

## LICENCE MODIFICATION NOTICE

### WHEREAS:-

- 1) On 29<sup>th</sup> March 2013, the Northern Ireland Authority for Utility Regulation (hereinafter referred to as “the Authority”) in accordance with Article 14(3) of the Gas (Northern Ireland) Order 1996 as amended (“the Order”), gave notice as follows:
  - a. Stating that it proposed to make modifications to the conditions of the gas conveyance licence held by firmus energy (Distribution) Limited (“the Licence”) under Article 8(1)(a) of the Order;
  - b. Setting out the effect of the proposed modifications;
  - c. Stating the reasons why it proposed to make those modifications; and
  - d. Specifying the period within which representations or objections with respect to the modifications may be made.
- 2) No objections with respect to the proposed modifications were made.
- 3) The Licensees have consented to the making of the proposed modifications.

### NOW:-

In pursuance of its powers under Article 14(1) of the Order:-

- 1) The Authority hereby gives notice of the modification of the Licence (with effect from 24<sup>th</sup> May 2013);
- 2) The modifications shall refer to the following condition number and comprise as set out in the Annexes 1-4 below:
  - a. Modification of the definition of ‘Licensed Area’ contained in Condition 1.1.6 of the Licence in the manner set out in Annex 1 to this notice;

- b. Modifications to the definitions of 'Additional Development Plan' and 'Electoral Ward' contained in Condition 3.1.1 of the Licence in the manner set out in Annex 2 to this notice;
- c. Modification of paragraph 11 of Condition 3.2 of the Licence in the manner set out in Annex 3 to this notice; and
- d. Modifications to Schedule 1 (Licensed Area) of the Licence in the manner set out in Annex 4 to this notice.

3) In the case of each Annex, any words, figures or punctuation:

- a. shown as being underlined and in red are proposed to be added to the licence by way of modification; and
- b. shown as being struck-through are proposed to be deleted from the licence by way of modification.

**Annex 1: Modification to the Definition of “Licensed Area” Contained Within Condition 1.1.6**

“Licensed Area” means the area in which the Licensee is authorised to convey gas pursuant to Schedule 1 of this Licence;

**Annex 2: Modification to the Definition of “Additional Development Plan” and  
“Electoral Ward” Contained Within Condition 3.1.1**

“Additional Development Plan” means a development plan in respect of an Additional Development Area prepared by the Licensee and approved by the Authority, defining the Additional Development Area to which the Additional Development Plan relates, (by reference to the boundaries of the Electoral Wards comprised in such area, ~~or in any event~~ or in such detail so as to allow any person consulting such Additional Development Plan to determine whether any particular premises ~~fall~~ falls within that Additional Development Area), and setting out Annual Targets to apply to such Additional Development Area;

“Electoral Ward” means the spatial unit used to elect local government councillors into district council areas, as at the date of the Grant (in the case of each of the Towns), or as at the date on which the relevant Additional Development Plan was approved by the Authority (in the case of any Additional Development Area which is designated as such by reference to an Electoral Ward). Any dispute as to the boundaries of such spatial unit shall be determined by the Authority by reference to the map of such spatial unit held at the Northern Ireland Statistics and Research Agency;

### **Annex 3: Modification to Paragraph 11 of Condition 3.2**

#### **3.2.11 Conveyance in the Remaining Licensed Area**

~~Notwithstanding the extent of the area designated in Schedule 1, the~~ The Licensee shall not convey gas by means of distribution pipe-lines to any premises in the Remaining Licensed Area unless and until those premises fall within an Additional Development Area as designated under Schedule 1 of this Licence.

## **Annex 4: Modifications to “Schedule 1 Licensed Area**

### **SCHEDULE 1** **LICENSED AREA**

#### **1.1 The Licensed Area comprises:**

- (a)** ~~The area designated by this Schedule shall comprise~~ all areas within the boundaries of the following Electoral Wards (being the spatial unit used to elect local government councillors into district council areas, as at the date of the grant of this Licence. Any dispute as to the boundaries of such spatial unit shall be determined by the Authority by reference to the map of such spatial unit held at the Northern Ireland Statistics and Research Agency):

<b>Part 1</b>	<b>Part 3</b>
95DD01 Academy 95DD03 Ardeevin 95DD04 Ballee 95DD05 Ballykeel 95DD06 Ballyloughan 95DD08 Castle Demesne 95DD11 Dunclogh 95DD13 Fair Green 95DD14 Galgorm 95DD16 Glenwhirry 95DD18 Harryville 95DD20 Moat 95DD21 Park 95DD24 Summerfield	95DD10 Cullybackey 95DD12 Dunminning 95DD15 Glenravel 95DD17 Grange 95DD19 Kells 95DD22 Portglenone 95DD23 Slemish
95DD02 Ahoghill	
95DD07 Broughshane	
95DD09 Craigwarren	
95EE03 Carnany 95EE07 Fairhill 95EE08 Glebe 95EE12 Newhill 95EE13 Route 95EE14 Seacon	95EE01 Ballyhoe and Corkey 95EE02 Benvardin 95EE04 Clogh Mills 95EE05 Dervock 95EE06 Dunloy 95EE09 Killoquin Lower 95EE10 Killoquin Upper 95EE11 Knockaholet 95EE15 Stranocum 95EE16 The Vow

95JJ03 Ballysally 95JJ05 Central 95JJ06 Churchland 95JJ07 Cross Glebe 95JJ08 Dundooan 95JJ13 Knocklynn 95JJ15 Mount Sandel 95JJ20 The Cuts 95JJ21 University 95JJ22 Waterside 95JJ14 Macosquin	95JJ01 Agivey 95JJ02 Atlantic 95JJ04 Castlerock 95JJ09 Dunluce 95JJ10 Garvagh 95JJ11 Hopefield 95JJ12 Kilrea  95JJ16 Portstewart 95JJ17 Ringsend 95JJ18 Royal Portrush 95JJ19 Strand  95UU04 Bushmills 95UU02 Ballylough
95MM01 Altnagelvin 95MM02 Ballynashallog 95MM04 Beechwood 95MM05 Brandywell 95MM06 Carn Hill 95MM18 Holly Mount 95MM21 New Buildings	95MM03 Banagher 95MM09 Claudy
<b>Part 1 (continued)</b>	<b>Part 3 (continued)</b>
95MM07 Caw 95MM08 Clondermot 95MM10 Creggan Central 95MM11 Creggan South 95MM12 Crevagh 95MM13 Culmore 95MM14 Ebrington 95MM15 Eglinton 95MM16 Enagh 95MM17 Foyle Springs 95MM19 Kilfennan 95MM20 Lisnagelvin 95MM22 Pennyburn 95MM23 Rosemount 95MM24 Shantallow East 95MM25 Shantallow West 95MM26 Springtown 95MM27 Strand 95MM28 The Diamond 95MM29 Victoria 95MM30 Westland	
95RR01 Aghanloo 95RR03 Coolessan 95RR05 Enagh 95RR10 Greystone	95RR02 Ballykelly 95RR04 Dungiven 95RR06 Feeny 95RR07 Forest

95RR12 Rathbrady 95RR13 Roeside	95RR08 Glack 95RR09 Gresteel 95RR11 Magilligan 95RR14 The Highlands 95RR15 Upper Glenshane
<b>Part 2</b>	<b>Part 4</b>
95AA01 Aldergrove 95AA02 Balloo 95AA08 Farranshane 95AA09 Fountain Hill 95AA10 Greystone 95AA11 Massereene 95AA15 Springfarm 95AA16 Steeple 95AA17 Stiles 95AA18 Templepatrick 95AA03 Ballycraigy	95AA04 Clady 95AA05 Cranfield 95AA06 Crumlin 95AA07 Drumanaway 95AA12 Parkgate 95AA13 Randalstown 95AA14 Shilvodan 95AA19 Toome 95WW02 Ballyclare North 95WW03 Ballyclare South 95WW07 Ballyrobert 95WW13 Doagh
95CC01 Abbey Park 95CC03 Callan Bridge 95CC06 Demesne 95CC08 Downs 95CC18 Observatory 95CC22 The Mall	95CC04 Carrigatuke 95CC05 Charlemont 95CC07 Derrynoose 95CC02 Ballymartrim 95CC09 Hamiltonsbawn 95CC10 Hockley
95CC21 Tandragee	
<b>Part 2 (continued)</b>	<b>Part 4 (continued)</b>
	95CC11 Keady 95CC12 Killeen 95CC13 Killylea 95CC14 Laurelvale 95CC15 Loughgall 95CC16 Markethill 95CC17 Milford 95CC19 Poyntz Pass 95CC20 Rich Hill
95FF01 Ballydown 95FF03 Banbridge West 95FF07 Edenderry 95FF08 Fort 95FF09 Gilford 95FF12 Lawrencetown 95FF16 Seapatrick 95FF17 The Cut	95FF02 Ballyward 95FF04 Bannside 95FF05 Dromore North 95FF06 Dromore South 95FF10 Gransha 95FF11 Katesbridge 95FF13 Loughbrickland 95FF14 Quilly 95FF15 Rathfriland



95LL02 Annagh 95LL03 Ballybay 95LL04 Ballyoran 95LL06 Brownstown 95LL07 Church 95LL08 Corcrain 95LL09 Court 95LL10 Derrytrasna 95LL12 Drumgask 95LL13 Drumgor 95LL14 Drumnarnoe 95LL15 Edenderry 95LL16 Kernan 95LL17 Killycomain 95LL18 Knocknashane 95LL19 Magheralin 95LL20 Mourneview 95LL21 Parklake 95LL22 Taghnevan 95LL23 Tavanagh 95LL25 Waringstown 95LL26 Woodville  95SS21 Maghaberry 95SS24 Moira 95SS03 Ballymacbrennan 95SS08 Dromara  95SS15 Hillsborough 95SS23 Maze	95LL01 Aghagallon  95LL11 Donaghcloney 95LL24 The Birches
95LL05 Bleary  95VV02 Ballybot 95VV10 Daisy Hill 95VV12 Derrymore 95VV14 Drumalane 95VV15 Drumgullion 95VV27 St Mary's 95VV28 St Patrick's	
<b>Part 2 (continued)</b>	<b>Part 4 (continued)</b>
95VV30 Windsor Hill	95VV01 Annalong 95VV03 Bessbrook 95VV04 Binnian 95VV05 Burren and Kilbroney 95VV06 Camlough 95VV07 Clonallan 95VV08 Creggan 95VV09 Crossmaglen 95VV11 Derryleckagh 95VV13 Donaghmore 95VV16 Fathom

	95VV17 Forkhill 95VV18 Kilkeel Central 95VV19 Kilkeel South 95VV20 Lisnacree 95VV21 Mayobridge 95VV22 Newtownhamilton 95VV23 Rostrevor 95VV24 Seaview 95VV25 Silver Bridge 95VV26 Spelga 95VV29 Tullyhappy
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- (b) the following premises which forms part of the Remaining Licence Area and which are the subject of an Additional Development Plan: