

## **Responses from P159 Draft Report Consultation**

**Consultation Issued 27 May 2004**

**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>
<b>1.</b>	<b>Powergen UK Plc.</b>	<b>P159_dMR_001</b>	<b>14</b>	<b>0</b>
<b>2.</b>	<b>Scottish and Southern</b>	<b>P159_dMR_002</b>	<b>5</b>	<b>0</b>
<b>3.</b>	<b>EDF Energy Networks</b>	<b>P159_dMR_003</b>	<b>9</b>	<b>0</b>
<b>4.</b>	<b>Central Networks</b>	<b>P159_dMR_004</b>	<b>1</b>	<b>0</b>
<b>5.</b>	<b>British Energy</b>	<b>P159_dMR_005</b>	<b>3</b>	<b>0</b>
<b>6.</b>	<b>Scottish Power</b>	<b>P159_dMR_006</b>	<b>6</b>	<b>0</b>
<b>7.</b>	<b>British Gas</b>	<b>P159_dMR_007</b>	<b>1</b>	<b>0</b>
<b>8.</b>	<b>RWE Innogy</b>	<b>P159_dMR_008</b>	<b>10</b>	<b>0</b>

## P159 REPORT PHASE CONSULTATION QUESTIONS

BSC Parties ("Parties") and other interested parties are invited to respond to this consultation expressing their views or providing 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>	<i>Powergen UK plc</i>
<b>No. of Parties Represented</b>	14
<b>Parties Represented</b>	<i>Please list all BSC Parties responding on behalf of (including the respondent company if relevant).</i> Powergen UK plc, Powergen Retail Limited, Cottam Development Centre Limited, TXU Europe Drakelow Limited, TXU Europe Ironbridge Limited, TXU Europe High Marnham Limited, Midlands Gas Limited, Western Gas Limited, TXU Europe (AHG) Limited, TXU Europe (AH Online) Limited, Citigen (London) Limited, Severn Trent Energy Limited (known as TXU Europe (AHST) Limited), TXU Europe (AHGD) Limited and Ownlabel Energy
<b>No. of Non Parties Represented</b>	N/A
<b>Non Parties represented</b>	N/A
<b>Role of Respondent</b>	Supplier, Generator, Trader and Exemptable Generator

Q	Question	Response <small>Error! Bookmark not defined.</small>	Rationale
1.	Do you agree with the Panel's views on P159 and the provisional recommendation to the Authority contained in the draft Modification Report that P159 should be made? Please give rationale.	Yes	
2.	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.	Yes	
3.	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P159? Please give rationale.	Yes	
4.	Are there any further comments on P159 that you wish to make?	Yes	We welcome the suggestion from one Panel member that any material concerns/issues should be reported back to the Panel.

Please send your responses by **12:00 (noon) on Thursday 27 May 2004** to [modification.consultations@elexon.co.uk](mailto:modification.consultations@elexon.co.uk) and please entitle your e-mail 'P159 Report Consultation'. Please note that any responses received after the deadline may not receive due consideration by the Panel.

Any queries on the content of the consultation pro-forma should be addressed to Kathryn Coffin on 020 7380 4030, e-mail address [kathryn.coffin@elexon.co.uk](mailto:kathryn.coffin@elexon.co.uk).

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<b>Respondent:</b>	<i>Scottish and Southern Energy (Garth Graham)</i>
<b>No. of Parties Represented</b>	<i>Five</i>
<b>Parties Represented</b>	<i>Scottish and Southern Energy, Southern Electric, Keadby Generation Ltd., Medway Power Ltd. and SSE Energy Supply Ltd</i>
<b>No. of Non Parties Represented</b>	
<b>Non Parties represented</b>	
<b>Role of Respondent</b>	<i>(Supplier/Generator/ Trader / Consolidator / Exemptable Generator / BSC Agent / Party Agent / other – please state <sup>1</sup>)</i>

<b>Q</b>	<b>Question</b>	<b>Response <sup>1</sup></b>	<b>Rationale</b>
1.	Do you agree with the Panel's views on P159 and the provisional recommendation to the Authority contained in the draft Modification Report that P159 should be made? Please give rationale.	Yes	It reflects current practice, at the same time safeguarding the communications for which email is not the appropriate official medium.
2.	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.	Yes	To the best of our knowledge.
3.	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P159? Please give rationale.	Yes	It would be efficient if these provisions could be in place for BETTA Go Live.
4.	Are there any further comments on P159 that you wish to make?	Yes	The one-hour deemed receipt provision should be kept under review as practical experience of its operation is gained.

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

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<b>Respondent:</b>	Tony Diccico (EDF Energy)
<b>No. of 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; London Energy plc; Seeboard Energy Limited
<b>No. of Non Parties Represented</b>	0
<b>Non Parties represented</b>	N/A
<b>Role of Respondent</b>	Supplier/Generator/ Trader

Q	Question	Response	Rationale
1.	Do you agree with the Panel's views on P159 and the provisional recommendation to the Authority contained in the draft Modification Report that P159 should be made? Please give rationale.	Yes	To find against will remove efficiency benefits of present accepted practice and result in increased BSCCo administration costs.
2.	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.	Yes	
3.	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P159? Please give rationale.	Yes	An Implementation Date so far out into the future is disappointing. However, EDF Energy appreciates that there are many BSCPs that will be impacted.
4.	Are there any further comments on P159 that you wish to make?	No	

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P159\_dMR\_004.txt

From: Sue Pritchard  
Sent: 26 May 2004 10:17  
To: Modification Consultations  
Cc: Lees, Helen  
Subject: Central Networks Response to P159 Consultation on Draft  
Modification Report

Good Morning,

Central Networks would like to return a response of 'No Comment' to P159  
Consultation on Draft Modification Report.

Regards,

Deborah Hayward  
Distribution Support Office &  
Deregulation Control Group  
Central Networks West PLC

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<b>Respondent:</b>	<i>British Energy</i>
<b>No. of Parties Represented</b>	3
<b>Parties Represented</b>	British Energy Generation; Eggborough Power; British Energy Power and Energy Trading
<b>No. of Non Parties Represented</b>	0
<b>Non Parties represented</b>	
<b>Role of Respondent</b>	<i>(Supplier/Generator/ Trader / Consolidator / Exemptable Generator / BSC Agent / Party Agent / other – please state<sup>1</sup>)</i>

<b>Q</b>	<b>Question</b>	<b>Response<sup>1</sup></b>	<b>Rationale</b>
1.	Do you agree with the Panel's views on P159 and the provisional recommendation to the Authority contained in the draft Modification Report that P159 should be made? Please give rationale.	No	British Energy does not support this modification. We believe that issuing emails without requesting a receipt should not be taken as proof of delivery. We have recently had examples of important emails being sent to inappropriate email addresses and it was fortunate that this information was forwarded on and that important information was not missed.  We do not believe that by assuming that after 1-hour an email has been received is an appropriate way forward. It should be the duty of the sender to confirm or verify that an email has been delivered, and that the recipient should not be required to take responsibility for the consequences of a communication sent but not received by the intended recipient.
2.	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.	Yes / No	N/A
3.	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P159? Please give rationale.	Yes / No	N/A

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<b>Q</b>	<b>Question</b>	<b>Response <sup>1</sup></b>	<b>Rationale</b>
4.	Are there any further comments on P159 that you wish to make?	Yes / No	N/A

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<b>Respondent:</b>	<i>John W Russell (SAIC Ltd)</i>
<b>No. of Parties Represented</b>	<i>6</i>
<b>Parties Represented</b>	<i>Please list all BSC Parties responding on behalf of (including the respondent company if relevant). Scottish Power UK plc; ScottishPower Energy Management Ltd; Scottish Power Generation Ltd; ScottishPower Energy Retail Ltd; SP transmission Ltd; SP Manweb PLC.</i>
<b>No. of Non Parties Represented</b>	<i>0</i>
<b>Non Parties represented</b>	<i>Please list all non BSC 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>Q</b>	<b>Question</b>	<b>Response</b>	<b>Rationale</b>
1.	Do you agree with the Panel's views on P159 and the provisional recommendation to the Authority contained in the draft Modification Report that P159 should be made? Please give rationale.	<b>Yes</b>	<i>We agree with the Authority, who have already accepted in their decision letter concerning P113: "that the distribution of general notices by e-mail has demonstrated itself to be as reliable as post or fax, whilst delivering significant gains in administrative efficiency".  We also agree with GSMG that P159 would confirm existing operational practice regarding use of e-mail, ensuring that there was no perceived inconsistency between the Code and BSCPs, and that although the actual cost and efficiency savings resulting from confirming current practice within the Code would be small, significant costs and inefficiencies could result if P159 were not made and existing practice were required to change.</i>
2.	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.	<b>Yes</b>	<i>We agree with the Panel that the legal text would appear to be appropriate for this Modification Proposal.</i>
3.	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P159? Please give rationale.	<b>Yes</b>	<i>On the basis that P159 is an opportune change and it will confirm existing practice; We agree with the Panel that P159 should be implemented as part of an existing planned release in order to minimise</i>



Q	Question	Response	Rationale
			<i>implementation costs, and we further note BSCCo's advice that the next available planned releases which could incorporate P159 would be February or June 2005.</i>
4.	Are there any further comments on P159 that you wish to make?	<b>Yes</b>	<i>Whilst we agree with the deemed period of 1 hour, which effectively reduces the BSC definition of a "Working or Business Day" from 17:00hrs to 16:00hrs (Refer to 2.3 "Times and Dates" in Section X of BSC); we would suggest that <u>where appropriate</u> "deadlines" are moved from 17:00hrs to 09:00hrs the following morning. This will allow emails actioned during a Parties normal "Working Day" to meet the deadlines and also reduce any confusion caused by a "late email" e.g. Elexon email notifying ScottishPower of this consultation took 3 hours to arrive! (logged with Help Desk).</i>
5.			

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energy management group

**ELEXON Limited**  
**4<sup>th</sup> Floor**  
**350 Euston Road**  
**London**  
**NW1 3AW**

Dear Sirs,

**Re: Modification Proposal P159 – Extending the scope of e-mail communications under the Code**

Thank you for the opportunity of responding to this draft modification report considering Modification Proposal P159. British Gas Trading (BGT) agrees with the Panel's provisional recommendation that the Modification Proposal should be made.

BGT believes that communicating via email is an efficient means of communicating and as it formalises current practice it appears to be a sensible change. BGT therefore agree that this will better facilitate Applicable BSC Objective (d).

BGT agrees with the proposed implementation dates as detailed in the draft modification report.

If you have any questions regarding this response please contact me 01753 431137.

Yours faithfully

Mark Manley  
Contract Manager

**A *centrica* business**

**British Gas Trading Limited** Registered in England No.3078711. Registered Office: Millstream, Maidenhead Road, Windsor, Berkshire SL4 5GD  
[www.gas.co.uk](http://www.gas.co.uk)

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<b>Respondent:</b>	<i>Terry Ballard</i>
<b>No. of Parties Represented</b>	10
<b>Parties Represented</b>	<i>RWE Trading, RWEInnogy, Innogy Cogen Ltd, Innogy Cogen Trading Ltd, Npower Ltd, Npower Direct Ltd, Npower Northern Ltd, Npower Northern Supply Ltd, Npower Yorkshire Ltd, Npower Yorkshire Supply Ltd</i>
<b>No. of Non Parties Represented</b>	
<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 / other – please state<sup>1</sup>)</i>

<b>Q</b>	<b>Question</b>	<b>Response <sup>1</sup></b>	<b>Rationale</b>
1.	Do you agree with the Panel's views on P159 and the provisional recommendation to the Authority contained in the draft Modification Report that P159 should be made? Please give rationale.	Yes	
2.	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.	Yes	
3.	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P159? Please give rationale.	Yes	
4.	Are there any further comments on P159 that you wish to make?	No	

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