

0579:

Updating code to reflect the correct 'Designated Person'

01	Modification
02	Workgroup Report
03	Draft Modification Report
04	Final Modification Report

This housekeeping modification seeks to update the UNC Modification Rules to reflect Ofgem's decision to appoint the Joint Office as the Designated Person for appointing User representatives to Panel and UNC sub-committees.

	<p>The Proposer recommends that this modification should be:</p> <ul style="list-style-type: none"> subject to fast track self-governance
	<p>Low Impact: All parties</p>

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About this document:		 N/A
This modification will be presented by the proposer to the panel on 21 April 2016.		Systems Provider: N/A
The panel will consider the proposer's recommendation and agree whether this modification should be:		 N/A
<ul style="list-style-type: none"> subject to fast track procedures and implemented 		 N/A
The Proposer recommends the following timetable:		Additional contacts:
Workgroup Report presented to Panel	21 April 2016	
UNC Modification Panel decision	21 April 2016	

1 Summary

Is this a Fast Track Self-Governance Modification?

The proposer believes this Modification meets the Fast Track Self Governance criteria. The modification has no material impact on any party because is simply aligning the UNC Modification Rules to Ofgem's decision, to replace the Gas Forum with the Joint Office as the 'Designated Person'.

Why Change?

The 'Designated Person' is the individual who performs the User Representative UNC Panel and subcommittee appointment process on behalf of Users. The 'company secretary of the Gas Forum', who previously performed this activity, is no longer available because the Gas Forum has ceased trading. On 01 March 2016 Ofgem's decision was for the Joint Office of Gas Transporters (the Joint Office) to be the new 'Designated Person'.

Solution

The UNC Modification Rules defined term of 'Designated Person' will be updated to identify the 'Chief Executive of the Joint Office of Gas Transporters'.

Relevant Objectives

The proposer believes this modification meets relevant objective f) Promotion of efficiency in the implementation and administration of the Code, as it ensures code is updated to the reflect the correct 'Designated Person' information.

Implementation

No implementation date is proposed, although we recommend an implementation date as soon as possible after a Panel decision.

Does this modification impact a Significant Code Review (SCR) or other significant industry change projects, if so, how?

No

2 Why Change?

Annually, UNC Panel members (who automatically become UNC Committee members) and UNC subcommittee members are nominated, elected and appointed using the UNC Modification Panel & Subcommittee – User Representatives Appointment Process. Historically the administration role was performed by The Gas Forum, with the 'company secretary of the Gas Forum' being the Designated Person. As notified on 03 February 2016, the Gas Forum ceased to operate from 01 January 2016. As a result a new 'Designated Person' needed to be appointed by Ofgem to operate the appointment process.

On 01 March 2016, Ofgem appointed the Joint Office of Gas Transporters to be the new 'Designated Person'. Their decision being that it was consistent for the code administrator to carry out this role on behalf of Users.

This proposal seeks to update the UNC Modification Rules to ensure the 'Designated Person' reflects Ofgem's decision.

3 Solution

As per the previous code requirement the 'Designated Person' is an individual, rather than an organisation. Therefore the company secretary of the Gas Forum, is replaced by the Chief Executive of the Joint Office of Gas Transporters. A change to the UNC Modification Rules defined term 'Designated Person' is required.

"Designated Person":

- (a) subject to (b) below, the individual for the time being appointed as the ~~Gas Forum (a company incorporated in England and Wales, with company registration number 2941152)~~ Chief Executive of the Joint Office of Gas Transporters; or
- (b) any other individual of whose identity the Panel Chairperson may be notified by the Authority;

User Pays	
Classification of the modification as User Pays, or not, and the justification for such classification.	No User Pays service would be created or amended by implementation of this modification and it is not, therefore, classified as a User Pays Modification.
Identification of Users of the service, the proposed split of the recovery between Gas Transporters and Users for User Pays costs and the justification for such view.	N/A
Proposed charge(s) for application of User Pays charges to Shippers.	N/A
Proposed charge for inclusion in the Agency Charging Statement (ACS) – to be completed upon receipt of a cost estimate from Xoserve.	N/A

4 Relevant Objectives

Impact of the modification on the Relevant Objectives:	
Relevant Objective	Identified impact
a) Efficient and economic operation of the pipe-line system.	None
b) Coordinated, efficient and economic operation of <ul style="list-style-type: none"> (i) the combined pipe-line system, and/ or (ii) the pipe-line system of one or more other relevant gas transporters. 	None
c) Efficient discharge of the licensee's obligations.	None
d) Securing of effective competition: <ul style="list-style-type: none"> (i) between relevant shippers; 	None

(ii) between relevant suppliers; and/or (iii) between DN operators (who have entered into transportation arrangements with other relevant gas transporters) and relevant shippers.	
e) Provision of reasonable economic incentives for relevant suppliers to secure that the domestic customer supply security standards... are satisfied as respects the availability of gas to their domestic customers.	None
f) Promotion of efficiency in the implementation and administration of the Code.	Positive
g) Compliance with the Regulation and any relevant legally binding decisions of the European Commission and/or the Agency for the Co-operation of Energy Regulators.	None

The proposer believes this modification meets relevant objective f) Promotion of efficiency in the implementation and administration of the Code, as it ensures code is updated to reflect the correct 'Designated Person' information.

5 Implementation

As fast track self-governance procedures are proposed, implementation could be sixteen business days after a unanimous vote in favour of implementation by the Modification Panel, subject to no objection being raised.

6 Impacts

Does this modification impact a Significant Code Review (SCR) or other significant industry change projects, if so, how?

No

7 Legal Text

The following Legal Text has been provided by the proposer. Please note that the entire defined term has been provided for completeness.

"Designated Person"

- (a) subject to (b) below, the individual for the time being appointed as the ~~Gas Forum (a company incorporated in England and Wales, with company registration number 2941152)~~ Chief Executive of the Joint Office of Gas Transporters; or
- (b) any other individual of whose identity the Panel Chairperson may be notified by the Authority;

8 Recommendation

The Proposer invites the Panel to:

- Determine that this modification should follow fast track procedures and be implemented