

Section E

10 Virtual Last Resort User

10.1 Application

10.1.1 This paragraph 10 applies if:

- (a) a User has been given a Termination Notice by National Grid NTS;
- (b) a supplier (the **Supplier**) in respect of all or some of the Terminated Supply Meter Points (the **relevant TSMPs**) has given a binding undertaking (**Undertaking**) to the Transporter pursuant to Standard Condition 18 of the Supplier Licence in a form which incorporates the effect of the arrangement in paragraph 10.2.2(a);
- (c) pursuant to the Undertaking, before the User Discontinuance Date, the Transporter has given notice (of the end of the arrangements under the Code between the Transporter and the Discontinuing User, as contemplated by Standard Condition 18.1(c)) to the Supplier; and
- (d) another User (the virtual last resort User, **VLR User**) has given notice to National Grid NTS, with evidence (satisfactory to National Grid NTS) that the Supplier has authorised the notice to be given, electing that this paragraph [10] should apply in relation to the Qualifying TSMPs.

10.1.2 For the purposes of this paragraph [10], each relevant TSMP is a **Qualifying TSMP** on each Day (**relevant Day**, from and including the User Discontinuance Date) on which there is no Registered User of such relevant TSMP.

10.2 Deemed UDQI for Supplier

10.2.1 Where this paragraph 10 applies:

- (a) the VLR User may, for any relevant Day, make a Disposing Trade Nomination specifying the Discontinuing User as the User making the corresponding Trade Nomination;
- (b) provided that the Disposing Trade Nomination is otherwise valid, it shall be effective (for the purposes of Section C5.1.3(a)) without the requirement (under Section C5.2.3(b)) for a corresponding Trade Nomination to be submitted (and notwithstanding that the Discontinuing User has ceased to be a User);

10.2.2 Where the VLR User makes a Disposing Trade Nomination in respect of a Day pursuant to paragraph 10.2.1(a):

- (a) in calculating the amount payable pursuant to the Undertaking by the Supplier in respect of Energy Balancing Charges for the Day, the Trade Nomination Quantity shall be treated as if it had been introduced to the Total System on that Day by the Discontinuing User (in other words, as an UDQI of the Discontinuing User);
- (b) for the avoidance of doubt there is no Acquiring Trade Nomination, and the Discontinuing User has no rights or other interest under the Code or otherwise pursuant to this paragraph 10.

10.3 TSMP Information

- 10.3.1 Where this paragraph 10 applies, the CDSP shall use reasonable endeavours, subject to Sections G4.2.6, 4.2.7 and 4.2.8 (which shall apply as if the VLR User were a Last Resort User) to make available (by UK Link) to the VLR User each Day the TSMP Information in respect of Qualifying TSMPs.