



Power NI  
Woodchester House  
50 Newforge Lane  
Belfast  
BT9 5NW

[www.powerni.co.uk](http://www.powerni.co.uk)

Briege Tyrie  
Utility Regulator  
Queens House  
14 Queen Street  
Belfast BT1 6EB

19 April 2013

Dear Briege,

**Third Energy Package Consultation on Further Technical Modifications to Gas and Electricity Licences**

Power NI welcomes the opportunity to respond to the above consultation published by the Utility Regulator (UR). As Power NI is an electricity supply company and is not involved in the distribution of electricity or the transmission and distribution of gas; I have limited comments to the content of Chapter 2 of the consultation paper.

The proposed licence modification contained within Chapter 2 seeks to give additional powers to the UR in relation to the accounts of licensees. Power NI believes that, due to the other provisions contained within its licence this modification is unnecessary.

Condition 10 of Power NI's Electricity Supply Licence enables the UR to ask for any information in relation to the conditions of the licence and/or required in performing the UR's various functions. Power NI considers this condition as sufficient to meet the requirements the UR is seeking to achieve via the proposed modification. To duplicate a right in different parts of the licence would be both confusing and not good regulatory practice.

Additionally, while Power NI is conscious that the wording proposed has been developed from the requirements of Article 30 of the IME3 Directive and Article 11A(2)(b) of the Order, the use of the term "access" is unclear. Power NI believes the intention of the Directive is the provision of information and this should be clarified in any modification. The concept of "access" could suggest that the UR is given log in rights to Power NI's accounting systems; this is clearly not what is intended by the general legislative wording.

In conclusion therefore, Power NI considers the proposed modification contained within Chapter 2 of the consultation paper as unnecessary and should the UR wish to implement the modification redrafting is required to implement the intention of the Directive.

Yours sincerely

A handwritten signature in black ink, appearing to read 'William Steele', written in a cursive style.

William Steele  
Power NI