

Stage 01: Modification

0505:

Update to UNC TPD Section G & M to correct anomalies arising from the implementation of UNC Modification 0463S “Recognition of the ‘2nd January’ Scottish Bank Holiday as a Business Day for Supply Point related transactions”.

The modification will amend UNC TPD Sections G & M; in accordance with the legal text of Modification 0463S it will reinstate parts of Section G & M that were incorrectly amended by the implementation of 0463S.



The Proposer recommends that this modification should be:

- subject to self-governance



High Impact:
None



Medium Impact:
None



Low Impact:
Transporters and Shippers

At what stage is this document in the process?

01

Modification

02

Workgroup Report

03

Draft Modification Report

04

Final Modification Report

0505

Modification

06 June 2014

Version 1.0

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About this document:

This modification will be presented by the proposer to the panel on 19 June 2014.

The panel will consider the proposer's recommendation and agree whether this modification should be:

- subject to self-governance
- sent straight to consultation



Any questions?

Contact:

Code Administrator



enquiries@gasgovernance.co.uk



0121 288 2107

Proposer:

Scotia Gas Networks



david.mitchell@sgn.co.uk



07799 343082

Transporter:

As above



As above



As above

Systems Provider:

Xoserve



commercial.enquiries@xoserve.com



telephone

Additional contacts:

Insert name



email address.



telephone

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1 Summary

Is this a Self-Governance Modification?

We believe that this modification is Self-Governance as it will amend UNC TPD Sections G & M in accordance with the legal text of Modification 0463S and reinstate those parts of the legal text that were incorrectly amended by the implementation of 0463S. We do not believe that this modification introduces any changes to the UNC which have not previously been implemented by earlier modifications and authority decisions therefore this:

(i) is unlikely to have a material effect on:

- (aa) existing or future gas consumers; and
- (bb) competition in the shipping, transportation or supply of gas conveyed through pipes or any commercial activities connected with the shipping, transportation or supply of gas conveyed through pipes; and
- (cc) the operation of one or more pipe-line system(s); and
- (dd) matters relating to sustainable development, safety or security of supply, or the management of market or network emergencies; and
- (ee) the uniform network code governance procedures or the network code modification procedures; and

(ii) is unlikely to discriminate between different classes of parties to the uniform network code/relevant gas transporters, gas shippers or DN operators.

Why Change?

This modification will amend UNC TPD Section G & M in accordance with the legal text that was produced for Modification 0463S and reinstates those parts of Section G & M that were incorrectly amended. This modification will ensure that the text implemented for Modification 0463S aligns with previous changes to TPD Section G & M the legal text changes will focus on the introduction of the definition "Supply Point Systems Business Day" which replaced the term "Business Day".

Solution

Amend certain references to "Supply Point System Business Day" back to "Business Day" in UNC TPD Section G & M to reflect the intention of MOD463.

Relevant Objectives

The modification will have a positive effect on relevant objective (f); promotion of efficiency in the implementation and administration of the code.

Implementation

The modification could be implemented 16 business days after a vote in favour of implementation by the Modification Panel. There are no implementation costs applicable to the modification.

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2 Why Change?

This modification will amend UNC TPD Section G & M in accordance with the legal text that was produced for Modification 0463S and reinstate those parts of Section G & M that were incorrectly amended. These parts were unfortunately incorrectly amended as part of 0463S even though they were out of scope as they do not refer to Xoserve system related activities.

This modification will make changes to TPD Section G & M to ensure that the text fully reflects the intention of the original UNC Modification 0463.

3 Solution

The modification will make changes to UNC TPD Section G & M to reverse some of the changes incorrectly introduced by 0463S by amending certain references to “Supply Point System Business Day” back to “Business Day” where that reference is not related to Xoserve system related activities i.e. was out of scope for 0463S. A list of amendments can be found below.

Section G Legal Text Amendments

- 1.8.4 (b) (iii) Change back to Business Day
- 4.1.1 (b) – Change back to Business Day
- 4.1.2 – Change back to Business Days
- 4.1.3 (a) & (b) – Change back to Business Days
- 4.1.4 (b) – Change back to Business Days
- 5.1.5 (a) & (b) – Change back to Business Day
- 5.1.6 – Change back to Business Days

Section M Legal Text Amendments

- 2.4.4 (a) & (b) – Change back to Business Days
- 2.5.3 (a) – Change back to Business Days
- 2.6.2 (b) (iii) – Change back to Business Days
- 2.7.2 (f) – Change back to Business Days
- 2.7.4 – Change back to Business Days
- 2.7.6 – Change back to Business Days
- 3.2.3 – Change back to Business Days
- 3.2.15 – Change back to Business Days (unless already amended as per 0455 legal text)
- 4.1.10 (a) & (b) – Change back to Business Days
- 4.8.3 (a), (d) & (e) – Change back to Business Days
- 5.1.3 (e) – Change back to Business Day

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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 (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: (i) between relevant shippers; (ii) between relevant suppliers; and/or (iii) between DN operators (who have entered into transportation arrangements with other relevant gas transporters) and relevant shippers.	None
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

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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
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This modification will have a positive impact on Relevant Objective (f); promotion of efficiency in the administration and implementation of the Code as it will correct errors arising from the process of incorporating the legal text from Modification 463S into the UNC TPD Section G & M.

5 Implementation

This modification could be implemented 16 business days after a vote in favour of implementation by the Modification Panel.

6 Legal Text

To be published separately

7 Recommendation

The Proposer invites the Panel to:

- Determine that this modification should be subject to self-governance; and
- Progress to Consultation