

To whom it may concern,

I am writing to submit formal representations regarding the proposed licence modifications outlined in your Notice under Article 14(2). While transparency regarding Third Party Intermediary (TPI) costs is a welcome step, the proposed framework suffers from a fatal loophole. It completely fails to address how suppliers use unlicensed brokers [REDACTED].

The case study below explicitly demonstrates the danger of the current regulatory vacuum and why the proposed modifications to Condition 1 and Condition 27 fail to protect consumers.

Case Study: Systemic Market Abuse (May 2023 – October 2023 Window)

The reality of this regulatory gap is proven by a live market event involving [REDACTED] single-turbine wind export sites.

During a six-month window from May 2023 to October 2023, the supplier [REDACTED] registered asset owners' MPRNs via NIEN and [REDACTED]. The asset owners had signed a [REDACTED] agreement through a broker. [REDACTED].

When challenged, [REDACTED].

The Broker [REDACTED]

This case study exposes the fatal flaw in the Utility Regulator's proposed framework. [REDACTED].

The proposed definitions in Condition 1 completely fail to reconcile the legal reality that brokers do not exist as licensed entities within the Northern Ireland regulatory framework [REDACTED].

Furthermore, by [REDACTED] **Rule 18.2 of the Market Registration Code (MRC)**. Rule 18.2 mandates that a supplier must hold a valid contract directly authorising the nomination from the actual asset owner.

When a supplier [REDACTED].

Conclusion and Requested Action

Focusing solely on TPI cost disclosure fails to address the structural risk to the market. The proposed rules allow suppliers [REDACTED]. This creates systemic exposure for Northern Ireland's renewable energy sector to [REDACTED].

The Authority must modify the licences further to explicitly state that a supplier cannot use a contract with a TPI to override or bypass direct contractual and regulatory obligations to the physical asset owner.

Yours faithfully,

[REDACTED]