

Christopher Osborne

From: Daniel Goodwin <Daniel.Goodwin@cc.gsi.gov.uk>
Sent: 08 October 2013 10:02
To: Christopher Osborne
Subject: Ulster Farmers' Union price control design putback
Attachments: Ulster Farmers Union putback letter.docx; Price control design putback for Ulster Farmers Union.docx

Dear Christopher,

Please find attached a letter and supporting document for your attention.

As stated in the letter I would be grateful for a response by next Tuesday 15th October.

Kind regards,

Daniel Goodwin
Inquiry-Co-ordinator
0207 271 0333

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Christopher Osbourne

Daniel Goodwin
Inquiry Co-ordinator

020 7271 0333
8 October 2013

Dear Mr Osbourne

NORTHERN IRELAND ELECTRICITY LTD PRICE DETERMINATION INQUIRY

I attach for you a copy of extracts from a working paper on the Price Control Design. We have prepared the extracts having regard to our published guidance (*Chairman's Guidance on Disclosure of Information in Merger and Market Inquiries, CC7*)¹.

The extracts reflect evidence from you and I would be grateful if you could confirm whether they are accurate and complete as soon as possible and in any case not later than **Tuesday 15 October 2013**. It is particularly important that you let us know as early as possible of any significant inaccuracies or omissions in this material.

We may use the information contained in the attached extracts in the CC's provisional findings or final report, or in presenting papers to other parties for comment, although not necessarily in exactly this form. Please identify any information whose publication you would object to, together with the reasons for your objection, again by **Tuesday 15 October 2013**. This request also includes any material whose confidentiality you may already have signalled to us; where this is known it has been highlighted if you could simply confirm or amend the request for confidentiality.

In determining whether or not to include information in the provisional findings or final report, we will have regard to provisions on disclosure in section 244 of the Enterprise Act 2002. In giving your reasons for seeking excisions, please explain how you would be significantly harmed by publication of the information concerned, or how publication would be against the public interest. This will help us to give full consideration to your request.

In many previous cases we have been able to resolve such objections by agreeing to change the way that material is presented, so please feel free to suggest adjustments of this kind if you have reservations. Of course, agreement may not be feasible in all cases; and the final decision on what is published rests with us. If we are unable to reach agreement with you about disclosure of a piece of evidence, you may write to our Chief Executive, David Saunders, about your concerns. He will liaise with the Group and you about them.

We will likely be sending you a number of further working papers, or extracts from working papers. We will need a fast turnaround of this material so this is advance notice that your co-operation is appreciated.

¹A copy of the guidance can be found on the CC's website at: www.competition-commission.org.uk/rep_pub/rules_and_guide/pdf/cc7.pdf.

Yours sincerely,

Daniel Goodwin
Inquiry Co-ordinator
daniel.goodwin@cc.gsi.gov.uk