



Go Power Gas Supply Deemed Contract Scheme

In accordance with paragraph 1 Condition 2.1 of its Gas Supply Licence, LCC Group Ltd T/A Go Power is required to make a scheme for determining the terms and conditions of its Deemed Contracts.

This Gas Supply Deemed Contract Scheme (the “**Scheme**”) is made pursuant to section 12 of the Energy Act (Northern Ireland) 2011 and condition 2.1 of the Gas Supply Licence awarded to LCC Group Ltd T/A Go Power. It explains the terms and conditions that will apply to a Deemed Contract, being a contract that, by law, is imposed between parties where no existing contractual relationship exists (a “**Deemed Contract**”).

Definitions

“**Customer**” means a domestic or non-domestic customer as within the meaning of the Gas Supply Licence;

“**Deemed Contract**” A contract between LCC Group Ltd T/A Go Power and a Customer deemed to have been made under Section 12 of the Energy Act (Northern Ireland) 2011, for supply of gas by a supplier to any premises other than pursuant to a contract.

“**Domestic Customer**” means a customer supplied with gas at a premises where the supply of gas is taken wholly or mainly for a domestic purpose;

“**Gas Order**” means the Gas (Northern Ireland) Order 1996;

“**Gas Supply Licence**” means the Gas Supply Licence granted to LCC Group Ltd T/A Go Power by the Utility Regulator.

“**Last Resort Supply Direction**” means a direction given by the Utility Regulator to a gas supplier requiring it to make available a supply of gas to premises previously supplied by another supplier;

“**Network Operator**” means Phoenix Natural Gas Limited, Firmus Energy, SGN Natural Gas or its successors, transferees or assignees or any other organisation which at any time acts as operator of the pipeline system forming the gas distribution networks that LCC Group Ltd T/A Go Power use.

“**Non-domestic Customer**” has the meaning given to such term as in the Gas Supply Licence;

“**Principal Terms**” has the same meaning as in the Gas Supply Licence;

“**Scheme**” means these Terms and Conditions pursuant to Section 12 of the Act;

“Terms and Conditions of Supply” means the general terms and conditions of LCC Group Ltd T/A Go Power available on our website; and

“Utility Regulator” means the Northern Ireland Authority for Utility Regulation.

Application

The Scheme will apply to any gas supply point registered to LCC Group Ltd T/A Go Power (**“LCC Group Ltd T/A Go Power”**). It will apply where a customer has never entered into a contract with LCC Group Ltd T/A Go Power and where they have moved into a property where gas is already provided by LCC Group Ltd T/A Go Power and they have not agreed to a contract in advance. The Scheme will also apply to a customer who has decided not to agree a new supply contract (on the expiry of a previously signed contract).

For any domestic customer; who has never entered into a contract, who moved into a property where gas is already provided by LCC Group Ltd T/A Go Power, a contract hasn't been agreed in advance and the customer has decided not to agree a new supply contract (on the expiry of a previously signed contract) will roll onto the standard evergreen contract. As a result the standard terms and conditions of gas supply would apply, not the Deemed Contract Scheme.

Terms and Conditions

- Where LCC Group Ltd T/A Go Power supplies gas to a Customer under a Deemed Contract, no termination fee or other compensation will apply solely due to the Customer terminating the Deemed Contract. Notwithstanding the foregoing the Customer will remain liable for any consumption or charges outstanding at the premises under the Deemed Contract until such charges are fully discharged.
- **Point is Applicable to Commercial (Non-Domestic customers) Only** - The terms and conditions that will apply to a Deemed Contract are the same as those applicable to a contract agreed between parties for the same product, except that the charges made to the customer will be calculated with reference to deemed rates. The standard terms and conditions and the method for calculating deemed rates are not unduly onerous and are available upon request from LCC Group Ltd T/A Go Power, as per the contact details below. LCC Group Ltd T/A Go Power will provide a copy of the Deemed Contract within a reasonable time upon request.
- Where a Customer intends the premises to be supplied with gas under a gas supply agreement with LCC Group Ltd T/A Go Power or any other gas supplier, the Deemed Contract will continue to have effect until LCC Group Ltd T/A Go Power or the other gas supplier, as appropriate, begins to supply gas to the premises under a signed gas supply agreement.
- Where LCC Group Ltd T/A Go Power supplies gas to a customer's premises under a Deemed Contract all reasonable steps will be taken to provide that customer with a notice:
 - setting out the principal terms of the Deemed Contract,
 - provide that Customer with a notice confirming that the Customer's premises is being supplied under a Deemed Contract,
 - informing the Customer that contracts with terms and conditions that may be different from the terms and conditions of Deemed Contracts may be available from LCC Group Ltd T/A Go Power,
 - and to enter into a contract with the customer as soon as reasonably practicable.

- The deemed rates applicable to a particular site, which will necessarily vary between sites as they include charges associated with the profile of the site (the level of which is set by the relevant Network Operators), will be set out by LCC Group Ltd T/A Go Power in writing to the customer.
- Where a meter at a site is not read immediately before the time at which the customer took responsibility for a site, LCC Group Ltd T/A Go Power reserves the right to estimate the quantity of gas supplied to the site (based upon the data it holds) until the time that the meter is read or the customer ceases to take supply of the gas or LCC Group Ltd T/A Go Power ceases to supply gas to the premises under the deemed contract.
- If the gas supply point is subject to a Last Resort Supply Direction then the Deemed Contract is automatically terminated from the date the Last Resort Supply Direction comes into effect.
- Where a Customer is being supplied by LCC Group Ltd T/A Go Power with gas under a Deemed Contract as a result of a Last Resort Supply Direction being issued in relation to this premise, paragraph 2.1.3 of the Gas Supply Licence shall not apply until that direction stops having effect.

LCC Group Ltd T/A Go Power's obligations

- The law and LCC Group Ltd T/A Go Power's gas supply licence provide that it must act in a certain way in relation to Deemed Contracts. LCC Group Ltd T/A Go Power's processes are designed to ensure that these obligations are met.
- The agreement starts when the customer starts taking a supply of gas from LCC Group Ltd T/A Go Power.
- The scheme is governed by the laws of Northern Ireland and the courts of Northern Ireland shall have exclusive jurisdiction in relation to this scheme.

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