

**Responses from P208**

**Consultation Issued 15 November 2006**

**Representations were received from the following parties**

<b>No</b>	<b>Company</b>	<b>File number</b>	<b>No BSC Parties Represented</b>	<b>No Non-Parties Represented</b>
1.	EDF Energy	P208_AR_001	9	0
2.	SAIC Ltd. (for and on behalf of ScottishPower)	P208_AR_002	6	0
3.	E.ON Energy Services Limited	P208_AR_003	0	1
4.	Scottish and Southern Energy plc	P208_AR_004	5	0
5.	British Energy	P208_AR_005	5	0
6.	RWE Npower	P208_AR_006	11	0
7.	National Grid Electricity Transmission plc	P208_AR_007	0	0

## P208 REPORT PHASE CONSULTATION QUESTIONS

BSC Parties ("Parties") and other interested parties are invited to respond to this consultation expressing their views or provide any further evidence on any of the matters contained within this document. In particular views are sought in respect of the following questions. Parties are invited to supply the rationale for their responses.

<b>Respondent:</b>	David Lewis
<b>Company Name:</b>	EDF Energy
<b>No. of BSC Parties Represented</b>	9
<b>Parties Represented</b>	EDF Energy Networks (EPN) plc; EDF Energy Networks (LPN) plc; EDF Energy Networks (SPN) plc; EDF Energy (Sutton Bridge Power); EDF Energy (Cottam Power) Ltd; EDF Energy (West Burton Power) Ltd; EDF Energy plc; EDF Energy Customers Plc; Seeboard Energy Limited
<b>No. of Non BSC Parties Represented</b>	0
<b>Non Parties represented</b>	N/A
<b>Role of Respondent</b>	Supplier/Generator/Trader/Distributor
<b>Does this response contain confidential information?</b>	No

Q	Question	Response <sup>1</sup>	Rationale
1.	Do you agree with the Panel's provisional recommendation to the Authority contained in the draft Modification Report that Proposed Modification P208 <b>should</b> be made? Please give rationale.	Yes	Housekeeping changes ensure that the code remains both clear and unambiguous. Without these amendments there is a risk that parts of the code could become unclear and be misinterpreted.
2.	Do you agree with the Panel's view that the legal text provided in the draft Modification Report addresses the defect identified by the Modification Proposal? Please give rationale.	Yes	
3.	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P208? Please give rationale.	Yes	

Q	Question	Response <sup>1</sup>	Rationale
4.	Are there any further comments on P208 that you wish to make?	No	

Please send your responses by **17:00 on Wednesday 22 November 2006** to [modification.consultations@elexon.co.uk](mailto:modification.consultations@elexon.co.uk) and please entitle your email '**P208 Report Phase Consultation**'. Please note that any responses received after the deadline may not receive due consideration by the Panel.

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<b>Respondent:</b>	Gary Henderson
<b>Company Name:</b>	SAIC Ltd. (for and on behalf of ScottishPower)
<b>No. of BSC Parties Represented</b>	6
<b>Parties Represented</b>	ScottishPower Energy Management Ltd, ScottishPower Generation Ltd, ScottishPower Energy Retail Ltd, SP Transmission Ltd, SP Manweb plc, SP Distribution Ltd
<b>No. of Non BSC Parties Represented</b>	0
<b>Non Parties represented</b>	N/A
<b>Role of Respondent</b>	Supplier / Generator / Trader / Consolidator / Exemptable Generator / Distributor
<b>Does this response contain confidential information?</b>	No

Q	Question	Response <sup>1</sup>	Rationale
1.	Do you agree with the Panel's provisional recommendation to the Authority contained in the draft Modification Report that Proposed Modification P208 <b>should</b> be made? Please give rationale.	Yes	ScottishPower agree that the proposed change should be made as it will aid in the efficient administration of the Code
2.	Do you agree with the Panel's view that the legal text provided in the draft Modification Report addresses the defect identified by the Modification Proposal? Please give rationale.	Yes	ScottishPower agree the legal text is appropriate to rectify the identified defects.

Q	Question	Response <sup>1</sup>	Rationale
3.	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P208? Please give rationale.	Yes	ScottishPower agree with the proposed implementation date
4.	Are there any further comments on P208 that you wish to make?	No	

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<b>Respondent:</b>	<i>Alastair Barnsley</i>
<b>Company Name:</b>	E.ON Energy Services Limited
<b>No. of BSC Parties Represented</b>	0
<b>Parties Represented</b>	
<b>No. of Non BSC Parties Represented</b>	1
<b>Non Parties represented</b>	E.ON Energy Services Limited
<b>Role of Respondent</b>	<i>Party Agent</i>
<b>Does this response contain confidential information?</b>	

Q	Question	Response <sup>1</sup>	Rationale
1.	Do you agree with the Panel's provisional recommendation to the Authority contained in the draft Modification Report that Proposed Modification P208 <b>should</b> be made? Please give rationale.	Yes	None of the changes identified will have a material impact on our activities and will remove potential areas of confusion.
2.	Do you agree with the Panel's view that the legal text provided in the draft Modification Report addresses the defect identified by the Modification Proposal? Please give rationale.	Yes	
3.	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P208? Please give rationale.	Yes	No changes to our systems or processes will be required.

Q	Question	Response <sup>1</sup>	Rationale
4.	Are there any further comments on P208 that you wish to make?	No	

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Dear Sirs,

This response is sent on behalf of Scottish and Southern Energy, Southern Electric, Keadby Generation Ltd., Medway Power Ltd. and SSE Energy Supply Ltd.

In relation to the four questions contained within your note of 15th November 2006, and the associated Modification Report consultation for P208, we have the following comments to make.

Q1 Do you agree with the Panel's views on P208 the provisional recommendation to the Authority contained in the draft Modification Report that P208 should be made? Please give rationale.

Yes, we agree with the proposed BSC Panel recommendation to the Authority that the Proposed Modification Proposal P208 should be made.

Q2 Do you agree with the Panel's view that the legal text provided in the draft Modification Report correctly addresses the defect or issue identified in the Modification Proposal? Please give rationale.

It appears to.

Q3 Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P208? Please give rationale.

If the Modification Proposal P208 is approved, we agree with the proposed BSC Panel recommendation on the timing for the Implementation Date, as outlined in the Modification Report.

Q4 Are there any further comments on P208 that you wish to make?

Nothing further at this time.

Regards

Garth Graham  
Scottish and Southern Energy plc



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<b>Respondent:</b>	<i>Louise Allport</i>
<b>Company Name:</b>	British Energy
<b>No. of BSC Parties Represented</b>	5
<b>Parties Represented</b>	<i>British Energy Generation Ltd, British Energy Generation (UK) Ltd, British Energy Power &amp; Energy Trading, British Energy Direct Ltd, Eggborough Power Ltd</i>
<b>No. of Non BSC Parties Represented</b>	0
<b>Non Parties represented</b>	<i>Please list all non Parties responding on behalf of (including the respondent company if relevant).</i>
<b>Role of Respondent</b>	<i>(Supplier/Generator/ Trader / Consolidator / Exemptable Generator / Party Agent /</i>
<b>Does this response contain confidential information?</b>	<i>No</i>

Q	Question	Response <sup>1</sup>	Rationale
1.	Do you agree with the Panel's provisional recommendation to the Authority contained in the draft Modification Report that Proposed Modification P208 <b>should</b> be made? Please give rationale.	Yes / No	We agree with the Panel's provisional recommendation that the modification should be made subject to the clarification of the following points: Ref 34. Change proposed to Section H3.1.1(g)(iv) It would provide additional clarity of the terms administrator and winding-up order if they were referenced to the relevant legislation Act. Ref 56. Change proposed to Section S3.3.1(e) It would provide additional clarity if either of the terms by-law or bye-law were used in replacement of the proposed wording of 'by law'.

Q	Question	Response <sup>1</sup>	Rationale
2.	Do you agree with the Panel's view that the legal text provided in the draft Modification Report addresses the defect identified by the Modification Proposal? Please give rationale.	Yes / No	We agree that the legal text addresses the defects identified with the exception of the two points identified in question 1.
3.	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P208? Please give rationale.	Yes	
4.	Are there any further comments on P208 that you wish to make?	No	

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<b>Respondent:</b>	Richard Jones
<b>Company Name:</b>	RWE Npower
<b>No. of BSC Parties Represented</b>	11
<b>Parties Represented</b>	<i>Please list all BSC Party names of Parties responding on behalf of (including the respondent company if relevant).</i> RWE Trading GmbH, RWE Npower plc, Great Yarmouth Power Ltd, Npower Cogen Trading Ltd, Npower Commercial Gas Ltd, Npower Direct Ltd, Npower Ltd, Npower Northern Ltd, Npower Northern Supply Ltd, Npower Yorkshire Ltd, Npower Yorkshire Supply Ltd
<b>No. of Non BSC Parties Represented</b>	None
<b>Non Parties represented</b>	<i>Please list all non Parties responding on behalf of (including the respondent company if relevant).</i>
<b>Role of Respondent</b>	<i>(Supplier/Generator/ Trader / Consolidator / Exemptable Generator / BSC Agent / Party Agent / Distributor / other – please state <sup>1</sup>)</i> Supplier/Generator/ Trader / Consolidator / Exemptable Generator / Party Agent
<b>Does this response contain confidential information?</b>	NO

Q	Question	Response <sup>1</sup>	Rationale
1.	Do you agree with the Panel's provisional recommendation to the Authority contained in the draft Modification Report that Proposed Modification P208 <b>should</b> be made? Please give rationale.	Yes	The proposed changes do not have any material impact and are correctly identified by the type of change.

<sup>1</sup> Delete as appropriate – please do not use strikethrough, this is to make it easier to analyse the responses

Q	Question	Response <sup>1</sup>	Rationale
2.	Do you agree with the Panel's view that the legal text provided in the draft Modification Report addresses the defect identified by the Modification Proposal? Please give rationale.	Yes	The legal text reflects the proposed changes.
3.	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P208? Please give rationale.	Yes	
4.	Are there any further comments on P208 that you wish to make?	No	

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<b>Respondent:</b>	<i>Name</i> Richard Dunn
<b>Company Name:</b>	National Grid Electricity Transmission plc
<b>No. of BSC Parties Represented</b>	0
<b>Parties Represented</b>	<i>Please list all BSC Party names of Parties responding on behalf of (including the respondent company if relevant).</i>
<b>No. of Non BSC Parties Represented</b>	0
<b>Non Parties represented</b>	<i>Please list all non Parties responding on behalf of (including the respondent company if relevant).</i> 0
<b>Role of Respondent</b>	<i>(Supplier/Generator/ Trader / Consolidator / Exemptable Generator / BSC Agent / Party Agent / Distributor / other – please state <sup>1</sup>)</i> Transmission Company
<b>Does this response contain confidential information?</b>	No

Q	Question	Response <sup>1</sup>	Rationale
1.	Do you agree with the Panel's provisional recommendation to the Authority contained in the draft Modification Report that Proposed Modification P208 <b>should</b> be made? Please give rationale.	Yes	The changes fulfil BSC Applicable Objective (d) – promoting efficiency in the implementation and administration of the Balancing and Settlement arrangements
2.	Do you agree with the Panel's view that the legal text provided in the draft Modification Report addresses the defect identified by the Modification Proposal? Please give rationale.	Yes	We agree that the legal text adequately addresses the defects identified in the Modification Proposal

<sup>1</sup> Delete as appropriate – please do not use strikethrough, this is to make it easier to analyse the responses

Q	Question	Response <sup>1</sup>	Rationale
3.	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P208? Please give rationale.	Yes	These minor amendments to the BSC should be introduced as soon as reasonably practical
4.	Are there any further comments on P208 that you wish to make?	Yes / No	No

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