

# **UNC Workgroup 0462 Minutes Introducing Fast Track Self Governance into the Uniform Network Code**

**Thursday 31 October 2013**

**By Teleconference**

## **Attendees**

Tim Davis (Chair)	(TD)	Joint Office
Bob Fletcher (Secretary)	(BF)	Joint Office
Abid Sheikh	(AS)	Ofgem
Erika Melen	(EM)	Scotia Gas Networks
Graham Jack	(GJ)	British Gas
Hilary Chapman	(HC)	Xoserve
Joanna Ferguson	(JF)	Northern Gas Networks
Les Jenkins	(LJ)	National Grid NTS
Roberta Fernie	(RF)	Ofgem
Sean McGoldrick	(SMc)	National Grid NTS

*Copies of all papers are available at: [www.gasgovernance.co.uk/0462/311013](http://www.gasgovernance.co.uk/0462/311013)*

*The Workgroup Report is due to be presented at the UNC Modification Panel by 19 December 2013.*

## **1.0 Review of Minutes**

The minutes of the previous meeting were approved.

## **2.0 Discussion**

EM explained the recent amendments to the modification and how following discussion in the Workgroup, the simple approach to implementation had been chosen. These amendments include the proposed changes to the Modification Rules.

EM provided an overview of the text that includes the definition for Fast Track Self-Governance criteria and process. RF commented that the licence condition reference is incorrect.

6.2.1 c – the proposer is to set out the reasons why Fast Track Self-Governance criteria are appropriate for the modification. RF asked whether this should be confirmed earlier in the process. TD explained that the questions are set out in order, there is no reason to check for Fast Track Self-Governance should the question for Self-Governance be negative since the Fast Track Self-Governance criteria in the licence specify that the Self-Governance conditions must be met.

Page 28 7.2.3 a) Panel can determine that modification can be implemented straight away

RF questioned where the need for unanimity has been captured, and suggested that there should be two votes, one for Fast Track and one for implementation. TD felt that a single

vote should suffice – voting for fast track was effectively a vote for implementation as there was no other route for a fast track modification to follow – if it is fast track, it is implemented. If it is not to be implemented, it is not fast tracked.

EM noted that the requirement for unanimity had been inadvertently omitted from the proposed legal text, although it had been included in an earlier version.

Page 30 – the appeal process. RF questioned the process - should it be objection rather than appeal. TD felt that, for simplicity, the text was relying on the existing appeals process so that the Panel can consider an objection, and would be expected to amend its determination before a formal appeal is made to Ofgem. Given the limited scope for the fast track process to be used, if an objection were veer raised this would suggest there had been a significant oversight and the Panel would wish to revisit its determination.

EM agreed to revisit the text in light of the points raised, and would consider including an objection process as well as unanimity and, potentially, a second Panel vote.

### 3.0 Workgroup Report

The Workgroup considered the draft report, including the relevant objectives. No amendments were suggested. The Workgroup agreed that they would like to see the legal text changes prior to approving the report for submission to the Panel. It was agreed that an additional Workgroup should be arranged at short notice to accommodate this.

### 4.0 Diary Planning for Workgroup

Further details of planned meetings are available at: [www.gasgovernance.co.uk/Diary](http://www.gasgovernance.co.uk/Diary)

The next Workgroup 0462 meeting will take place as follows:

Date		Venue
Friday 08 November 2013	Workgroup 0462 (10.00)	By Teleconference