**FGO**

**GT D – ANNEX D-2**

**COMMITTEE REPRESENTATIVES**

# Defined terms

## For the purposes of this Annex D-2:

**Relevant Date**  means [/];

**Shipper User Group** means a Shipper User, and where another Shipper User is an [ ] Affiliate of such Shipper User, such Shipper Users taken together, and in relation to a Shipper User Group:

#### a **relevant** Shipper User is a Shipper User belonging to such Shipper User Group;

#### the **relevant** Class is the Class to which the Shipper User Group belongs].

# Appointment

## **Classes of Shipper User Groups**

### A Shipper User Group is **Class A** if at the Relevant Date:

#### the number of Supply Points in respect of which a relevant Shipper User is the Registered User exceeds, in aggregate, one million (1,000,000); and

#### not less than [ninety-five per cent (95%)] of such Supply Meter Points comprised in such Supply Points are assigned a Market Sector Code indicating that the Supply Point Premises are Domestic Premises;

### A Shipper User Group is **Class B** if at the Relevant Date:

#### it is not a Class A Shipper User Group;

#### [the number of Supply Points in respect of which a relevant Shipper User is the Registered User exceeds, in aggregate, [ ]] [the Annual Quantity for Supply Meter Points comprised in Supply Points in respect of which a relevant Shipper User is the Registered User exceeds, in aggregate, [ ]]; and

#### not less than [fifty per cent (50)] of such Supply Meter Points comprised in such Supply Points are assigned a Market Sector Code indicating that the Supply Point Premises are Non-Domestic Premises;

### A Shipper User Group is **Class C** if it is not Class A or in Class B.

## **Shipper User Representatives**

### The Shipper User Representatives for each DSC Committee shall be appointed (and as the case may be re-appointed) as follows:

#### two (2) representatives shall be appointed by Shipper User Groups in Class A;

#### two (2) representatives shall be appointed by Shipper User Groups in Class B;

#### two (2) representatives shall be appointed by Shipper User Groups in Class C;

#### each in accordance with paragraphs [2.2.2, 2.2.3, 2.2.4 and 2.2.5].

### For each DSC Committee a Shipper User Group may nominate up to two individuals to act as a representative of the relevant Class (being in each case an individual who is willing to act a such a representative).

### Each Shipper User Group shall submit to [[the Code Administrator] [the Committee Secretary]] the names of up to two individuals for each DSC Committee nominated by it [by [ ] for the purposes of paragraph 2.1.5.

### For each DSC Committee, and for each Class of Shipper User Group, the Shipper User Representatives shall be appointed, where ƩNI is, for each DSC Committee, and for each Class of Shipper Group, the total number of individuals nominated to be a Shipper User Representative, as follows:

#### if, ƩNI equals two (2), then the individuals nominated are appointed as the Shipper User Representatives;

#### if, ƩNI is greater than two (2), then, subject to paragraph (c), the two individuals with the highest number of nominations are appointed as the Shipper User Representatives; or

#### if:

##### ƩNI is greater than two (2), and

##### more than two (2) individuals share the highest number of nominations, or the next highest number of nominations

##### the [Code Administrator] will pick two of the relevant individuals at random, and the individuals whose names are so picked shall be appointed as the Shipper User Representatives.

### An individual may [not] be appointed to be a Shipper User Representative for more than one Class.

## **NTS Representatives**

### National Grid NTS shall appoint (and as the case may be re-appoint) one representative to each DSC Committee.

## **DNO Representatives**

### Each DN Operator shall appoint (and as the case may be re-appoint) one representative each to each DSC Committee.

## **IGT Representative**

### The Association of Independent Gas Transporters shall appoint (and as the case may be re-appoint) one representative to each DSC Committee.

# Retirement

### Each Committee Representative on each DSC Committee shall retire on the third anniversary of [1 April 2017] and each third anniversary thereafter. Each retiring Committee Representative shall be eligible for re-appointment.

### Any Committee Representative who is, pursuant to paragraph [3.1.1], to retire and who is not to be re-appointed (and consequently in respect of whom no notice shall have been received pursuant to paragraphs 3.1.3, 3.1.4, 3.1.5 or 3.1.6 (as the case may be)) shall not be entitled to receive notice of any meeting of the relevant DSC Committee which is to take place after the relevant 1st April.

### In respect of each individual who is a Shipper Users Representative, the [ ] may, not later than one calendar month before each third anniversary of 1 April 2017, notify the Secretary (copying the notice to the Authority):

#### that such individual is to be re-appointed as a Shipper Users Representative; or

#### that such individual is not to be so re-appointed at the relevant meeting.

### In respect of each individual who is a NTS Representative, National Grid NTS shall, not later than one calendar month before each third anniversary of 1 April 2017, notify the Committee Secretary:

#### that such individual is to be re-appointed as a NTS Representative; or

#### that such individual is not to be so re-appointed at the relevant meeting and the identity of the individual to be appointed as a NTS Representative.

### In respect of each individual who is a DNO Representative, the relevant DN Operator shall, not later than one calendar month before each third anniversary of 1 April 2017, notify the Committee Secretary:

#### that such individual is to be re-appointed as a DNO Representative; or

#### that such individual is not to be so re-appointed at the relevant meeting and the identity of the individual to be appointed as a DNO Representative.

### In respect of each individual who is an IGT Representative, the Association of Independent Gas Transporters shall, not later than one calendar month before each third anniversary of 1 April 2017, notify the Committee Secretary:

#### that such individual is to be re-appointed as a IGT Representative; or

#### that such individual is not to be so re-appointed at the relevant meeting and the identity of the individual to be appointed as a IGT Representative.

### If in respect of a Committee Representative, no notice is received by the Committee Secretary in accordance with paragraph 3.1.3, 3.1.4, 3.1.5 or 3.1.6 then the Committee Secretary shall be treated as having received notice pursuant to paragraph 3.1.3(a), 3.1.4(a), 3.1.5(a) or 3.1.6(a) (respectively) in respect of the relevant Committee Representative.

### Where any notice is received pursuant to paragraphs 3.1.3, 3.1.4, 3.1.5 or 3.1.6, the appointment or, as the case may be, the re-appointment, to which such notice relates shall take effect at the relevant 1st April. Each individual who is to be appointed or, as the case may be, re-appointed as a Committee Representative shall be entitled to receive notice of any meeting of the relevant DSC Committee which is to take place after such 1st April.

# Ceasing to be a Member

### If any Committee Representative shall for whatever reason (other than retirement pursuant to paragraph 3.1.1) notify the Committee Secretary that he wishes to cease to be a Committee Representative, he shall cease to be a Committee Representative in accordance with the notice (and the Committee Secretary shall inform, in due course, any relevant persons determined by the Committee Secretary).

### Where pursuant to paragraph [4.1.1] or otherwise a vacancy shall arise, in the case of:

#### a Shipper User Representative, a replacement shall be appointed as a Shipper Users Representative for the relevant Class in accordance with paragraph 2.1;

#### a NTS Representative, National Grid NTS shall, by notice to the Committee Secretary, identify another individual to be appointed as a NTS Representative;

#### a DNO Representative, the relevant DN Operator shall notify the Committee Secretary of the identity of a replacement to be appointed as a DNO Representative;

#### an IGT Representative, the Association of Independent Gas Transporters may, by notice to the Committee Secretary, identify another individual to be appointed as an IGT Representative.

### No notice under paragraph 4.1.2 may effect an appointment after 31st March in a year where paragraph 3.1.1 applies before the relevant retirement pursuant to the notice under that paragraph.

# Alternates

### Each Committee Representative may, from time to time, by notice to the Committee Secretary appoint (or revoke the appointment of) an individual (including, but without limitation, another Committee Representative) to be such Committee Representative's alternate. The appointment (and revocation of the appointment) of any individual as an alternate shall be conditional upon and shall only be effective upon receipt of notice by the Committee Secretary.

### A Committee Representative who is, by reason of also being an alternate of another Committee Representative, entitled to exercise more than one (1) vote shall not be required to exercise all the votes which that Committee Representative is entitled to exercise, or to exercise all of the votes which that Committee Representative is entitled to exercise in the same way.

### In addition to notices sent to Committee Representative, each alternate for the time being shall be entitled to be sent notices.

### An alternate may attend any meeting of the relevant DSC Committee which is not also attended by the Committee Representative (in his capacity as a Committee Representative) who appointed him. If that alternate is the alternate of a Committee Representative, he may also vote and generally at any such meeting shall have and shall be able to exercise and discharge any and all of the functions, powers and duties of the Committee Representative who shall have appointed that alternate.

### If a Committee Representative ceases, for whatever reason, to be a Committee Representative the appointment of any alternate of the Committee Representative shall also cease; provided that if any Committee Representative retires but is reappointed at 1st April on any third anniversary, any appointment made by that Committee Representative pursuant to paragraph 5.1.1 which is, and continues to be, effective prior to the retirement of that Committee Representative shall continue to be effective after that Committee Representative's re-appointment as if that Committee Representative had not so retired.