

To whom it may concern

6 June 2007

Dear Sirs

**An open letter on NIAUR's intention to include wording in proposed licence modifications to ensure that such modifications do not constitute a "relevant change in law"**

Under the Electricity (Single Wholesale Market) (Northern Ireland) Order 2007 (the **SEM Order**), NIAUR has certain powers to modify licences held under the Electricity (Northern Ireland) Order 1992. Under the proposed Electricity Regulations (Northern Ireland) 2007 (the **Regulations**), which are currently subject to consultation, NIAUR has certain further powers to modify such licences.

NIAUR has undertaken a number of consultations (some of which are ongoing) regarding the substance of the modifications proposed.

Both the SEM Order and the Regulations contain statements to the effect that they do not constitute a "relevant change in law" (Article 11 and Regulation 56 respectively).

It is NIAUR's current intention to include similar statements in the notices by which it exercises its powers to modify licences under the SEM Order and the Regulations so as to provide that the modifications do not constitute "relevant changes in law".

Interested parties requiring further information, or wishing to comment on NIAUR's proposed course of action should contact Tadhg O'Briain ([tadhg.obriain@niaur.gov.uk](mailto:tadhg.obriain@niaur.gov.uk)) on or before 20 June 2007.

Yours faithfully

**DERMOT MacCANN**  
for and on behalf of NIAUR