

Responses from P170 Draft Report Consultation

Consultation Issued 20 October 2004

Representations were received from the following parties

No	Company	File number	No BSC Parties Represented	No Non-Parties Represented
1.	EDF Energy	P170_DR_001	9	0
2.	EDF Trading	P170_DR_002	2	0
3.	E.ON UK	P170_DR_003	15	0

P170 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.

Respondent:	Jim Beynon (for EDF Energy)
No. of Parties Represented	9
Parties Represented	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
No. of Non Parties Represented	0
Non Parties represented	N/A
Role of Respondent	Supplier/Generator/ Trader

Q	Question	Response <small>Error! Bookmark not defined.</small>	Rationale
1.	Do you agree with the Panel's views on P170 and the provisional recommendation to the Authority contained in the draft Modification Report that P170 should be made? Please give rationale.	Yes	EDF Energy believes that P170 will provide clarity of obligations to comply with the changed application of VAT and protect other parties from incurring costs relating to erroneous VAT declarations.
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	We are content to accept Elexon's guidance on this matter.
3.	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P170? Please give rationale.	Yes	
4.	Are there any further comments on P170 that you wish to make?	No	

Please send your responses by **17:00 on Wednesday 27 October 2004** to modification.consultations@elexon.co.uk and please entitle your email '**P170 Report Phase 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 Richard Hall on 020 7380 4033, email address richard.hall@elexon.co.uk.

P170 REPORT PHASE CONSULTATION QUESTIONS

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Respondent:	<i>Steve Drummond</i>
No. of Parties Represented	Two
Parties Represented	<i>EdF Trading Ltd and EdF (Generation)</i>
No. of Non Parties Represented	None
Non Parties represented	<i>N/A</i>
Role of Respondent	<i>Trader/Generator</i>

Q	Question	Response Error! Bookmark not defined.	Rationale
1.	Do you agree with the Panel's views on P170 and the provisional recommendation to the Authority contained in the draft Modification Report that P170 should be made? Please give rationale.	Yes	There is a need to meet the obligations of the new European taxation legislation and therefore it is imperative that his modification is approved and as soon as possible. By doing so it would meet the Applicable BSC Objective (d), by allowing Elexon to receive the information it requires to fulfill the EU requirements.
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 P170? Please give rationale.	Yes	This would appear to be the earliest date possible.
4.	Are there any further comments on P170 that you wish to make?	No	

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P170 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.

Respondent:	Geoff Allen
No. of Parties Represented	15
Parties Represented	E.ON UK plc, Powergen Retail Limited, Cottam Development Centre Limited, Enizade Ltd, E.ON UK Drakelow Limited, E.ON UK Ironbridge Limited, E.ON UK 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.
No. of Non Parties Represented	Nil
Non Parties represented	
Role of Respondent	Supplier, Generator, Trader, Consolidator, Exemptable Generator and Party Agent

Q	Question	Response Error! Bookmark not defined.	Rationale
	Do you agree with the Panel's views on P170 and the provisional recommendation to the Authority contained in the draft Modification Report that P170 should be made? Please give rationale.	Yes	We believe that proposed modification P170 would enable the BSCCo to more effectively administer the balancing and settlement arrangements in respect of VAT and therefore agree with the Panel's provisional view that it would better facilitate Applicable BSC Objective (d) 'promoting efficiency in the implementation and administration of the balancing and settlement arrangements'.
	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	In our view the proposed legal text identifying the proposed changes to Sections D and N of the BSC do correctly address the issues identified within this Modification Proposal.

Q	Question	Response Error! Bookmark not defined.	Rationale
	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P170? Please give rationale.	Yes	The introduction of the new VAT rules becomes effective w.e.f. 1 st January 2005, and ideally the BSC changes need to be effected prior to that date. It is not therefore either possible or practicable for this Modification, if approved, to be included within one of the scheduled industry releases. As the Modification only consists of BSC Code changes (the operational changes being implemented under a separate Change Proposal), it is our view that an implementation date of five working days following the Authority's determination is both sensible and achievable.
	Are there any further comments on P170 that you wish to make?	No	

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