

Record of Determinations: Panel Meeting 23 May 2018

Modification	Vote Outcome	Shipper Voting Members						Transporter Voting Members					IGT Voting Member	Consumer Voting Member	Consumer Voting Member	Determination Sought
		AG	AL	CZ	GW	RF	SM (AG)	CW	DL	HC	JF	RP (JF)				
0636 A/B/C/D - Updating the parameters for the NTS Optional Commodity Charge	To proceed to Consultation - <i>unanimous vote in favour</i>	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	NP	NP	NP	Should Modifications 0636/A/B/C/D be issued to consultation (includes a deemed request for Legal Text)?
	Consultation to close out on 14 June 2018 - <i>majority vote in favour</i>	X	✓	X	X	X	X	✓	✓	✓	✓	✓	NP	NP	NP	Should consultation end on 14 June 2018 and FMR to be considered at Short Notice at 21 June Panel?

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

UNC Modification Panel

Minutes of the 225 Meeting held on Wednesday 25 April 2018

By Teleconference

Attendees

Voting Members:

Shipper Representatives	Transporter Representatives	Consumer Representatives
A Green (AG), Total and alternate for S Mulinganie A Love (AL), Independent C Ziviani (CZ), Corona Energy G Wood (GW), British Gas R Fairholme (RFa), Uniper	C Warner (CW), Cadent D Lond (DL), National Grid NTS H Chapman (HC), SGN J Ferguson (JF), Northern Gas Networks and alternate for R Pomroy	

Non-Voting Members:

Chairperson	Ofgem Representative	Independent Supplier Representative
M Shurmer (MS), Chair	R Elliott (RE)	

Also in Attendance:

C Rossini (CR), Aughinish Alumina; C Shanley (CS), Joint Office; D Fittock (DF), Corona Energy; D Hawkin (DH), TPA Solutions; J Chandler (JCh), SSE; J Cox (JCo), Energy UK; M Hatch (MH), National Grid; P Garner (PG), Joint Office; R Fletcher (RFI), Secretary; R Hailes (RHa), Joint Office; R Hinsley (RHi), Xoserve and S Britton (SB), Cornwall Insight.

Record of Discussions

Introduction

MS welcomed all attendees and then set out the order of business. MS explained that this extraordinary meeting had been called to discuss one item of business and all other standing agenda items would be deferred to the 21 June meeting.

MS advised that following notification of resignation by AL, that would be her last Panel meeting. On behalf of Members, MS thanked AL for her contributions to Panel over the previous 2 years and wished her well for the future.

225.1 Note of any alternates attending meeting

A Green for S Mulinganie,
C Ziviani for E Wells, Corona Energy
G Wood for A Margan, Independent
J Ferguson for R Pomroy, Wales & West Utilities

225.2 Record of Apologies for absence

E Proffitt
N Rozier
R Pomroy
S Horne
S Mulinganie

225.3 Minutes and Actions of the Last Meeting(s)

Not discussed.

225.4 Consider Workgroup Reports

a) Modification 0636 including A to D - Updating the parameters for the NTS Optional Commodity Charge.

Members discussed the recommendations and timetable presented in the Workgroup Report.

AL wanted to understand Ofgem's view when considering the potential options for a Regulatory Impact Assessment (RIA) and the proposed implementation date. RE advised that Ofgem would consider if a RIA was needed once they had seen the Final Modification Report (FMR) and consultation responses. AL was still concerned how Panel would sit legally when making a recommendation on these modifications when different analysis might then be available to Ofgem.

AL questioned statements being made in the Workgroup Report and the lack of references or evidence to substantiate the statements. With specific examples of claimed impacts on Moffat and on Ireland – if these are commercially sensitive issues then the it should be referenced as such and details provided to Ofgem.

PG agreed to review the process for further Workgroup Reports to ensure there is consistency, however the Workgroup were content to submit this report to Panel and it was for Members to determine the next steps.

RFa noted that Legal Text and analysis were provided by National Grid after publication of the Workgroup Report – are there any conflicts in the information provided. DL advised the Workgroup were happy to agree the analysis could be provide after publication of the Workgroup Report.

AL noted that page 16 referenced the Methodology Statement, is it published alongside the Workgroup Report. CSh advised it is published alongside the Workgroup Report.

RFa was concerned about the proposed timeline for consultation as it would need to be responded to and managed by the same people who were considering Modification 0621, this is likely to create an unnecessary burden.

PG suggested that if Members supported the view, consultation could be extended to 04 July and the FMR considered at the July Panel.

CWa was concerned the delay would impact the potential options for Ofgem RIA and ensuring there is decision in time to meet the aspirations of the proposers for an October 2018 implementation date.

GW asked if the timetable was agreed/proposed by the Workgroup. CS advised that the Workgroup had proposed two timetables in a previous version of the Workgroup Report, however they had proposed one timetable in this version of the Workgroup Report.

AL noted that Shippers were requesting 150 days' notice to allow contract amendments and a review of prices and delaying consultation would impact this notice period – is it preferable to maintain as much notice as possible by issuing to consultation now or delay consultation and reduce the notice period. Both RFa and AG were more concerned about the quality of representations to ensure the FMR could be considered by Members.

MH advised that there were systems impacts for Alternatives A, C and D and it is unlikely that these changes could be delivered by October 2018. RHi clarified that 0636 and alternatives A and B could be delivered by October 2018 as they are similar to business as usual. However, Alternatives C and D would be difficult to delivery by October 2018.

For Modifications 0636 including Alternatives A to D:

- Issued to consultation with consultation closing out on 14 June and includes a deemed request for Legal text;
- That the Legal Text provided meets the requirements of the deemed request for Legal Text;
- To be considered at short notice at 21 June Panel.

222.5 AOB

None

222.6 Date of Next Meeting

- 10:30, Thursday 21 June 2018, at Elexon

Action Table (23 May 2018)

Action Ref	Meeting Date	Minute Ref	Action	Owner	Status Update