

22/03/2005

Dear Colleague,

**NOTICE OF IMPLEMENTATION
MODIFICATION PROPOSAL No: 0709**

"Improving the Accountability and Management of Network Code Meetings"

Please note that Modification Proposal No 0709 was implemented with effect from 06:00 hours on 16/12/2004. The Final Modification Report, Version 5.0, was signed by Ofgem on 13/12/2004.

The new Network Code text resulting from this Modification follows.

Modified Text:

Amended Legal Text

SECTION W: INTERPRETATION

Amend paragraph W1 to read as follows:

Delete "Modification Rules...Standard Condition" and replace with the following:

"Modification Rules: the modification rules as set out in Section Y and made pursuant to Standard Condition 9 of the Transco Licence

SECTION Y: Modification Rules

Amend paragraph Y2.1 to read as follows:

Delete "Workstream Guidelines...Panel Majority" and replace with:

"Chairman's Guidelines" a set of standing guidelines issued by Transco governing the conduct of meetings of the Modification Panel, Workstreams, Development Work Groups and Review Groups, which may be amended from time to time by Panel Majority"

Add the following to paragraph Y 2.1:

"Report of Determinations" a report produced by the Secretary setting out each of the determinations which were made by Voting Members at each meeting of the Modification Panel;"

Delete "Workstream...and/or Transco)" and replace with:

““Workstream”: a group comprised of representatives of Users and Transco, chaired by Transco and operating within the Chairman’s Guidelines, which is convened for the general purposes of consideration and discussion of matters relating to the Code or a Modification Proposal in accordance with paragraph 7.4 in accordance with its Terms of Reference (which such group shall have no power or authority to bind any User and/or Transco);”

Amend paragraph 5.3.2 as follows:

“Every notice convening a meeting...to which they relate or, subject to paragraph 5.3.3, where in the opinion of the Secretary a shorter period...”

Add new paragraph 5.3.3 as follows:

“Notwithstanding where the Secretary has determined a shorter period to circulate the relevant materials in respect of a meeting of the Modification Panel pursuant to paragraph 5.3.2, no new items to the Agenda will be considered except by consent of a Panel Majority prior to such meeting.”

Renumber paragraph 5.6 to 5.6.1

Add new paragraph 5.6.2

“The Chairman shall conduct all meetings of the Modification Panel in accordance with the Chairman’s Guidelines”

Add new paragraph 5.6.3

“Members may propose amendments to the Chairman’s Guidelines from time to time by notice in writing to the Secretary who shall place such proposed amendments on the Agenda for the next following meeting of the Modification Panel. If such proposed amendment is accepted by Panel Majority, the Secretary shall amend the Chairman’s Guidelines as appropriate and circulate to Members and Users the Chairman’s Guidelines within ten (10) Business Days of such meeting.”

Amend paragraph 5.11.1

“The Secretary shall ensure that determinations...and that a Report of Determinations is issued to each Member and each User within three (3) Business Days of the meeting of the Modification Panel at which such determinations were made”

Yours sincerely,

Julian Majdanski
Modification Panel Secretary