

Representation - Draft Modification Report UNC 0603S

Removal of liability for members of Performance Assurance Committee

Responses invited by: **5pm on 08 December 2016**

To: enquiries@gasgovernance.co.uk

Representative:	Angela Love
Organisation:	ScottishPower Energy Management Ltd
Date of Representation:	8 th December 2016
Support or oppose implementation?	Support
Relevant Objective:	f) Positive

Reason for support/opposition: Please summarise (in one paragraph) the key reason(s)

ScottishPower agrees with the proposer that protection should be provided for Performance Assurance Committee (PAC) members, where they have made decisions in good faith. The PAC members could be in the position of making decision that have an impact to Parties to the Code, which puts the members in a similar position to the members of the Energy Balancing Credit Committee (EBCC), who are afforded the protection proposed in this modification for the PAC.

It has already been noted that PAC members may be unwilling to sit on the PAC if this protection is not provided for therefore it seems prudent to ensure that the concerns of PAC members are addressed. ScottishPower believes that replicating the protection provided for the EBCC members should be sufficient, given that it has worked well in the years since it was introduced.

Self-Governance Statement: Please provide your views on the self-governance statement.

ScottishPower agrees with the Proposer that the modification meets the self-governance criteria.

Implementation: What lead-time do you wish to see prior to implementation and why?

This proposal should be implemented as soon as practicable, given that the PAC is already established and to ensure that no PAC member feels inhibited from taking decisions.

Impacts and Costs: What analysis, development and ongoing costs would you face?

None.

Legal Text: *Are you satisfied that the legal text will deliver the intent of the Solution?*

ScottishPower is content that the legal text will deliver the intended solution. At present the legal text recognises the Parties who are subject to the Performance Assurance Framework arrangements, namely the DNOs, Shippers and Traders, but also covers the potential for action to be taken from any Party to the UNC.

Are there any errors or omissions in this Modification Report that you think should be taken into account? *Include details of any impacts/costs to your organisation that are directly related to this.*

No

Please provide below any additional analysis or information to support your representation

None