

To: Uniform Network Code (UNC)  
Modification Panel and all Gas  
Transporter Parties to the UNC

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Date: 13 May 2021

Dear Colleague,

**Retail Code Consolidation Significant Code Review: Significant Code Review  
Modification Proposal  
Direction to all Transporters pursuant to paragraph 12.5.2 of the Uniform Network  
Code Modification Rules**

We refer to our open letter<sup>1</sup> published on 30 April 2021 which sets out the proposed process for the suite of industry code modification proposals now being raised by the Gas and Electricity Markets Authority (the Authority)<sup>2</sup> pursuant to its Retail Code Consolidation Significant Code Review (SCR)<sup>3</sup>.

**Pursuant to and in accordance with (1) Standard Special Condition A11(15CB)<sup>4</sup> of the Gas Transporter Licence; (2) paragraph 6.1.1(f)(ii) of the Uniform Network Code Modification Rules (the Code Modification Rules)<sup>5</sup>, and (3) the Retail Code Consolidation SCR, the Authority hereby:**

- I. submits to the Modification Panel the enclosed Significant Code Review Modification Proposal<sup>6</sup>; and**

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<sup>1</sup> <https://www.ofgem.gov.uk/publications-and-updates/open-letter-regarding-significant-code-review-modifications-retail-code-consolidation>

<sup>2</sup> The terms "the Authority", "we" and "us" are used interchangeably in this document.

<sup>3</sup> [https://www.ofgem.gov.uk/system/files/docs/2019/11/rcc\\_launch\\_statement.pdf](https://www.ofgem.gov.uk/system/files/docs/2019/11/rcc_launch_statement.pdf)

<sup>4</sup> Standard Special Conditions applicable to both NTS and DN Licensees: Part A

<sup>5</sup> <https://www.gasgovernance.co.uk/sites/default/files/ggf/page/2021-03/19%20Modification%20Rules.pdf>

<sup>6</sup> As defined in the Code Modification Rules

**II. directs all Transporters<sup>7</sup> to comply with the below timetable in respect of each stage of this Significant Code Review Modification Proposal pursuant to paragraph 12.5.2 of the Code Modification Rules.**

We have now carefully considered the responses to our December 2020 consultation and sought further feedback from industry on certain points. We have also been working with colleagues in The Joint Office of Gas Transporters to coordinate the Code Modification Panel's procedures for consideration of this Significant Code Review Modification Proposal.

Please ensure that the enclosed Significant Code Review Modification Proposal is published on the Joint Office website.

**DIRECTION TO ALL TRANSPORTERS<sup>8</sup> PURSUANT TO PARAGRAPH 12.5.2 OF THE CODE MODIFICATION RULES**

**Pursuant to paragraph 12.5.2 of the Code Modification Rules, the Authority hereby directs all Transporters<sup>9</sup> (1) to comply with the below timetable in respect of each stage of this Significant Code Review Modification Proposal; and (2) with reference to paragraph 12.5.3(b) of the Code Modification Rules, that all other steps are not to apply to this Significant Code Review Modification Proposal:**

<b>Code Modification Rules paragraph</b>	<b>Procedural step</b>	<b>Deadline for completion</b>
12.5.2 and 9.2.1(b)	Modification Panel to determine whether or not to recommend the implementation of the Modification Proposal to the Authority	17 June 2021
12.5.2 and 9.2.1(c)	Modification Panel to instruct the Secretary to send its recommendation to the Code Administrator and require the Code Administrator to prepare a report on the factors on which that recommendation is based	17 June 2021
12.5.2 and 9.2.2	Code Administrator shall, within five (5) Business Days of receipt from the Secretary of a Modification Panel recommendation pursuant to paragraph 9.2.1 (or within	18 June 2021

<sup>7</sup> As defined at paragraph 2.1.1 of General Terms Section B of the Uniform Network Code: [https://www.gasgovernance.co.uk/sites/default/files/ggf/page/2020-07/21%20GTB%20-%20General\\_0.pdf](https://www.gasgovernance.co.uk/sites/default/files/ggf/page/2020-07/21%20GTB%20-%20General_0.pdf)

<sup>8</sup> As defined at paragraph 2.1.1 of General Terms Section B of the Uniform Network Code: [https://www.gasgovernance.co.uk/sites/default/files/ggf/page/2020-07/21%20GTB%20-%20General\\_0.pdf](https://www.gasgovernance.co.uk/sites/default/files/ggf/page/2020-07/21%20GTB%20-%20General_0.pdf)

<sup>9</sup> As defined at paragraph 2.1.1 of General Terms Section B of the Uniform Network Code: [https://www.gasgovernance.co.uk/sites/default/files/ggf/page/2020-07/21%20GTB%20-%20General\\_0.pdf](https://www.gasgovernance.co.uk/sites/default/files/ggf/page/2020-07/21%20GTB%20-%20General_0.pdf)

	<p>such other period as may be determined by the Authority under paragraph 12.5.2):</p> <p>(a) prepare a Modification Report setting out in detail the factors which (in the opinion of the Modification Panel) justify the making or not making of the proposed modification; and</p> <p>(b) submit copies of the report and the Modification Panel’s recommendation to the Authority and provide copies to each Transporter, each User, each Member, each Third Party Participant and each Non-Code Party (if any).</p>	
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In relation to directing the implementation date of this Significant Code Review Modification Proposal pursuant to paragraph 12.5.3(c) of the Code Modification Rules, we will advise on this in due course. As you are aware, if the Authority decides to approve this Significant Code Review Modification Proposal then implementation will need to take place in time for Retail Code Consolidation. Retail Code Consolidation is planned to come into full effect on 1 September 2021.

**Decision stage**

As set out in our open letter, and following discussions with colleagues in the code bodies, we will be submitting all Authority-led proposals in relation to the Retail Code Consolidation SCR to the panels of all relevant industry codes within a specified time window to ensure that the submissions align so far as is possible with the dates on which the relevant panels convene, namely between 30 April 2021 and 21 May 2021 unless this time window is subsequently amended by the Authority (in which case we will notify you). This means that there will not be a single date for Authority decisions on all of the Authority-led modification proposals under the Retail Code Consolidation SCR.

Our target date for decision in relation to this Significant Code Review Modification Proposal is 2 July 2021, although we will endeavour to issue a decision as soon as possible following our receipt of the Modification Panel’s report and recommendation in relation to this Significant Code Review Modification Proposal, as referred to above.

This is an Authority-led end-to-end SCR and so we expect that modification in respect of the Retail Code Consolidation SCR will end when the Authority makes its decisions following

its receipt of the relevant panel reports. We will confirm when we have made our final decision and the Retail Code Consolidation SCR has ended.

Finally, we would like to once again extend our thanks to the Gas Transporters, the Joint Office and Xoserve, for their support in developing the legal text for the SCR modification proposals on the timelines that have been required by the programme.



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**Rachel Clark,**  
**Programme Director, Switching Programme**  
**Duly authorised on behalf of the**  
**Gas and Electricity Markets Authority**

**13 May 2021**