

**THE NORTHERN IRELAND AUTHORITY FOR UTILITY REGULATION**  
**NOTICE UNDER ARTICLE 14(2) OF THE ELECTRICITY (NORTHERN IRELAND)**  
**ORDER 1992 (AS AMENDED)**

**MODIFICATIONS PROPOSED TO LICENCES TO SUPPLY ELECTRICITY**

The Northern Ireland Authority for Utility Regulation (the **Authority**) proposes to modify the conditions of all electricity supply licences in exercise of its powers under Article 14(1) of the Electricity (Northern Ireland) Order 1992 (the **Order**).

In accordance with Article 14(2) of the Order the Authority gives notice as follows:

- 1 The Authority proposes to make modifications to the electricity supply licence (the **Licence**), granted or treated as granted under Article 10(1)(c) of the Order, held by each company (each the **Licensee**) listed in the table below:

	<b>Name and Registered Number of Company (the Licensee)</b>
1	EP Ballylumford Limited - NI026040
2	Bord Gáis Energy Limited – 463078
3	Budget Energy Limited - NI073739
4	Project Plug Limited t/a Click Energy - NI626418
5	ESB Independent Energy (NI) Ltd t/a Electric Ireland – 252609
6	Electricity Supply Board (ESB)
7	ElectroRoute Energy Supply NI Limited - NI639971
8	Energia Customer Solutions NI Limited - NI035800
9	Erova Energy Limited – 557068
10	Firmus Energy (Supply) Limited – 05369108
11	Flogas Enterprise Solutions Limited – 376223
12	Gaelectric Green Energy Limited - NI620250
13	LCC Power Limited t/a Go Power - NI608111
14	LCC Group Limited - NI031142
15	Orsted Onshore Green Energy NI Limited - NI636379
16	NIE Energy Limited - NI027394
17	Share Energy Trading Limited - NI690170
18	SSE Airtricity Energy Supply (NI) Limited - NI041956
19	Statkraft Markets GmbH – FC035811
20	3T Power Limited - NI618682

- 2 The proposed modifications are to the conditions of the Licence as further discussed and explained in the paper entitled 'Third Party Intermediaries in the Energy Market' as published by the Authority on the same date as this notice (the **Position Paper**).
- 3 This statutory consultation on the Authority's proposed licence modifications follows the Authority's consideration of responses received to the consultation published on 14 August 2025 and entitled 'Third Party Intermediaries in the Energy Market – Consultation Paper (the **Consultation Paper**).

- 4 The proposed modifications are to:
- (a) include (in alphabetical order) three new definitions in Condition 1 of the Licence;
  - (b) amend an existing definition in Condition 1 of the Licence;
  - (c) amend an existing provision in Condition 27 of the Licence; and
  - (d) include in the Licence a new condition (Condition 38C: Non-Domestic Customers - Information on Third Party Intermediary Costs),
- in each case as described and set out in schedule 1 below.
- 5 The actual text of the proposed modifications is set out in schedule 1 to the notice below ("**schedule 1**"). The original licence text that is being retained is in black font, any new text is in red font, and any original text that is being removed is in red font and strikethrough.
- 6 The effect of the proposed modifications will be:
- (a) require the Licensee to explain and draw, before entering into or concluding a Contract with a Non-Domestic Customer, the Principal Terms of the Contract to the attention of the Non-Domestic Customer;
  - (b) expand the existing definition (in Condition 1 of the Licence) of Principal Terms so that it includes, for the purposes of its application in respect of Non-Domestic Contracts, any Third Party Intermediary Costs (as defined in the new definition proposed to be included in Condition 1);
  - (c) require the Licensee to provide any applicable Third Party Intermediary Costs information to a Non-Domestic Customer on request and in clear easy to understand language; and
  - (d) ensure that Third Party Intermediary Costs information is detailed in a consistent structure and manner by all licensees.
- 7 The reasons why the Authority proposes to modify the Licence are as follows (see further paragraphs 2.56 to 2.87 of the Position Paper):
- (a) the Authority considers it fundamental for Non-Domestic Customers to have access to clear and transparent price information in order to enable them to engage meaningfully in the competitive supply market,
  - (b) providing that Third Party Intermediary Costs are a Principal Term of a Non-Domestic Contract increases transparency and awareness around the fees and costs being applied and ensures that Non-Domestic Customers know about such costs at the point when they are considering entering into a new contract, so that they can make a fully evaluated decision when entering into electricity supply contracts,

- (c) to ensure there is consistency in the granularity of the information to be provided by mandating the inclusion of both the total amount and the cost per unit and/or standing charge (as applicable) as this facilitates comparability by customers of potentially applicable Third Party Intermediary Costs and reduces the risk of misrepresentation and/or consumer misunderstanding.

8 The modifications are proposed to take effect on 16<sup>th</sup> November 2026.

9 Representations or objections with respect to any or all of the proposed modifications to any Licence may be made on or before 5pm on 15<sup>th</sup> June 2026 by writing to or e-mailing:

Non-domestic Consumer Protection Team  
Utility Regulator  
1st Floor Millennium House  
Great Victoria St  
Belfast BT2 7AQ  
Email: [NonDomesticConsumers@uregni.gov.uk](mailto:NonDomesticConsumers@uregni.gov.uk)

10 The Authority has, in accordance with Article 14(4) of the Order, sent a copy of this notice to the Licensees, the Department for Economy and the General Consumer Council.

Dated this 14<sup>th</sup> day of May 2026



**John French**

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

## SCHEDULE 1 – THE PROPOSED MODIFICATIONS

### **Proposed Modification to Condition 1 (Interpretation and construction) of the Licence.**

*The following new definitions to be inserted in alphabetical order in Condition 1 of the Licence –*

<b>Non-Domestic Contract</b>	means a Contract for the supply of electricity made between the Licensee and a Non-Domestic Customer;
<b>Third Party Intermediary</b>	means a third party organisation or individual that, either on its own or through arrangements with other organisations or individuals, provides information and/or advice to a Non-Domestic Customer about the Licensee's Charges for the Supply of Electricity and/or other terms and conditions of a Contract and whose payment or other consideration for doing so is made or processed by the Licensee;
<b>Third Party Intermediary Costs</b>	means any fee, commission or other consideration (including a benefit of any kind) processed by the Licensee and paid or made, or due to be paid or made, to the Third Party Intermediary in respect of a Non-Domestic Contract which is directly or indirectly passed on to, and recovered by the Licensee from, the Non-Domestic Customer.

*The existing definition of Principal Terms to be amended as shown in red font –*

<b>Principal Terms</b>	<p>means in respect of any Contract or Deemed Contract, the terms and conditions that relate to:</p> <ul style="list-style-type: none"><li>(i) the duration of the Contract or Deemed Contract;</li><li>(ii) the Charges for the Supply of Electricity, including the applicable tariff and the unit rate, expressed in “pence per kWh” of the applicable tariff;</li><li>(iii) any requirement to pay Charges for the Supply of Electricity through a prepayment meter;</li><li>(iv) any requirement for a Security Deposit;</li><li>(v) the termination of the Contract (including any requirement to pay a termination fee) or the circumstances in which the Deemed Contract will terminate;</li><li>(vi) <i>in respect of a Non-Domestic Contract, any applicable Third Party Intermediary Costs,</i></li></ul> <p>and any other term or condition that may reasonably be considered to significantly affect the evaluation by the consumer of the Contract.</p>
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## Condition 27: Terms and Conditions of Electricity Supply Contracts

### Proposed changes to paragraph 4 of Condition 27

4. Before entering into or concluding a Contract with ~~any Domestic Customer, the Licensee shall:~~
- (a) ~~any Customer, the Licensee must~~ explain to and draw to the attention of the ~~Domestic~~ Customer, the Principal Terms of the Contract; and
  - (b) ~~any Domestic Customer, the Licensee must:~~
    - ~~(b)~~(i) inform the Domestic Customer of the Energy Consumer Checklist and of the sources from where the Customer may obtain a copy;
    - ~~(e)~~(ii) provide a copy of the Energy Consumer Checklist free of charge to any Domestic Customer requesting it; and
    - ~~(d)~~(iii) give the Domestic Customer a written copy of the full terms and conditions of the Contract, including without limitation all the information referred to in paragraph 7.

## **Proposed New Condition 38C**

### **Condition 38C: Non-Domestic Customers - Information on Third Party**

#### **Intermediary Costs**

38C1. Without prejudice to paragraph 4(a) of Condition 27, the Licensee must, upon request made by a Non-Domestic Customer, provide the Customer information on the Third Party Intermediary Costs applicable to the Customer's Non-Domestic Contract.

38C2. The Licensee must ensure that where it provides or explains to, or draws to the attention of, a Non-Domestic Customer the Third Party Intermediary Costs applicable to the Customer's Non-Domestic Contract:

- (a) where the Third Party Intermediary Costs are determined at the time they are required to be given to the Non-Domestic Customer they include:
  - (i) the total sum (expressed in GBP) of the relevant costs applicable for the duration of the Non-Domestic Contract;
  - (ii) where any Third Party Intermediary Costs are included within the unit price of electricity, the amount included within each unit price of electricity (expressed in pence per kWh); and
  - (iii) where any Third Party Intermediary Costs are included within any applicable periodic standing charge, the amount included within each such periodic standing charge;
- (b) where the Third Party Intermediary Costs are indetermined at the time they are required to be given to the Non-Domestic Customer they are expressed in accordance with paragraph (a) on the basis of a reasonable estimate based on forecast information available to the Licensee at that time; and
- (c) all information given to the Non-Domestic Customer on Third Party Intermediary Costs is in clear, transparent and easy to read and understand language.

38C3. Nothing in this Condition 38C requires the Licensee to include information on Third Party Intermediary Costs on any bill, statement, or other communication required to be sent to a Non-Domestic Customer pursuant to Condition 38.