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By Email Only: Noel.Gormley@nienetworks.co.uk

Date: 16 July 2025

Our Ref: NET/E/JF/1284

Dear Noel,

Application for consent to a longer period for the issuance of a Connection Offer at Ballysillan Road, Belfast, NIE Networks Reference: 25/03953

Thank you for your letter received 4 July 2025 (the **Letter**) setting out an application **(the Application)** made by NIE Networks Limited **(NIE Networks)** for an extension to the period within which NIE Networks is required to make a connection offer **(the relevant Connection Offer)** for a 250 kVA Increased Load connection, at **Ballysillan Road**. The extended period now applied for expires on **12 September 2025**.

In this letter we shall refer to the person making the application for the relevant Connection Offer as the **Connection Applicant**.

1. The Application

The Letter describes the relevant background¹ to the Application. Reference is made to Condition 30 of NIE Networks' licence authorising participation in the activity of distribution **(the Licence)**.²

¹ What follows is a summary of the Application. It is not intended to be a complete rehearsal. All parts of the Application have been considered in making the decision set out in this correspondence. Failure to mention parts of the Application (or related correspondence) should not be taken as representing any failure to have regard to those parts.

² [NIE Distribution Licence](#).

Condition 30 (6) (of the Licence) provides that (barring specified exceptions)
³ NIE Networks is obliged to make an offer for connection to the distribution system *as soon as practicable* and (by operation of Condition 30 (6)(b)) *in any event within 3 months*

“after receipt by [NIE Networks] of an application containing all such information in relation to the required connection as [NIE Networks] may reasonably request.”

Condition 30 (6) is to be read alongside and reflects the provision made in Article 20(3) through to Article 20(5) of the Electricity (NI) Order 1992 (the **Electricity Order**).

Condition 30 (7) of the Licence allows NIE Networks to make an application to the Authority⁴ (following requisite consultation) for a consent (in writing) that the period specified in Condition 30 (6)(b) shall be substituted by a longer period and subject to any conditions as specified in the consent.

Significantly, the making – or grant - of a Condition 30(7) type application does not alter NIE Networks’ licence obligation⁵ (under Condition 30(6)(a)) to make a connection offer *as soon as practicable*. The primary obligation (recorded in Condition 30(6)(a) of the Licence and Article 20 the Electricity Order) - to make a connection offer *as soon as practicable* - remains.

NIE Networks states as part of the Application, that it received a valid application (for the Relevant Connection Offer) from the Connection Applicant on 17 April 2025, for a 250 kVA Increased Load connection, meaning the existing Condition 30 (6) period expires on 17 July 2025.

The Application (made in the Letter) is for consent – under Condition 30(7) - for a longer substituted Condition 30 (6)(b) period out to 12 September 2025.

³ Recorded in Article 21 of the [Electricity \(NI\) Order 1992](#) (the **Electricity Order**): see Condition 30(6) (d) of the Licence.

⁴ In this correspondence we use the words “us” “we” “our” “UR” “Utility Regulator” and “Authority” interchangeably to refer to the Northern Ireland Authority for Utility Regulation.

⁵ Which aligns with the statutory duties reflected in Articles 19 and 20 of the Electricity Order.

NIE Networks highlights in the application that a large number of complex demand applications have been received over the past year, with these applications requiring *“detailed assessment of the high voltage network to determine upstream reinforcement requirements,”* which means the time to make a connection offer is ‘sometimes’ extending beyond the three month period laid out in Condition 30.

Although NIE Networks says the dedicated team for demand connections has been growing and still continuing to grow with new members being trained, along with a new approach to queue management being implemented, NIE Networks says the volume of applications have had a knock-on effect to the number of applications NIE Networks can process within the three month Condition 30 period.

NIE Networks highlights in the application that further time is required to continue engagement with the Connection Applicant on agreeing a substation location and other technical aspects, and finalising Low Voltage network design and service arrangements.

Reflecting the points above, NIE Networks explains the rationale for seeking the consent sought in the Application as follows:

1. *“HV design to be complete, taking into account other customers ahead in the queue and work planned under the RP7 business plan*
2. *Continued engagement with the customer on technical details*
3. *NIE Networks time to accurately design and cost connections taking account of the impact of others in the queue ahead of them.”*

NIE Networks says that not granting the extension *“would result in NIE Networks failing to meet its licence standard.”*

2. Consultation associated with the Application

Condition 30(7)(a) of the Licence provides that NIE Networks must consult with the Connection Applicant when making an application (for extension) under Condition 30(7).

The Application sets out such consultation with the Connection Applicant, via email of 20 June 2025.

The Connection Applicant responded to the consultation on 20 June 2025, and did not provide support for the application. They replied that:

“Given the current delays and the extended timeline of issuing an offer, I’m seriously concerned that we may not have enough time to complete the necessary legal processes (e.g. wayleaves) and coordinate with the NIE construction team for timely delivery. Can this timeline be urgently reviewed and expediated?”

We’ve unfortunately already had several sites open this year using generators at significant additional cost due to power not being available, despite applications being submitted well in advance. These delays have consistently been due to NIE-related issues, and we’re keen to avoid a repeat in this case.”

3. The Authority’s decision

In making our decision on the Application we have regard to:

- (a) our published Decision Paper Guidance⁶
- (b) our principal objective (and related statutory objectives) under Article 12 of the Energy (NI) Order 2003
- (c) the contents of the Application
- (d) the consultation with the Connection Applicant

Having considered the matter fully, the Authority hereby confirms that it provides the consent sought in the Application. It follows that the period under Condition 30(6)(b) of the Licence (in respect of the application for connection made by the Connection Applicant for the 250 kVA Increased Load connection) is now extended until **12 September 2025**. We consider the Application justified for the reasons set out in the Letter.

The Authority notes that NIE Networks has described expanding the team

⁶ [Electricity Connections Review Decision Paper | Utility Regulator \(uregni.gov.uk\)](https://www.uregni.gov.uk/electricity-connections-review-decision-paper)

responsible for demand connections and applying a new approach to queue management. The Authority hopes these changes will reduce the present level of extensions for demand connections and will monitor the level of these types of applications over the near future.

NIE Networks is asked to reflect on our observations (above) as to the proper interpretation of the Condition 30 obligations, and the timing of submissions to the Authority.

We would also take this opportunity to confirm that the (extended consented to) period ending 12 September 2025 is a “long stop” date. The obligation under Condition 30 of the Licence is (now), subject to applicable exceptions,⁷ to make a Relevant Connection Offer to the Connection Applicant for the for the 250 kVA Increased Load connection at **Ballysillan Road** “as soon as practicable” and “in any event no later than” 12 September 2025. The Licence obligation is not (now) simply to offer connection terms by 12 September 2025.

This decision will be published and placed on the Register in the normal way.

Please do return to us should you require any clarification.

Yours sincerely,



Jillian Ferris

Head of Networks

Duly authorised by the Authority

⁷ Consonant with NIE Networks’ licence obligations and its statutory duties set out in Articles 12 and 19 of the Electricity Order.