

**Record of Determinations: Panel Meeting, 11 March 2014**

Modification	Vote Outcome	Shipper Voting Members					Transporter Voting Members					Consumer Representative	Determination Sought	
		AG	GJ	PB	RF	SM	CWa	EM	JF	RH	SE	CA		
0491 - Change Implementation Date of Project Nexus to 04 April 2016	The Panel recommended that the modification should follow Urgent procedures with 10 votes in favour and 1 vote against	✓	X	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	Recommend to the Authority that the modification should follow Urgent procedures
	Not related to the Significant Code Review - unanimous vote against	X	X	X	X	X	X	X	X	X	X	X	X	Modification is related to Significant Code Review
	Is not a Self-Governance Modification - unanimous vote against	X	X	X	X	X	X	X	X	X	X	X	X	Modification should follow Self-Governance Procedures
	Proceed to consultation - unanimous vote in favour	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	Issue to Consultation
	Legal Text requested - unanimous vote in favour	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	Request legal text
	Legal text not required - unanimous vote in favour	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	Legal text not required for inclusion in DMR
	Cost estimate not required - unanimous vote in favour	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	Cost estimate not required for inclusion in DMR
	Consultation to close out on 01 April - unanimous vote in favour	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	Extend consultation

KEY	In favour	Not in Favour	No Vote Cast	Not Present
	✓	X	NV	NP

**UNC Modification Panel**

**Minutes of the 155<sup>th</sup> Meeting held on Tuesday 11 March 2014 via teleconference**

**Attendees**

**Voting Members:**

<b>Shipper Representatives</b>	<b>Transporter Representatives</b>	<b>Consumer Representative</b>
A Green (AG), Total G Jack (GJ), British Gas P Broom (PB), GDF Suez R Fairholme (RF), EON UK S Mulinganie (SM), Gazprom	C Warner (CWa), National Grid Distribution E Melen (EM), Scotia Gas Networks J Ferguson (JF), Northern Gas Networks J Edwards (JE), Wales & West Utilities R Hewitt (RH), National Grid NTS	C Alexander (CA), Consumer Futures

**Non-Voting Members:**

<b>Ofgem Representative</b>	<b>Terminal Operators' Representative</b>	<b>Chairman</b>
		L Jenkins (LJ), Joint Office

**Also in Attendance:**

A Miller (AM), Xoserve; A Sheikh (AS), Ofgem; C Logue (CL), National Grid NTS; H Chapman (HC), Xoserve; N Salter (NS), Xoserve; R Fletcher (RF) Joint Office and S Simpson (SS), Xoserve.

## Record of Discussions

### 155.1 Note of any alternates attending meeting

E Melen for A Musgrave (Scotia Gas Networks)  
G Jack for C Wright (British Gas)  
J Edwards for S Edwards (Wales & West Utilities)  
S Muliganie for A Barnes (Gazprom)

### 155.2 Record of Apologies for absence

A Barnes, A Musgrave, C Wright and S Edwards.

### 155.3 Consider New, Urgent Modifications

- a) Modification 0491 - Change Implementation Date of Project Nexus to 04 April 2016

LJ explained the Urgent Modification procedures and the qualifying criteria. RH advised that National Grid NTS has raised Modification 0491 proposing that it is not subject to self-governance, and should be granted Urgent status. The reasons for the modification were due to the high risk of late delivery caused by linking the changes under Project Nexus to the CAM code amendments to Gemini. Decoupling the projects would increase the certainty of delivering both Projects, whereas coupling them would significantly increase the risk of failure for both.

Awarding service provider contracts by Xoserve on 24<sup>th</sup> March is considered time critical, therefore justification for the modification being urgent.

Failure to deliver the EU CAM code changes would lead to the risk of fines on the GB government and impact licensees.

CWa advised that there were a small number of omissions in the modification and that should be addressed prior to consultation. He agreed to notify RH of the proposed amendments asap.

GJ was not convinced that the modification is urgent, as it seems inappropriate at this time, as delivery is not expected until October 2015. RH advised that they were not commenting on the nature of delivery just the delivery date. GJ wanted to see more time allowed for discussion to agree an optimum solution to the issues. SM advised that they supported urgency as they were considering their contract options and would like certainty on the timescales for implementation.

RF asked if it should be left to UKLink or UNCC to change the implementation date. This was challenged, as this modification would overwrite the implementation date proposed by Modification 0432.

Members then determined to recommend that Modification 0491 should follow Urgent procedures.

AS advised that he would be considering the timeline for the modification and would be considering the impacts of making a decision within the proposed urgency timeline.

AM clarified that 24<sup>th</sup> March is not the critical to Xoserves contract awarding process. However, certainty on the delivery dates was needed by 16<sup>th</sup> May, after this date it would not be possible to change the agreement to couple or decouple systems delivery.

LJ asked if the Urgency timetable was still required, as the critical date had been put back to 16<sup>th</sup> May rather than 24<sup>th</sup> March.

After consideration the proposer then agreed to withdraw their request for Urgency and that they would consider a number of other amendments to the modification suggested by Panel members. The date in the modification is to be modified to 01 April 2016 as it this benefits settlement otherwise two billing periods would have to be run in the same month.

Members considered the proposed timeline with consultation commencing on 11 March and closing on 01 April, with a report presented 07 April Panel and an Ofgem decision by 15 May.

Members then determined for Modification 0491:

- The modification is not related to the Significant Code Review as it is not a related subject;
- The criteria for Self-Governance are not met as this modification is expected to have a material impact on consumers;
- To request Legal Text;
- It should proceed to consultation;
- Legal text is not required for inclusion in the draft Modification Report;
- A cost estimate is not required for inclusion in the draft Modification Report;
- Consultation to close out 01 April 2014; and
- Members agreed to meet on 07 April to consider the Final Modification Report.

#### **155.4 Any Other Business**

None raised

#### **155.5 Conclude Meeting and Agree Date of Next Meeting**

10:30 20 March 2014, at the ENA.