

## **Investigation into MA Energy Limited's Compliance with Standard Condition 11 of the Electricity Supply Licence (Compliance with Industry Codes) – Case Closure**

**May 2013**

1. On 2 February 2011, the Authority issued a [provisional order](#) against MA Energy Limited ("MA Energy"), requiring the company to comply with obligations under standard condition 11 of the electricity supply licence ("SLC 11") and in particular, the relevant industry codes relating to the purchase of electricity and other matters, namely the Balancing and Settlement Code and the Connection and Use of System Code.
2. MA Energy underwent a change of ownership and management in April 2011 and subsequently moved back into compliance with SLC 11 by paying all outstanding charges.
3. Ofgem has been actively monitoring MA Energy's compliance with SLC 11 throughout the investigation and has received periodic information in relation to the company's compliance with the Balancing and Settlement Code, the Connection and Use of System Code and other relevant codes for the purposes of SLC 11. Until now, Ofgem has not been able to close the investigation as we were not wholly satisfied that MA Energy were consistently complying with these codes.
4. Ofgem acknowledges the steps MA Energy has taken and/or is taking to comply with the relevant underlying industry codes. MA Energy has settled all of its trading debts under the relevant industry codes. The company has assured Ofgem of its commitment to ensuring future compliance with SLC 11 by paying all industry charges as and when they become due and maintaining cordial, timely and effective relationships with all relevant agents and parties. MA Energy has informed Ofgem that it has made improvements to its procedures for settling its financial obligations and has outlined plans for future, further improvements to their systems in order to facilitate ongoing compliance with SLC 11.
5. Ofgem seeks to act proportionately when exercising its enforcement powers. Taking into account MA Energy's change of ownership, the fact that the breach is no longer ongoing, that compliance has been sustained for a significant period and the changes the company has informed Ofgem it has made to its internal procedures, we have decided to close the investigation on administrative priority grounds.