
STATUTORY INSTRUMENTS

2015 No. 721

**The Electricity Supplier Obligations (Amendment
& Excluded Electricity) Regulations 2015**

PART 3

Amendment of the ESO Regulations

Amendment of the ESO Regulations (Regulation 17)

26.—(1) Regulation 17 of the ESO Regulations is amended as follows.

(2) For paragraph (2)(f) substitute—

“(f) the date (“the mutualisation date”) by which the mutualisation amount must be paid which must be—

- (i) in the case of a mutualisation notice issued in respect of a relevant payment which the defaulting supplier was required to make by virtue of regulation 8(1) or 9(2), no earlier than 5 working days after the date on which the notice was issued; or
- (ii) in the case of a mutualisation notice issued in respect of any other relevant payment which the defaulting supplier was required to make, no earlier than 30 days after the date on which the notice was issued.”.

(3) After paragraph (2) insert—

“(2A) A mutualisation date must be the same for each mutualisation notice issued in respect of a relevant payment which a defaulting supplier failed to pay.”.

(4) In paragraph (7)—

(a) for the formula substitute—

$$DA \times \left(\frac{SRES - EXE}{NDPE - AXE} \right)$$

”

(b) after the definition of SRES—

(i) omit “and”;

(ii) insert—

“EXE is the amount of EII excluded electricity supplied by the non-defaulting supplier in the reference period as determined immediately before the notice is issued.”;

(c) after the definition of NDPE insert—

“AXE is the total amount of EII excluded electricity supplied by all non-defaulting suppliers in the reference period as determined immediately before the notice is issued.”.

- (5) In paragraph (8)(a)(ii) for “BSSCo” substitute “ BSCCo ”.
- (6) In paragraph (8)(b) for “BSC reconciliation run” substitute “ BSC volume allocation run ”.

Changes to legislation:

There are currently no known outstanding effects for the The Electricity Supplier Obligations (Amendment & Excluded Electricity) Regulations 2015, Section 26.