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for energy consumers

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Date: 30<sup>th</sup> May 2023

Dear David Clare,

**Approval letter for Utility Asset's Distribution Flexibility Services Procurement Statement as part of the requirements of Electricity Distribution Licence Condition 31E.**

Thank you for submitting your letter and the Distribution Flexibility Services Procurement Statement for review and approval. With this letter, the Authority<sup>1</sup> acknowledges that your Company does not intend to procure Distribution Flexibility Services ('flexibility services') from 1 April 2023 to 31 March 2024.

In our [guidance](#) published on 14<sup>th</sup> February 2022, we defined the key reporting requirements we expect licensees to report on to meet the conditions set out within Electricity Distribution Standard Licence Condition 31E. We also reiterated the requirements of SLC C31E.10 that, should a licensee not intend to, or reasonably expect not to, procure or use flexibility services in the following regulatory year, the licensee must notify this decision to the Authority in writing. You are under an obligation under SLC C31E.12 and C31E.13 to notify the Authority should there be changes to your flexibility procurement plans in the course of the year.

SLC 31E ensures that DNOs and IDNOs must procure flexibility services, when it is economic and efficient to do so, and to run efficient and safe electricity distribution networks. Based on evidence presented in your statement, we accept your Company's position not to procure flexibility in 2023/24.

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<sup>1</sup> The Gas and Electricity Markets Authority. Ofgem is the Office of the Authority. The terms "Ofgem" and "the Authority," "we" and "us" are used interchangeably in this letter.

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**The Office of Gas and Electricity Markets**

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In future reporting cycles, we ask that you provide a brief summary of any technical methodologies used to assess whether or not additional flexibility services are needed for your network, along with any supporting evidence.

Where your Distribution Flexibility Services Procurement Statement contains any confidential or private information, please provide to us a redacted version at your earliest convenience, which will be published on our website. Companies must publish their statement on their website as stated under Condition 31E.15.

We thank you as well for sending your backwards-looking Distribution Flexibility Services Procurement Report (31E.14).

Should you have any questions, please contact Euan Dickson ([Euan.Dickson@ofgem.gov.uk](mailto:Euan.Dickson@ofgem.gov.uk)) or our Flexibility inbox ([flexibility@ofgem.gov.uk](mailto:flexibility@ofgem.gov.uk)).

Yours faithfully,

**Nina Klein**

Interim Head of Distribution Flexibility and Enablers

**For and on behalf of the Authority**

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