

From Total Gas & Power Limited  
23 February 2005

Dear Susan,

As discussed, we have been involved in the process led by Roger Barnard to deliver a coordinated industry response and we would like to take this opportunity to confirm our support for this response.

There are two further points that I would like to make that relate to the general background to the development of the appeals process. The points are more specific to individual industry sectors and as such have not been overly emphasised in the general industry response.

The first is alluded to in Roger's letter in respect of the Codes that will be designated by the Secretary of State. Roger refers to two additional codes, the Master Registration Agreement and the Supply Point Administration Agreement, We, and I believe others, have also requested to the DTI in our response dated 23 December 2004, that they consider that Charging Methodologies produced by the Network Operators for gas and electricity be designated. These methodologies are currently approved by Ofgem.

The second point relates to clarification of the status with regard to Transco's Network Code. Currently, while Transco makes a recommendation in its Final Modification Report as to whether or not it supports a modification proposal, the Network Code Panel itself does not make a recommendation. This was recognised by the DTI in their consultation, the outcome of which is still being awaited.

Yours sincerely

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