

**RESPONSE PAPER**  
**CER/09/010**  
**30 January 2009**

***Consultation Comment and Commission's Response - Accompanying the publication of the "Definition of the Scope of Controlled Works" Document (Version 1.0)" (CER/09/009)***

The Commission received detailed responses from the following parties further to its consultation on its proposed Definition for the Scope of Controlled Works (reference: CER/08/212):

1. Electro-Technical Council of Ireland (ETCI);
2. Dublin City Council;
3. Matrix Electrical Limited.

The Commission welcomes the considered responses from the above parties and has attempted to respond to each comment received.

The comments from the above responses have been inputted into the table below in accordance with the section to which that comment relates. In doing so, the Commission has re-produced the comments from Respondents.

The Commission has also provided its response to each such comment. Please note that section references in the "Section" column of the table below refers to the section reference in the Consultation Document (CER/08/212).

**Section A - Overview of Electrical Safety Supervision, Roles and Definitions**

Consultation Document Section:	From:	Comments\Proposal	CER Action:
4.2	ETCI	The Respondents agreed with the analysis of the policy considerations as set out by the Commission in the consultation paper.	The Commission welcomes and accepts this comment.
5.2	Matrix Electrical	The Respondent considered that including minor works in within the definition of Controlled Works to be unduly onerous.	There appears to be a misunderstanding with regard to the Commission's proposals as regards minor electrical works. Minor electrical works are not included under the definition of Controlled Works. However the ETCI National Wiring Rules recommend that a Declaration of Compliance should be issued by a Registered Electrical Contractor for minor electrical works when requested by a customer. Further the Commission fully supports the desirability of issuing a Declaration of Compliance for Minor electrical Works.
5.2.1 & 5.2.4 & 5.2.5	Dublin City Council	Respondent agrees with these clauses in the proposed defined scope of Controlled Works.	The Commission's welcomes this comment.
5.2.2 & 5.2.3	Dublin City Council	Concern was expressed that the inclusion of those electrical works not requiring a connection to the network to be impractical and unenforceable and would not stop DIY electrical works of this nature being carried out unless customers requested certificates from contractors. Concern was also expressed at the potential	Controlled Works for which Completion Certificates are issued can be divided into two categories: <ul style="list-style-type: none"> <li>i. Electrical works requiring a connection or reconnection to the network;</li> <li>ii. Electrical works or installations that are controlled works which do not require a connection but where an REC is required under the new regulatory system to issue a certificate;</li> </ul> In the case of category (i) ESB Networks require a Completion Certificate for any electrical works which require a connection or

		<p>administrative costs associated with certificates.</p>	<p>reconnection to the network, before energisation can take place. As regards category (ii) The Commission accepts that key to the enforcement of the new regulatory system and to the issuance of Completion Certificates by registered electrical contractors will be the role of the Electrical Safety Supervisory Bodies and the Public. The newly appointed Electrical Safety Supervisory Bodies will be carrying out audit and inspections of registered electrical contractors (REC's) to establish their adherence to the new regulatory system, this will include the auditing, and monitoring of Completion Certificates for Controlled Works. Both ECSSA and RECI have disciplinary procedures in place to deal with those REC'S who do not comply with the requirements of the Criteria Document and the new regulatory system. Under the respective Rules of Registration of both bodies, REC's are required to comply with the requirements of the Criteria Document,- this will mean the issuance of Completion Certificates for all Controlled Works which they carry out.</p> <p>The Commission accepts that customers will play a pivotal role in new regulatory system. There will be a level of responsibility placed on the customer to request a certificate where an electrical work has been carried out on their behalf. In this regard it is the Commission's intention to raise public awareness of the new regulatory system and of the requirement for the issuance of completion certificates for Controlled Works, - this will be coordinated in conjunction with ECSSA and RECI.</p> <p>Other electrical works not requiring a connection to the Network, include Minor Works. Again, as above, there appears to be a misunderstanding with regard to Minor Works. Minor Works are not included under the definition of Controlled Works. However the ETCI National Wiring Rules recommend that a Declaration of Compliance should be issued for Minor Works when requested by a customer. The CER fully supports the desirability of issuing a Declaration of Compliance for Minor Works.</p>
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			With regard to the issue of the cost of Certification, the Commission considers that the cost incurred in the issuing of completion certificates is a necessary expense for the effective implementation of its safety function under the Energy (Miscellaneous Provisions) Act 2006.