

To: Marcus Porter[Marcus.Porter@ofgem.gov.uk]; William Elliott[William.Elliott@ofgem.gov.uk]
Cc: Keith Avis[Keith.Avis@ofgem.gov.uk]; Rita Chohan[Rita.Chohan@ofgem.gov.uk]; Paul Heigl[Paul.Heigl@ofgem.gov.uk]; Hutchinson, Peter[Peter.Hutchinson@detini.gov.uk]; Hepper, Fiona[Fiona.Hepper@detini.gov.uk]
From: McCutcheon, Joanne
Sent: 2012-09-20T14:58:42Z
Importance: Normal
Subject: RE: NIRHI Weekly meeting
Received: 2012-09-20T14:58:50Z

Marcus

The timetable I outlined is based on the guidance I have been given by our Central Management Branch – I have no other checks to make – the guidance has been clear – the regs will be live following the debate. I can only presume the NI processes are different from those in GB.

I will certainly check with our Solicitors re the EU technical standards directive notification and get back to you.

Regards

Joanne

From: Marcus Porter [mailto:Marcus.Porter@ofgem.gov.uk]

Sent: 20 September 2012 15:47

To: McCutcheon, Joanne; William Elliott; Hutchinson, Peter

Cc: Keith Avis; Rita Chohan; Paul Heigl

Subject: RE: NIRHI Weekly meeting

Joanne

I would presume not if the whole thing can be done as quickly as you seem to suggest below (which surprises me, it being an affirmative resolution instrument) but grateful if you could let us know for sure one way or the other as soon as you are able. If there is to be any slippage in the timetable then of course we here would all like to know the details as soon as they become available.

Whilst on the subject of delays, I ought just to mention that it would be prudent for you to check with your Belfast lawyers that none of the changes to the draft Regs that you have made since the last draft was notified under the technical standards directive are such that you now have to re-notify – my understanding being that if there are any changes that make a notified draft more onerous than when first notified then re-notification is necessary – involving a fresh standstill period. I haven't considered this in relation to your Regs because it's the drafting lawyer's responsibility to address this issue. There may well be no need for further notification, but the potential consequences of not complying with the tech standards directive are such that it's not advisable to leave it to chance.

Marcus

From: McCutcheon, Joanne [mailto:Joanne.McCutcheon@detini.gov.uk]

Sent: 20 September 2012 13:43

To: William Elliott; Hutchinson, Peter

Cc: Keith Avis; Marcus Porter; Rita Chohan; Paul Heigl

Subject: RE: NIRHI Weekly meeting

Sorry my mistake – it is the 26th but I don't think this makes a difference?

Joanne

From: William Elliott [mailto:William.Elliott@ofgem.gov.uk]

Sent: 20 September 2012 09:33

To: McCutcheon, Joanne; Hutchinson, Peter

Cc: Keith Avis; Marcus Porter; Rita Chohan; Paul Heigl

Subject: RE: NIRHI Weekly meeting

Joanne, Peter

The following source isn't necessary authoritative, but it suggests that the standstill period for EU notification will come to an end on the 26th October. If this is correct, then I don't know whether it would affect the 1 Nov go-live date.

Kind regards

Will