

## Appendix 1

# **DECISION PUBLISHED PURSUANT TO ARTICLE 14(8) OF THE ELECTRICITY (NORTHERN IRELAND) ORDER 1992**

## **THE NORTHERN IRELAND AUTHORITY FOR UTILITY REGULATION NOTICE UNDER ARTICLE 14(8) OF THE ELECTRICITY (NORTHERN IRELAND) ORDER 1992**

### **MODIFICATIONS TO THE ELECTRICITY DISTRIBUTION LICENCE HELD BY NORTHERN IRELAND ELECTRICITY NETWORKS LIMITED**

In accordance with Article 14(2) of the Electricity (Northern Ireland) Order 1992 (“the Electricity Order”) the Northern Ireland Authority for Utility Regulation (“the Authority”) published a notice (“the Consultation Notice”) of its intention to modify the conditions of the Distribution Licence (“the Licence”) held by Northern Ireland Electricity Networks (Ltd) (“the Licensee”).

In accordance with Article 14(5) of the Electricity Order the Authority has considered representations duly made to it in response to the Consultation Notice. The Authority has decided to proceed with the making of modifications of the conditions of the Licence in exercise of its power under Article 14(1) of the Electricity Order.

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

1. The modifications are to the conditions of the Licence as set out in chapter 3 of the Notice and Decision on Energy Theft Code of Practice Licence Modifications Paper dated 27 November 2018 (“the Notice and Decision Paper”).
2. Details of the modifications are set out in chapter 3 of the Notice and Decision Paper and in Annex A of this notice.
3. The reasons for the licence modifications are set out in chapter 3 of the Notice and Decision Paper.
4. The effects of the licence modifications are set out in chapter 3 of the Notice and Decision Paper.

5. How the Authority has taken account of the representations made to it in response to the Consultation Notice are set out in chapter 3 of the Notice and Decision Paper.
6. The reason for any differences between the modifications to be implemented and those proposed in the Consultation Notice are set out in chapter 3 of the Notice and Decision paper.
7. The Authority has, pursuant to Article 14(8)(a) of the Electricity Order, published this notice on its website. In addition the Authority has sent a copy of this notice to the Licensee, the Department for the Economy and also to the General Consumer Council for Northern Ireland.
8. The modifications shall take effect on 29 January 2019.
9. A copy of the modifications can be obtained in hard copy from:

Richard Hume  
Utility Regulator  
Queens House  
14 Queen Street  
Belfast  
BT1 6ED  
e-mail: [richard.hume@uregni.gov.uk](mailto:richard.hume@uregni.gov.uk)



**Jenny Pyper**

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

Dated 27 November 2018

## Annex A

### NORTHERN IRELAND ELECTRICITY NETWORKS DISTRIBUTION LICENCE

#### ***Condition 39: Code of Practice for the Theft of Electricity***

1. The Licensee shall (and shall procure that its Agents or Sub-contractors shall) comply with the obligations applicable to it under, the Code of Practice for the Theft of Electricity.
2. The Authority, following consultation with the Licensee, the Consumer Council and any other person who in the opinion of the Authority is likely to be interested or affected, may from time to time make such modifications to the Code of Practice for the Theft of Electricity, as the Authority considers necessary or expedient.
3. In order to comply with the obligations of the Code of Practice for the Theft of Electricity, the Licensee shall establish and comply with Procedures to facilitate the prevention, detection, investigation (and management of the outcome of investigation) of the theft of electricity.
4. In this Condition:

<b>Code of Practice for the Theft of Electricity</b>	means the relevant document of that name, prepared and published from time to time by the Authority, relating to the activities for the prevention, detection, investigation (and management of the outcome of investigation) of the theft of electricity.
<b>Procedures</b>	means the detailed industry procedures established, maintained, and from time to time amended, which set out the procedures and practices to be followed by the Licensee to ensure its compliance with the Code of Practice for the Theft of Electricity.
<b>Agents or Subcontractors</b>	means any person directly or indirectly authorised to represent the Licensee in its dealings with electricity customers or other Licensees.

