**Customer Name**

**Address Line 1**

**Address Line 2**

**Address line 3**

**Address Line 4**

**Town**

**Postcode**

**Our reference:** *{Insert our reference }*

**Your reference:** *{Insert Applicant’s Ref}*

**TEMPORARY CAPACITY VARIATION TO CONNECTION AGREEMENT FOR PREMISES AT:**

**{Insert Location}**

This Temporary Capacity Variation Agreement dated \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_is made between:

1. **SOUTHERN ELECTRIC POWER DISTRIBUTION PLC** a company registered in England and Wales with number 4094290 whose registered office is at No. 1 Forbury Place 43 Forbury Road, Reading, RG1 3JH (the “**Company**”); and
2. **{Customer Name}** a company registered in [\*Scotland] [\*England and Wales] with number {Customer Registered Number} whose registered office is at {Customer Registered Address} (the “**Customer**”).

**[This document is only applicable if using templates TEM-NET-COM-004 or TEM-NET-COM-005. Delete this text prior to issue]**

By entering into this Temporary Capacity Variation Agreement the Company and the Customer give notice to each other of a variation under Clause 1 of the Connection Agreement currently in place between the Company and the Customer at {Location} (the “**existing Connection Agreement**”).

This Temporary Capacity Variation Agreement does not replace the existing Connection Agreement. The existing Connection Agreement will remain in full force and effect, but subject to the changes set out within this Temporary Capacity Variation Agreement.

This Temporary Capacity Variation Agreement replaces the Maximum Import Capacity (kVA) in the existing Connection Agreement as set out below for the period between the Effective Start Date and Effective Termination Date, but only for the Specific Time Periods identified below.

This Temporary Capacity Variation Agreement will end on the Effective Termination Agreement, unless terminated earlier by the Company. The Company reserves the right to terminate this Temporary Capacity Variation Agreement with immediate effect, without the need to give prior notice to the Customer.

Following the Effective Termination Date defined below or following termination of this Temporary Capacity Variation Agreement by the Company, the terms contained within this Temporary Capacity Variation Agreement will expire and the Connection Agreement terms will revert back to the terms previously set out within the existing Connection Agreement.

|  |  |
| --- | --- |
| Effective Start Date of this Temporary Capacity Variation Agreement: | [start date] |
| Effective Termination Date of this Temporary Capacity Variation Agreement: | [end date] |
| Maximum Import Capacity (kVA) | [Insert agreed temporary capacity] kVA |
| Specific Time Periods | [applicable time periods e.g.: ‘Every Wednesday, 09:30 to 14:00, inclusive’, provided the Customer is participating in flexibility services trades through the Neutral Market Facilitator Platform.  Or  ‘No specific time periods apply. The Temporary Capacity Variation Agreement is in effect continuously for the full period from the Effective Start Date to the Effective Termination Date, provided the Customer is participating in flexibility services trades through the Neutral Market Facilitator Platform.] |

This Temporary Capacity Variation Agreement will be governed by, and interpreted in accordance with, the laws of England & Wales and the Parties hereby submit to the exclusive jurisdiction of the English courts.

This Temporary Capacity Variation Agreement has been entered into on the date stated at the beginning of it.

This Temporary Capacity Variation Agreement is duly executed as follows:

|  |  |  |
| --- | --- | --- |
| Signed by | .......................................................... | (Signature) |
| for the Customer | .......................................................... | (Name & Designation) |
|  |  |  |
| Signed by | .......................................................... | (Signature) |
| for the Company | .......................................................... | (Name & Designation) |