

# ANNEX 1 DISCLAIMER AND NOTICES

## Non-reliance, Accuracy of Information and Exclusion of Liability

- 1.1. It is the responsibility of each applicant to ensure that it has all of the information it needs to prepare its application.
- 1.2. While information provided by the Utility Regulator and/or its Advisers in this Document or otherwise in relation to the application process has been prepared in good faith, it does not purport to be comprehensive or to have been independently verified. Neither the Utility Regulator nor any of its Advisers make any representation or warranty (express or implied) as to the accuracy, reasonableness or completeness of the information provided by it or its Advisers in this Document or otherwise in relation to the application process.

## Use of Information

- 1.3. The material in this Document is not and should not be regarded as legal or professional advice. Applicants and other interested parties should seek their own legal or other professional advice where appropriate.

## Freedom of Information

- 1.4. As a public body and non-ministerial government department, we are bound by the Freedom of Information Act (FOIA) which came into full force and effect on 1 January 2005.

## Data Protection

- 1.5. In participating in the application process, applicants must comply with the Data Protection Act 1998 and all relevant regulations, together with any codes of conduct and guidance issued by the Information Commissioner and must not do or cause or permit to be done anything which may cause or otherwise result in a breach by the Utility Regulator of such requirements.

## Confidentiality and Publicity

- 1.6. The information provided with the application cannot be accepted on the basis that it will be treated as confidential, and applicants need to enter the process in the awareness of this.
- 1.7. Before making any disclosure UR will have regard to whether any information is likely to be commercially sensitive, and for that purpose expects to apply the same test as the one set out at Article 62(4) of the Energy Order (i.e. redacting information that might seriously and prejudicially affect the applicant).