

UNC Workgroup 0384 Minutes

UNC Modification Rules; housekeeping, clarity and minor drafting changes

Thursday 19 January 2012

ENA, Dean Bradley House, 52 Horseferry Road, London SW1P 2AF

Attendees

Tim Davis (Chair)	(TD)	Joint Office
Bob Fletcher (Secretary)	(BF)	Joint Office
Andrew Green	(AG)	Total
Alan Raper	(AR)	National Grid Distribution
Chris Warner	(CWA)	National Grid Distribution
Chris Wright	(CWR)	British Gas
David Mitchell	(DM)	Scotia Gas Networks
Dora Ianora	(DI)	Ofgem
Erika Melen	(EM)	Scotia Gas Networks
Joanna Ferguson	(JF)	Northern Gas Networks
Joel Martin	(JM)	Scotia Gas Networks
Malcolm Arthur	(MA)	National Grid NTS
Phil Broom	(PB)	GDF Suez
Richard Fairholme	(RF)	E.ON UK
Ritchard Hewitt	(RH)	National Grid NTS
Sarah Bradbury	(SB)	Ofgem
Simon Trivella	(ST)	Wales & West Utilities

1. Review of Minutes and Actions from previous meeting

1.1 Minutes

The minutes from the previous meeting were approved.

1.2 Actions

None.

2. Workgroup Discussion

RH explained the recent amendments to the modification. He clarified the proposed definitions of Panel Majority, where it would not be possible to abstain from a vote to ensure a Panel Majority is met where there is a vote to recommend implementation of a modification.

ST asked why there should not be alignment for all votes taken i.e. a simple majority of the votes cast? RH explained the exception proposed is for implementation recommendations only; this is a higher hurdle than for other votes whereby the Panel should make a decision based on the total number of voting members available. TD clarified that the text only requires votes in favour to be taken: no other votes are required and members would need to leave the room if they wish to abstain.

Turning to legal text provision for self-governance modifications, TD highlighted that the modification proposes that the JO be able to amend or update the proposed self-governance determination date, and therefore the production of text. This can be at any time, without consideration of the stage in the process the modification has reached, with no controls and no requirement to inform anybody of the change in date. RH understood the issue but wanted to ensure properly developed legal text was available for consultation and that the process

should allow the legal text to be amended following the receipt of comments during consultation, in particular for Self-Governance modifications. TD suggested that it would be simpler if changes to legal text could be allowed subject to approval from Panel, as provided for in the Code Administration Code of Practice.

RH advised that he is considering amending the modification following the comments received with the aim of completing the workgroup report at the next meeting.

3. AOB

None.

4. Diary Planning for Workgroup

The next meeting is scheduled for Thursday 16 February 2012, at ENA, following the UNC Committee meeting.