

Representation

Draft Modification Report

0448: Aligning the UNC with Licence conditions relating to European Legislative change and Alternative Modification Proposals

Consultation close out date: 10 December 2013
Respond to: enquiries@gasgovernance.co.uk
Organisation: British Gas Trading Ltd
Representative: Chris Wright
Date of Representation: 29 November 2013

Do you support or oppose implementation?

Qualified Support.

Please summarise (in one paragraph) the key reason(s) for your support/opposition.

We are somewhat hesitant about supporting this UNC Modification which further strengthens Ofgem's control over the governance of, and the terms set out within, the UNC. However, we recognise that the changes required by this modification have their roots in EU law to which the UK has already acceded. Given that these requirements are enshrined in law, it therefore seems inevitable that this modification must be made.

Are there any new or additional issues that you believe should be recorded in the Modification Report?

No.

Relevant Objectives:

How would implementation of this modification impact the relevant objectives?

We agree with the views of the proposer.

Impacts and Costs:

What analysis, development and ongoing costs would you face if this modification were implemented?

None.

Implementation:

What lead-time would you wish to see prior to this modification being implemented, and why?

As stated in the proposal.

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Version 1.0

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Legal Text:

Are you satisfied that the legal text [and the proposed ACS (see www.gasgovernance.co.uk/proposedACS)] will deliver the intent of the modification?

No. Para 6.4.5 of the proposed legal text seeks to place an obligation on the Modification Panel. The Modification Panel is not a party to the UNC and therefore it cannot be formally obligated by the Code.

Is there anything further you wish to be taken into account?

Please provide any additional comments, supporting analysis, or other information that that you believe should be taken into account or you wish to emphasise.

No.