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Subject: Review Group 0166 - Suggested Amendments to Terms of Reference

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FAO John Bradley

I understand the Terms of Reference for Review Group 0116 are to be considered following the Transmission Workstream meeting on 6 September 2007. Unfortunately I am unable to make the meeting but would appreciate it if the attached suggested changes to the ToR can be considered at the meeting.

<<0166 Terms of Reference v0 1- E.ON mark-up.doc>>

Background

During the 116V/0116A appeals process a number of key issues emerged that were either central to Ofgem's decisions to approve 116V / reject 116A, or had not been considered in detail during the UN Cor Ofgem consultation processes. These included:

- Whether the proposals were compliant with Transmission Access Regulation EC NO 1775/2005.
- A consideration of the cost of providing interruptible services and whether the current charges for such services were appropriate.
- Why the 116V arrangements failed to take account of the different requirements of users/customers and particularly the different patterns of usage at different types of exit point (e.g. storage, interconnectors and for back-up supplies)

We would be happy to make relevant documents submitted by E.ON during the appeal available to the Review Group. Summary presentations can be given if necessary at future 0166 Review Group meetings.

In addition we think it would be useful to make reference to 'downstream' connected systems and in particular interconnectors. For example Bord Gais and the Irish Regulators are considering possible changes to downstream capacity arrangements as a result of anticipated changes to the GB gas exit arrangements. In the interests of ensuring compatibility with these arrangements we believe the group should be aware of such developments.

I would be grateful if these mail and marked-up terms of reference could be circulated in advance of the meeting.

Regards

Peter Bolitho

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