

Representation

Draft Modification Report

0384S: UNC Modification Rules; housekeeping, clarity and minor drafting changes

Consultation close out date: 07 September 2012

Respond to: enquiries@gasgovernance.co.uk

Organisation: National Grid Transmission

Representative:

Date of Representation: 07 September 2012

Do you support or oppose implementation?

Support

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

The Codes Governance Review resulted in substantial changes to the Modification Rules at the start of 2011. This modification has been raised by National Grid Transmission (NGT) to:

- Provide clarity to the modification rules;
- Implement a number of changes to the Modification Rules to correct some areas that do not operate as originally intended;
- Enhance the process of legal text provision; and
- Provide safeguards around the ability to change legal text following production of a Final Modification Report.

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

No

Self Governance Statement:

Do you agree with the Modification Panel's decision that this should be a self-governance modification?

Yes

Relevant Objectives:

How would implementation of this modification impact the relevant objectives?

This modification proposes to provide clarity and correction of a number of identified issues within the existing Modification rules. This modification also proposes to enhance the legal text provision process while retaining flexibility for the TSOs in providing legal text. This modification therefore facilitates Relevant Objective (F) "Promotion of efficiency in the implementation and administration of the Code".

Impacts and Costs:

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

No costs or other impacts have been identified.

Implementation:

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

No lead time is necessary as no systems implementation is associated to this modification.

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?

NGT is satisfied that the wording in the legal text delivers the intent of the modification.

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.

NGT notes the increased scope of the Legal Text Provision changes following the Workgroup discussions for Modification 0394 and the improved clarity and efficiency gained by the incorporation of these changes within Modification 0384S. NGT is fully supportive of this increased scope.

NGT also notes the comment in the modification report in relation to the impact of the proposal on Relevant Objective F referring to the introduction of two panel majority voting arrangements. However this change is consistent with the intent and wording within this Modification and was developed in conjunction with stakeholders during the Modification 0384 Workgroups. We continue to believe that these two separate voting arrangements are appropriate, given the magnitude of the potential impact of the respective matters being considered at the time of the respective Panel votes. We therefore continue to support all aspects of the modification as we perceive that the clarity gained from the changes outweighs any increased complexity that may be incurred. We further believe that it is important that industry participants have clarity on the voting arrangements in regard to Panel recommendations so as to be clear when an appeal would apply.