wind Farm Ltd

Condition 2(1) of the above licence shall be substituted as follows:

“The first financial year of the Licensee shall run from the date of grant to 30 April 2009, ~~and thereafter~~ each financial year of the Licensee **up to and including 30 April 2020** shall run from ~~01 January~~ **01 May** to the following 30 April, **the financial year of the Licensee starting on 1 April 2020 shall run until 31 December 2020 and thereafter each financial year of the Licensee shall run from 01 January to the following 31 December.**”

Category 4:

The following licence is proposed to be modified to acknowledge a change of financial year end from 31 October to 31 December:

Licensee
Slieve Divena Wind Farm Ltd

Condition 2(1) of the above licence shall be substituted as follows:

“The first financial year of the Licensee shall run from the date of grant to ~~31 October 2007~~ **31 March 2008** and thereafter **up to and including 31 March 2017** each financial year of the Licensee shall run from ~~01 November~~ **01 April** to the following ~~31 October~~ **31 March**. The Licensee’s financial year starting on **01 April 2017** shall run until **31 December 2017** and thereafter each financial year shall run from **01 January to 31 December.**”