

**NOTICE UNDER ARTICLE 14(2) OF THE ELECTRICITY (NORTHERN IRELAND)
ORDER 1992 (AS AMENDED) (THE "ORDER")**

**LICENCES TO SUPPLY ELECTRICITY GRANTED UNDER ARTICLE 10(1)(c) OF
THE ORDER**

MODIFICATIONS PROPOSED TO LICENCES TO SUPPLY ELECTRICITY

- 1) The Northern Ireland Authority for Utility Regulation ("the Authority") hereby gives notice under Article 14(2) of the Order that it proposes to modify the following licences to supply electricity, granted under Article 10(1)(c) of the Order:

	Licensee	Address
i.	AES Ballylumford Ltd	Ballylumford Islandmagee Larne BT40 3RS
ii.	Bord Gais Energy Ltd	One Warrington Place Dublin 2 Ireland
iii.	Brookfield Green Energy	5 th Floor, City Quarter Lapps Quay Cork Ireland
iv.	Budget Energy Ltd	30-32 Ballinska Road Springtown Industrial Estate Londonderry BT48 0LY
v.	Click Energy	1st Floor Timberquay 100-114 Strand Road Derry/Londonderry BT48 7NR
vi.	Electric Ireland (ESBIE NI Ltd)	Swift Square Northwood Avenue Santry Dublin 9
vii.	Electricity Supply Board (ESB)	27 Lr Fitzwilliam St, Dublin 2, Ireland
viii.	ElectroRoute Energy	NCI Business Centre Lower Mayor Street IFSC Dublin 1
ix.	Energia (Viridian Energy Supply Ltd)	Energia House 62 Newforge Lane

	Licensee	Address
		Belfast BT9 5NF
x.	Firmus Energy (Supply) Ltd	Kilbegs Business Park Antrim Northern Ireland BT41 4NN
xi.	Gaelectric Green Energy Ltd	Portview House Thorncastle Street Ringsend Dublin 4
xii.	Go Power (LCC Power Ltd)	16 Churchtown Road Cookstown Co Tyrone BT80 9XD
xiii.	LCC Group Ltd	16 Churchtown Road Cookstown Co Tyrone BT80 9XD
xiv.	ONI (OVO) Electricity Ltd	Astley House 33 Notting Hill Gate London W11 3JQ
xv.	Power NI (includes PPB)	Woodchester House 50 Newforge Lane BT9 5NW
xvi.	SSE Airtricity Energy Supply Ltd	3rd Floor Millennium House, 17-25 Great Victoria Street Belfast BT2 7AQ
xvii.	Vayu Ltd	3rd Floor Macken House 39 – 40a Mayor Street Dublin 1
Demand Side Units (DSUs)		
xviii.	AC Automation (UK) Ltd	5 Sloefield Park Trooperslane Industrial Estate Carrickfergus Co. Antrim BT38 8GR
xix.	Activation Energy DSU Ltd	C/O EnerNOC Ireland 70 Sir John Rogerson's Quay Dublin 2
xx.	Empower Generation Ltd	Wesler House 45 Church View

	Licensee	Address
		Hollywood BT18 9DP
xxi.	Kiwi Power Ltd	45 Broadwick Street London W1F 9QW
xxii.	Electricity Exchange Ltd	Unit 62 Eastlink Business Park Ballysimon Road Limerick
xxiii.	Energy Trading Ltd	Unit A2 Inspire Business Park Carrowreagh Road Dundonald BT16 1QT
xxiv.	iPower	The Innovation Centre Northern Ireland Science Park Queen's Road Belfast BT3 9DT
xxv.	Powerhouse Generation Ltd	The Courtyard 62a Drumnabreeze Road Magheralin Co. Armagh BT67 0RH
xxvi.	Wire-Lite Sensors Ltd	Dublin Headquarters 3015 Lake Drive Citywest Business Parl Dubin 24

- 2) The Authority proposes to modify the licences set out in the table above by inserting the following new conditions and modifying the following (existing) conditions where they appear in each licence:
- a) New Condition [25a] (Balancing Market Principles Code of Practice).
 - b) New Condition [25b] (Capacity Market Code)
- 3) In addition to the modifications stated at 2) above which apply to all of the licences set out in the table, the Authority also proposes to modify the licence set out at 1) xv) in the table above (Power NI (includes PPB) by inserting the following new conditions and modifying the following (existing) conditions where they appear in this licence;
- a) New Condition [57a] (Balancing Market Principles Code of Practice);
 - b) New Condition [58a] (Capacity Market Code);
 - c) Condition [57] (Cost-Reflective Bidding in the Single Electricity Market); and
 - d) Condition [59] (Intermediary Agreements).
- 4) The effect of the proposed modifications is set out, and the reasons why they are proposed are stated, in Annex A to this Notice. Further information concerning

the proposed modifications is set out in the Authority's consultation paper entitled "Statutory Consultation on Modifications to NI electricity generation and NI electricity supply licences, necessitated to implement the Integrated Single Electricity Market (I-SEM)" published 2 June 2017 which can be found at www.uregni.gov.uk.

- 5) A copy of the proposed modifications and other documents referred to in this Notice have been published on our website (www.uregni.gov.uk).
- 6) The purpose of this notice is to bring the proposed modifications to the attention of persons likely to be affected by them, and to invite representations or objections in connection thereto. Any representations with respect to the proposed licence modifications must be made on or before 17.00 on 4 July 2017 to Tony Doherty, Utility Regulator, 14 Queen Street, Belfast BT1 6ED or by email to isemlicences@uregni.gov.uk.
- 7) We normally publish responses on our website. However, if you do not wish your response to be made public then please clearly mark it as not for publication. We prefer to receive responses in an electronic form so they can be easily placed on our website.
- 8) If the decision is to make the proposed modifications, they will take effect not less than 56 days from publication of the Authority's decision on the licence modifications.
- 9) The Authority has, pursuant to Article 14(4) of the Order, published this notice on its website and sent a copy of this notice to each licensee. In addition, the Authority has provided a copy of this notice to the Department for the Economy and the Consumer Council.
- 10) A copy of the proposed modifications can be obtained in hard copy by writing to Tony Doherty, Utility Regulator, Queens House, 14 Queen Street, Belfast, BT1 6ED or emailing isemlicences@uregni.gov.uk

Dated: 2 June 2017



Jenny Pyper
Chief Executive

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

ANNEX A: STATEMENT OF EFFECT OF AND REASONS FOR PROPOSED MODIFICATIONS TO THE CONDITIONS OF THE SPECIFIED ELECTRICITY SUPPLY LICENCES

Per paragraph 2) in the foregoing notice, the Authority proposes to modify the licences set out in the table above by inserting the following new conditions and modifying the following (existing) conditions where they appear in each licence:

Condition	Effect of proposed modification	Reason(s) for proposed modifications
<p>New Condition 25a (Balancing Market Principles Code of Practice)</p>	<p>Introduce a new condition requiring the licence holder (where it is operating as a Demand Side Unit) to comply with the Balancing Market Principles Code of Practice in formulating and submitting Commercial Offer Data to the Single Market Operation Business.</p> <p>The Authority will publish the BMPCOP and it will make provision to secure that Commercial Offer Data are cost reflective.</p> <p>The Authority will also have powers to issue directions and request explanations from licensees. Licensees will be obliged to retain records for a period of four years and will be required to provide</p>	<p>The proposed modification is required to implement the SEM Committee decisions on suppliers, operating as Demand Side Units, in relation to the Balancing Market Principles Code of Practice (BMPCOP).</p>

Condition	Effect of proposed modification	Reason(s) for proposed modifications
	<p>annual certifications to the Authority that it has acted independently.</p> <p>To be inserted in each licence as condition number 25a.</p>	
<p>New Condition 25b (Capacity Market Code)</p>	<p>Introduce a new condition requiring licence holders to sign up to and comply with the Capacity Market Code insofar as applicable to them.</p> <p>To be inserted in each licence as condition number 25b.</p>	<p>Insofar as licence holders have obligations under the Capacity Market Code e.g. offering demand side response, it is important that they are subject to a licence condition to comply with the terms of code.</p>

Per paragraph 3) in the foregoing notice, the Authority also proposes to further modify the licence set out at 1) xv) in the table above (Power NI (includes PPB)) by inserting the following new conditions and modifying the following (existing) conditions where they appear in the licence.

Condition	Effect of proposed modification	Reason(s) for proposed modifications
<p>New Condition [57a] (Balancing Market Principles Code of Practice)</p>	<p>As for other licensees, although the scope of the condition will be restricted to generation sets in relation to which the Power Procurement Business of Power NI is, in accordance with an</p>	<p>As for other licensees, but tailored to reflect that the scope of the condition will only relate to the generation sets in relation to which the Power Procurement Business of Power NI is acting as</p>

Condition	Effect of proposed modification	Reason(s) for proposed modifications
	<p>Intermediary Agreement, acting as Intermediary.</p> <p>The condition will provide that the Licensee will not be in breach to the extent that the obligation is not met solely in consequence of the Licensee's reasonable reliance on data provided to it by a generator under an Intermediary Agreement (see paragraph 8 of the condition).</p>	<p>Intermediary under an Intermediary Agreement.</p>
<p>New Condition [58a] (Capacity Market Code)</p>	<p>Introduce a new condition to oblige the Licensee in its capacity as Intermediary under an Intermediary Agreement to become a party to, and comply with, the Capacity Market Code (insofar as applicable).</p>	<p>To take account of the Licensee's role as Intermediary under the Intermediary Agreement.</p>
<p>Condition 57 (Cost Reflective Bidding in the Single Electricity Market)</p>	<p>Introduce a new provision (paragraph 13) to allow the Authority to "turn off" this condition from a date determined by it (being the same date on which the new</p>	<p>The proposed modification is required to enable the Authority to turn off this condition at the relevant point in time when the new proposed condition, Condition 57a (Balancing</p>

Condition	Effect of proposed modification	Reason(s) for proposed modifications
	proposed condition 57a will take effect).	Market Principles Code of Practice) is to take effect.
Condition [59] (Intermediary Agreements)	The condition will be updated to enable it to refer to the BMPCOP condition (new condition 57a) in place of the Condition 57 Cost Reflective Bidding (CRB) in due course (when the BMPCOP condition replaces the CRB condition as set out above) and to refer to the Capacity Market Code (CMC).	To reflect the impact of the other licence modifications (BMPCOP and CMC conditions) on the scope of the Intermediary Agreement condition.