

UNC Workgroup 0623 Minutes
Governance Arrangements for Alternatives to Self-Governance
Modification Proposals
Friday 29 September 2017
via teleconference

Attendees

Bob Fletcher (Chair)	(BF)	Joint Office
Mike Berrisford	(MB)	Joint Office
Claire Towler	(CT)	SSE
Debbie Brace	(DB)	National Grid NTS
Maitrayee Bhowmick-Jewkes	(MBJ)	Npower
Richard Pomroy	(RP)	Wales & West Utilities
Shanna Key	(SK)	Northern Gas Networks
Shiv Singh	(SS)	Cadent

** via teleconference*

Copies of all papers are available at: <https://www.gasgovernance.co.uk/0623/290917>

The Workgroup Report is due to be presented at the UNC Modification Panel by 21 December 2017.

1.0 Introduction and Status Review

BF welcomed all to the meeting and explained that the meeting was quorate.

1.1. Approval of Minutes (21 August 2017)

The minutes of the previous meeting were approved.

2.0 Self-Governance Rejection process in other Codes

In the absence of A Margan (AM) of British Gas, BF advised that he had not received any update on the related outstanding action 0801. RP explained that he had previously discussed this matter with AM and incorporated the requirements within the amended modification, although he did not recommend closing the action until AM confirmed this.

3.0 Amended Modification

RP provided a brief outline of the main changes made to the amended modification (v2.0, dated 31 August 2017) following feedback at the initial Workgroup meeting.

RP went on to explain that the main changes involved moving various items within the modification and adding additional options relating to Panel Voting and Mixed Modifications within Sections 3 and 5.

In referring to Appendix 1 on page 11 of the amended modification, RP highlighted that he had inadvertently misguiding Workgroup members at the previous meeting during discussions around the various appeals aspects.

Focusing on the new options outlined within Section 3, RP explained that the proposed amendments are looking to cover instances where Panel are unable to approve one

modification over another, with the added aim of keeping governance within the Panel arena and thereby avoid reliance on the Authority wherever possible. In noting a typographical error, RP pointed out that the reference to option 7 should be read as option 8.

Moving on, RP provided a brief explanation behind the 'Amendments Required to Modification Rules' table contained within Section 5.

When asked whether or not the current proposals specifically consider alternative modifications, RP explained that he has deliberately avoiding mentioning self-governance alternative modifications on the grounds that alternative modification is generic and provisions are already well established. When asked, RP agreed to give the matter some additional thought (ref: Modification Rules 6.4 and 9.3.10(a)), especially when considering the legal text requirements.

RP then moved on to remind those present that an 'Appeal' only applies to Self-Governance modifications, although he is mindful that where a Self-Governance has potential licence related impacts, which could potentially put parties in breach of their licence obligations, it may be necessary to appeal to the Authority in such cases. However, he is hoping to get more clarity around such matters when he speaks to the lawyers about provision of supporting legal text for the modification.

RP confirmed that he is hoping to be able to provide an amended modification with supporting legal text in advance of the next meeting.

4.0 Review of Impacts and Costs

Consideration deferred.

5.0 Review of Relevant Objectives

Consideration deferred.

6.0 Consideration of Wider Industry Impacts

Consideration deferred.

7.0 Consideration of Legal Text

Other than the brief discussions undertaken in item 3.0 above, further consideration was deferred.

8.0 Development of Workgroup Report

In light of the impending changes to the modification and provision of the legal text in due course, further consideration was deferred.

9.0 Review of Outstanding Actions

Action 0801: British Gas (AMa) to investigate how Self-Governance rejections are managed within other Codes and provide examples of these.

Update: In referring to the discussions under item 2.0 above, Workgroup members agreed to carry forward the action. **Carried Forward**

10.0 Next Steps

Following a brief discussion and agreement, BF confirmed that the next Workgroup meeting would be incorporated within the 26 October 2017 Distribution Workgroup meeting, with a view to looking to submit the Workgroup Report to the 16 November 2017 Panel meeting.

11.0 Any Other Business

None.

12.0 Diary Planning

Further details of planned meetings are available at: www.gasgovernance.co.uk/Diary

Workgroup meetings will take place as follows:

Time / Date	Venue	Workgroup Programme
Thursday 26 October 2017 10.30am <i>(as part of the Distribution Workgroup meeting)</i>	Elexon, 350 Euston Road, London. NW1 3AW.	Standard agenda items, plus: <ul style="list-style-type: none"> • Self-Governance Rejections process in other Codes • Amended Modification • Consideration of Wider Industry Impacts • Consideration of Legal Text • Completion of Workgroup Report

Action Table (as at 29 September 2017)

Action Ref	Meeting Date	Minute Ref	Action	Owner	Status Update
0801	21/08/17	1.0	British Gas (AMa) to investigate how Self-Governance rejections are managed within other Codes and provide examples of these.	British Gas (AMa)	Carried Forward