

# UNC 0829:

## Updates to the Supplemental Agreement Amendments Process



**Guidance:** *These slides are meant to provide a brief overview for the UNC Panel, to introduce what is trying to be achieved, to help them understand and decide the best process to be followed for new modifications. Please aim to be as brief as possible and not justify nor make the case for the Modification.*

*Notes are provided in italics and if this template is being used should be removed.*

*The Joint Office is available to help and support the drafting of any modifications, including guidance on completion of the Modification template and the wider modification process. Contact:*  
[enquiries@gasgovernance.co.uk](mailto:enquiries@gasgovernance.co.uk) or 0121 288 2107.

**Proposer:** Shiv Singh - Cadent

**Panel Date:** 17th November 2022

# Why change?



- The Offtake Arrangements Document (OAD) states the Upstream party is responsible for processing any Supplemental Agreement (SA) amendments;
- The process does not cater for tri-party sites;
- Provisions are very transactional and do not allow sufficient time for operators to review amendments made by another operator;
- The process does not cater for certain commercial circumstances where the SA requires agreement prior to the assets becoming operational; and
- Arrangements are hard-wired into OAD making revisions burdensome.

# Options



- Pre-modification discussions have taken place where options have been considered such as amending Recitals (as opposed to raising a UNC Modification), but this has been discounted as Transporters agreed that UNC Modification was the most efficient route
- Further options to the draft proposals can be discussed as and when raised at workgroup

# Solution



- Either party able to initiate the process
- Cater for tri-party sites
- Introduce 'draft' and 'execution' phases to allow for suitable governance
- Revisions to include specific scenarios where the SA requires agreement prior to assets going live or being amended
- Transfer current provisions into a new subsidiary document, resulting in amendments requiring approval at Offtake Committee rather than by UNC Modification.

# Recommended Steps



- The Proposer recommends that this modification should be:
  - Subject to Self-Governance
  - Workgroup assessment to develop the modification for 3 months