

GT SECTOR	
<b>REFERENCE NUMBER:</b>	<b>CATEGORY:</b> Removal
<b>LICENCE CONDITION NUMBER:</b> <i>(if relevant):</i>	Existing SpC 3E
<b>TITLE:</b>	Uncertain Event affecting Special Condition 3B (Entry Capacity and Exit Capacity Constraint Management) and Special Condition 3D (NTS System Operator external incentives, costs and revenues)
<b>RELEVANT LICENCE CONSULTATION QUESTIONS</b> <i>(if any):</i>	
<b>RELEVANT ISSUES LOG:</b>	
<b>POLICY ISSUES</b>	
	<ul style="list-style-type: none"> <li>The Issue Log associated with this condition circulated with the consultation states:  <i>“NGGT's preference would be to have this on the face of licence but recognised no obligation is listed in this condition on the licensee. As a result, this condition is in the GT Financial Handbook, and Ofgem welcomes views and comments as part of the informal licence drafting consultation on this change.”</i>  We have no objection to these matters being catered for in the PCFH provided that the status of the PCFH is clear and transparent to all. In this regard we repeat here the comment that we make at SpC 8.1 (Governance of PCFI):   <i>“Existing licence drafting (e.g. ET Special Condition 5A.2) confirms that the PCFI form part of the licence condition. This is relevant and important given that the PCFI are modified by the statutory licence modification process in s11A EA and s23 GA in the absence of the self-modification process being used (as recognised by 8.1.5). We see no justification for this provision being removed and Ofgem has not consulted on the point. The existing provisions dealing with this point should be reinstated.”</i> </li> </ul>
<b>DRAFTING ISSUES</b>	
	<ul style="list-style-type: none"> <li>No comments</li> </ul>

FINANCE ISSUES	
SUPPORTING INFORMATION	
OFGEM ENGAGEMENT:	