

**FOR INFORMATION PURPOSES ONLY**

**UNIFORM NETWORK CODE**

**MODIFICATION 0322**

**CODE GOVERNANCE REVIEW: INCLUSION OF THE GAS TRANSMISSION TRANSPORTATION CHARGING METHODOLOGY AND THE GAS TRANSMISSION CONNECTION CHARGING METHODOLOGY WITHIN THE UNC**

Draft legal text

**TPD**

*Insert text to create a new section within TPD to read as follows:*

**SECTION Y – CHARGING METHODOLOGIES**

**PART A - NTS CHARGING METHODOLOGIES**

**1. THE GAS TRANSMISSION TRANSPORTATION CHARGING METHODOLOGY**

*[Insert Annex A Gas Transmission Transportation Charging Methodology]*

**2. THE GAS TRANSMISSION CONNECTION CHARGING METHODOLOGY**

*[Insert Annex B Gas Transmission Connection Charging Methodology]*

**MODIFICATION RULES**

*Add new paragraph 1.4 to read as follows:*

**1.4 Materially Affected Party**

The Transporters shall provide, to the extent that is reasonably practicable, information and assistance reasonably required by a Materially Affected Party for the purpose of preparing a Modification Proposal that includes a proposed modification to a NTS Charging Methodology.

*Add the following defined terms at paragraph 2.1:*

**"Materially Affected Party"**: has the meaning given in Standard Special Condition A11(24) of the Transporter's Licence;

**"NTS Charging Methodology"**: means the methodology in relation to charging in respect of a transportation arrangement established pursuant to paragraph 5 of Standard Special Condition A4 and the methodology in relation to charging in respect of a connection pursuant to paragraph 3 of Standard Special Condition 4B;

**"NTS Charging Methodology Forum"**: means a Workstream<sup>1</sup> chaired by a representative of the Transporters<sup>2</sup> and operating within the Chairman's Guidelines<sup>3</sup>, which is convened for the general

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<sup>1</sup> 'Workstream' will be replaced by 'Workgroup' in the event of the implementation of UNC Modification Proposal 0319.

purposes of consideration and discussion of matters relating to a NTS Charging Methodology in accordance with its Terms of Reference (which group shall have no power or authority to bind any Materially Affected Party, User or Transporter) and which may not be dissolved by the Modification Panel;

**"Workstream":**

- (a) a group comprised of representatives of Users and Transporters chaired by a representative of the Transporters and operating within the Chairman's Guidelines, which is convened for the general purposes of consideration and discussion of matters relating to the Uniform Network Code, an Individual Network Code or a Modification Proposal in accordance with paragraph 7.4 in accordance with its Terms of Reference (which group shall have no power or authority to bind any User or any Transporter); and
- (b) the NTS Charging Methodology Forum, in respect of a Modification Proposal which proposes a modification to a NTS Charging Methodology.

*Amend paragraph 2.1 to read as follows:*

**"Relevant Objectives":** ~~means:~~ has the meaning given in

- (a) ~~the relevant objectives in Standard Special Condition A11(424)(a) of the Transporter's Licence; and~~
- (c) ~~in relation to a proposed Modification of these Rules, the requirements in Standard Special Conditions A11(9) and (12) (to the extent that they do not conflict with the relevant objectives referred to in (a) above);~~

*Amend paragraph 5.1.2(b) to read as follows:*

Workstreams (other than a NTS Charging Methodology Forum) may be created or dissolved by Panel Majority.

*Amend paragraph 6.1.1 to read as follows:*

6.1.1. Without prejudice to paragraph 6.4 or paragraph 12.4 a Modification Proposal in respect of the Uniform Network Code may be made from time to time by:

- (a) a Transporter; ~~and/or~~
- (b) any User; or
- (c) a Materially Affected Party (but only in respect of a Modification Proposal which proposes a modification to a NTS Charging Methodology);

and any Third Party Participant may make a Third Party Modification Proposal.

*Amend paragraph 6.1.2 to read as follows:*

6.1.2 Without prejudice to paragraph 6.4 or paragraph 12.4 a Modification Proposal in respect of an Individual Network Code may be made from time to time by:

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<sup>2</sup> If UNC Modification Proposal 0319 is implemented the reference to 'Transporters' will be replaced by 'Code Administrator'.

<sup>3</sup> If UNC Modification Proposal 0319 is implemented the reference to the 'Chairman's Guidelines' will be replaced by 'Code of Practice'.

- (a) a Relevant Transporter; ~~and/or~~
- (b) any Relevant Shipper; and/or
- (c) a Materially Affected Party (but only in respect of a Modification Proposal which proposes a modification to a NTS Charging Methodology).

*Amend paragraph 6.2.1 to read as follows::*

6.2.1 ...

- (j) ....; ~~and~~
- (k) ....; and
- (l) in the case of a Modification Proposal which proposes a modification to a NTS Charging Methodology, shall state the Proposer's opinion why the Modification Proposal does not conflict with:
  - (i) paragraphs 8, 9, 10 and 11 of Standard Condition 4B of the Transporter's Licence; or
  - (ii) paragraphs 2, 2A and 3 of Standard Special Condition A4 of the Transporter's Licence.

*Amend paragraph 7.2.2(a) to add a new paragraph (v) as follows:*

- (iii) ...; ~~and~~
- (iv) ...; ~~or~~ and
- (v) considered whether a Modification Proposal in respect of a NTS Charging Methodology conflicts with:
  - (aa) paragraphs 8, 9, 10 and 11 of Standard Condition 4B of the Transporter's Licence; or
  - (bb) paragraphs 2, 2A and 3 of Standard Special Condition A4 of the Transporter's Licence; or

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*Amend paragraph 9.4.1 to add a new sub-paragraph (u) as follows:*

- (t) ...; ~~or~~
- (u) where it is a Modification Proposal in respect of a NTS Charging Methodology, state the view of the Modification Panel as to whether the Modification Proposal conflicts with:
  - (i) with paragraphs 8, 9, 10 and 11 of Standard Condition 4B of the Transporter's Licence; or
  - (ii) paragraphs 2, 2A and 3 of Standard Special Condition A4 of the Transporter's Licence.

*Add new paragraph 12.10 to read as follows:*

**12.10 NTS Charging Methodology Forum**

The Transporters shall ensure the NTS Charging Methodology Forum meets on a regular basis, for which purpose the Transporters shall convene a meeting of such forum by notice to its representatives at least once every three (3) months unless there is no matter for the NTS Charging Methodology Forum to discuss.

#### **GT SECTION C – INTERPRETATION**

*Amend paragraph 1 to read as follows:*

**"Transportation Statement"**: means the prevailing statement furnished by the Transporter to the Authority under Standard Special Condition A4 of the Transporter's Licence and in respect of which the relevant methodology is set out in paragraph 1 of Part A of TPD Section Y.

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