

NOTICE UNDER ARTICLE 14(2) OF THE ELECTRICITY (NORTHERN IRELAND) ORDER 1992

In pursuance of its powers under Article 14(1) of the Electricity (Northern Ireland) Order 1992 (the Order) and having obtained the consent of the Licensee, the Northern Ireland Authority for Utility Regulation (the Utility Regulator) hereby gives notice under Article 14(2) as follows:

- 1** It proposes to modify the electricity transmission licence (the Licence) held by NIE PLC (the Licensee) by adding the new licence condition set out in Appendix 1 of this notice.
- 2** The reason for the proposed modifications is to enable changes to the Northern Ireland Energy Efficiency Levy Programme (EEL) as laid out in our consultation paper dated 1 August 2008 available at http://www.niaur.gov.uk/publications/view/utility_regulator_consults_on_the_ni_energy_efficiency_levy_strategic and our decision paper dated 31 March 2009 available at http://www.niaur.gov.uk/publications/view/utility_regulator_publishes_energy_efficiency_levy_decision_paper
- 3** The effects of this modification are summarised as follows:
 - a)** The Northern Ireland EEL will be renamed the Northern Ireland Sustainable Energy Programme (NI SEP),
 - b)** Transparency will be improved as the purpose and administration for the fund is now set out in the main body – the conditions - of the licence.
 - c)** In addition to traditional energy efficiency schemes the funds raised by the programme will be permitted to be used for renewable energy projects and schemes.
 - d)** Those entitled to bid for funding will no longer be restricted to electricity licence holders.
- 3** It should be noted that the detailed rules surrounding the operation of this Programme will continue to be set out in the “framework document.” The current “framework document,” is available at http://www.niaur.gov.uk/news/view/utility_regulator_publishes_energy_efficiency_levy_document . As set out in our decision paper, the right to bid for funding will be opened up in stages. The first stage will be opening up the bidding process to natural gas companies in September 2009. A new “framework document” allowing bids from natural gas companies will be developed by September 2009 and will cover the programme year 2010/2011. It is proposed that further changes will then be developed in order to facilitate the further opening up of the bidding process in subsequent years.
- 4** Representations or objections with respect to the proposed modifications may be made on or before **5pm 31/07/2009** to:

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The Northern Ireland Authority for Utility Regulation
Queens House
14 Queen Street
Belfast
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Tel: 028 9031 6353

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- 5 The Utility Regulator has, pursuant to Articles 14(3)(b) and 14(4) of the Order respectively, served a copy of this notice on the Licensee and sent a copy to the Department of Enterprise Trade and Investment.

Dated this 18/06/2009



Donald Henry

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