

**MODIFICATION PROPOSAL 353 – POPULATION AND MAINTENANCE OF THE  
MARKET SECTOR CODE WITHIN THE SUPPLY POINT REGISTER**

**FINAL LEGAL TEXT – v. 2.0 (07 MARCH 2011)  
(prepared by Wales & West Utilities Limited)**

**Proposed Amendments to the Uniform Network Code  
General Terms, Section C,  
Transportation Principal Document, Section G and Annex G 1 and Section J  
Transition Document Part IIA**

**General Terms Section C**

*Insert the following new sub-paragraphs 2.92(c) and (d):*

- (c) “Domestic Premises” means Supply Point Premises where the gas is offtaken at the relevant Supply Point wholly or mainly for domestic purposes;
- (d) “Non-domestic Premises” means Supply Point Premises which are not Domestic Premises.

**Transportation Principal Document**

**Section G**

*Amend paragraph 1.4.5 as follows:*

- 1.4.5 For the purposes of ~~the Code this Section G~~ the premises to which gas offtaken from the Total System at a Supply Point is or is to be supplied are the "**Supply Point Premises**".)

*Insert the following new paragraph 1.9.2(b)(iii):*

- (iii) a code ("**Market Sector Code**") will be assigned to indicate whether the Supply Point Premises are Domestic Premises or Non-domestic Premises;

***No changes are proposed to G 1.9.8 but it has been included due to its relevance<sup>1</sup>***

1.9.8 Without prejudice to any other provision of the Code, Users and the Transporter agree:

- (a) to cooperate with a view to ensuring that the information contained in the Supply Point Register is at all times as accurate as is possible; and
- (b) each to use reasonable endeavours to secure that it becomes aware, insofar as it might reasonably be expected to become aware, of any inaccuracy in the information contained in the Supply Point Register, and to inform (in the case of a User) the Transporter or (in the case of the Transporter) the Registered User of such inaccuracy;

but nothing in this paragraph 1.9.8 shall imply that the Supply Point Register is capable of being amended other than as provided in this Section G or Section M.

- (c) where at any time prior to the Supply Point Registration Date the User considers that any Annual Quantity of a New Supply Meter Point comprised in the New Supply Point which has been recorded on the Supply Point Register does not reflect the User's estimate of the correct quantity then the User shall promptly (and in any event before Supply Point Registration Date) notify the Transporter of the same together with its estimate of the correct Annual Quantity.

***Insert the following new paragraph 1.9.10:***

1.9.10 Where:

- (i) as a result of a change in Supply Point Premises from Domestic Premises to Non-domestic Premises or vice versa, the Market Sector Code recorded in the Supply Point Register in relation to a Supply Point ceases to be accurate; or
- (ii) the Registered User identifies an error in the Market Sector Code in relation to a Registered Supply Point,

the Registered User shall, as soon as reasonably practicable, notify the Transporter of such change or error and the Transporter shall as soon as reasonably practicable amend the Supply Point Register accordingly.

## **Annex G-1**

Amend paragraph 1 by adding a new sub-paragraph 1(xi) as follows:

- (x) change in supplier where there is no change of Registered User in respect of a Supply Point;

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<sup>1</sup> UNC TPD G 1.9.8 will not be amended as a result of Modification Proposal 0353 but has been included in the text due to its relevance. This general provision for requiring updates to the Supply Point Register will cover MSC values and therefore no amendment or additional text is required.

(xi) change in the Market Sector Code.

### **Annex G-3 (table)**

*Delete the references in the table to “Residential Properties” and “domestic dwellings” and replace with “Domestic Premises” as follows:*

**Residential Properties** **Domestic Premises** above 293,000 kWh use only

**Estimated Average annual gas consumption for ~~domestic dwellings~~ Domestic Premises in the UK**

### **Section J**

*Amend paragraph 3.5.3 as follows:*

3.5.3 In the case of a Supply Point Component comprised in an LDZ Supply Point at Non-domestic Premises whose Annual Quantity exceeds 73,200 kWh (2,500 therms) per annum ~~and where the supply of gas is not taken at the Supply Point Component wholly or mainly for domestic purposes,~~ the Transporter will pay to the Registered User an amount determined as:”

### **Transition Document – Part IIC**

*Insert new paragraphs 1.7.5, 1.7.6, 1.7.7 and 1.7.8<sup>2</sup>*

1.7.5 Without prejudice to the generality of Sections G1.9.8(a) and (b) and 1.9.9, within the six month period commencing on [insert date of implementation of Mod 353] (the “MSC Review Period”) each User shall review the Market Sector Codes in relation to each of its Registered Supply Points and where the Market Sector Code in relation to a Registered Supply Point is inaccurate or unspecified notify the Transporter as to whether the Supply Point Premises are Domestic Premises or Non-domestic Premises, and the Transporter shall as soon as reasonably practicable amend the Supply Point Register accordingly.

1.7.6 On or before the expiry of the MSC Review Period each User shall:

- (a) confirm to the Transporters that (subject to paragraph (b) below) in relation to each of its Registered Supply Points in respect of which a Market Sector Code is not (as at the expiry of the MSC Review Period) specified in the Supply Point Register:
  - (i) which is a Smaller Supply Point, the Transporter may assign a Market Sector Code indicating that the Supply Point Premises are Domestic Premises;

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<sup>2</sup> Modification Proposal 0345 also proposes to insert text from TD Part IIC 1.7.5 onwards. Revised text may need to be drafted if both Modification Proposals are to be implemented.

(ii) which is a Larger Supply Point, the Transporter may assign a Market Sector Code indicating that the Supply Point Premises are Non-domestic Premises; or

(b) notify the Transporters of any such Registered Supply Point:

(i) which is a Smaller Supply Point in relation to which the Supply Point Premises are Non-domestic Premises;

(ii) which is a Larger Supply Point in relation to which the Supply Point Premises are Domestic Premises,

and the Transporters shall as soon as reasonably practicable after expiry of the MSC Review Period amend the Supply Point Register accordingly.

1.7.7 Where a User has complied with paragraph 1.7.6 it shall be deemed to have complied with paragraph 1.7.5.

1.7.8 The Transporters shall provide each User with a report identifying each Registered Supply Point in relation to which the Market Sector Code is not specified in the Supply Point Register:

(a) as soon as reasonably practicable after commencement of the MSC Review Period;

(b) three months after commencement of the MSC Review Period;

(c) one month prior to the end of the MSC Review Period;

(d) as soon as reasonably practicable after the end of the MSC Review Period (and for such purposes the Supply Point Register shall be deemed to have been amended as provided by paragraph 1.7.6 (b) above, whether or not it has been so amended at the time of such report).