

Workgroup Terms of Reference

0448: UNC alignment with Transporters' licence requirements for "Network Code and Uniform Network Code" relating to European Regulatory change

Date referred from Panel: 21 March 2013

Background – Why Change?

Please refer to: www.gasgovernance.co.uk/0448

Solution

It is proposed that the UNC be updated to align with those Licence conditions, which specify Transporters' obligations in relation to facilitating European Regulatory Change. Within the context of this proposal;

It is proposed that the Authority be enabled and empowered to raise / direct the raising of Modification Proposals to the Code which the Authority considers are necessary to comply with or implement any relevant legally binding decisions of the European Commission and / or the Agency for the Cooperation of Energy Regulators.

Furthermore, it is also proposed that, for modification proposals which are considered by the Authority as being required to comply with or implement any relevant legally binding decisions of the European Commission and / or the Agency for the Cooperation of Energy Regulators, the Authority may:

- direct the timetable within which such relevant Modification Proposals are implemented,
- and,
- direct that any such modifications will not be amended without approval of the Authority.

It is also proposed that no Modification Proposals will be classed as an Alternative Modification Proposal in relation to a Modification Proposal which the Authority considers are necessary to comply with or implement any relevant legally binding decisions of the European Commission and / or the Agency for the Cooperation of Energy Regulators without the consent of the Authority.

Topics for Discussion

- Understanding the objective
- Assessment of alternative means to achieve objective

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- Development of Solution (including business rules if appropriate)
- Assessment of potential impacts of the modification
- Assessment of implementation costs
- Assessment of legal text.

Outputs

Produce a Workgroup Report for submission to the Modification Panel, containing the assessment and recommendations of the Workgroup.

Composition of Workgroup

The Workgroup is open to any party that wishes to attend or participate.

A Workgroup meeting will be quorate provided at least two Transporter and two User representatives are present.

Meeting Arrangements

Meetings will be administered by the Joint Office and conducted in accordance with the Code Administration Code of Practice.