

## UNC Workgroup 0848S Minutes Alignment of Entry and Exit Capacity Constraint Management Provisions

**Thursday 03 August 2023**

**via Microsoft Teams**

<b>Attendees</b>		
Eric Fowler (Chair)	(EF)	Joint Office
Helen Cuin (Secretary)	(HCu)	Joint Office
Adam Bates	(AB)	SEFE Marketing & Trading
Alex Nield	(AN)	Storengy
Amy Howarth	(AH)	Storengy UK
Angus Paxton	(AP)	AFRY
Anna Shrigley	(AS)	ENI
Antony Miller	(AM)	South Hook Gas
Carlos Aguirre	(CA)	Pavilion Energy
Chris Wright	(CWr)	Exxon Mobil
Christian Sykes	(CS)	Shell
James Lomax	(JL)	Cornwall Insight
Jeff Chandler	(JCh)	SSE
Jonathan Balls	(JB)	Ofgem
Kirsty Appleby	(KA)	National Gas Transmission
Lauren Jauss	(LJa)	RWE
Maduka Chimaobi	(MC)	Observer (organisation not confirmed)
Marion Joste	(MJ)	ENI
Maryam Khan	(MK)	Ofgem
Mathew Chandy	(MC)	Ofgem
Mathew Newman	(MN)	National Gas Transmission
Nick Wye	(NW)	Waters Wye Associates
Nicolas Webb	(NWe)	PTUK
Ofordi Nabokei	(ON)	National Gas Transmission
Ore Ogundipe	(OO)	Interconnector
Paul O'Toole	(PO)	Northern Gas Networks
Phil Lucas	(PL)	National Gas Transmission
Rebecca Stevenson	(RS)	Department for Energy Security and Net Zero
Richard Fairholme	(RF)	Uniper
Ricky Hill	(RH)	Centrica
Rob Westwood	(RW)	Corella on behalf of Xoserve
Shiv Singh	(SS)	Cadent
Steve Mulinganie	(SM)	SEFE Energy
<p><i>This Workgroup meeting will be considered quorate provided at least two Transporter and two Shipper User representatives are present.</i></p> <p><i>The Workgroup Report is due to be presented at the UNC Modification Panel by 17 August 2023</i></p>		

Please note these minutes do not replicate detailed content provided within the presentation slides, therefore it is recommended that the published presentation material is reviewed in conjunction with these minutes. Copies of papers are available at: <https://www.gasgovernance.co.uk/0844/030823>.

## **1.0 Introduction and Status Review**

Eric Fowler (EF) welcomed all parties to the meeting.

### **1.1. Approval of Minutes (06 July 2023)**

The minutes were approved.

### **1.2. Approval of Late Papers**

It was noted that NGT's response to Energy UK Comments had been provided by 26 July publication deadline but had not been published by the Joint Office until 02 August.

### **1.3. Review of Outstanding Actions**

None to review.

## **2.0 Completion of the Workgroup Report**

Prior to reviewing the Workgroup Report the Proposer, Phil Lucas (PL) wished to note the National Gas Transmission (NGT) response to the views provided by Energy UK referring to the document published. PL highlighted that there is not an absolute obligation to release obligated exit capacity. Jeff Chandler (JC) noted that there is a reasonable endeavours obligation. EF confirmed that the content of the documents submitted by PL and Energy UK had been recorded within the draft Workgroup Report.

The Workgroup undertook an onscreen review of the draft Workgroup Report.

The Governance of the Modification was considered and whether this can be aligned to a Self-Governance route. There were some challenges made about the legal precedent and hierarchy of documents and the elevation of subsidiary documents. A number of Workgroup members believed in the circumstance this Modification required Authority Direction.

PL commented that NGT had considered this and judged the Modification not sufficiently material because NGT are not looking to change the hierarchy of documents. The intent of the Modification is about getting the UNC to reflect what happens in practice. Steve Mulinganie (SM) suggested that if there is a potential for a framework change it should justify more scrutiny and the content does not qualify for Self-Governance.

The Workgroup agreed to reflect this difference of opinion in the Report and refer the matter to the Panel.

The Workgroup reviewed the impact assessment and ensured the Workgroup Report captured aspects the Workgroup had discussed. These included:

- Reasonable endeavours to release capacity and the availability of gas
- The broader consideration of the current Licence Conditions
- Hierarchy of Documents and consistency with Licence Conditions

The Workgroup considered the relevant objectives and agreed the provided Legal Text met the intent of the Solution.

Steve Mulinganie (SM) noted some unusual wording in the text provided about complying with the SMPS. PL clarified this was an avoidance of doubt statement.

The Workgroup concluded the Workgroup Report.

**3.0 Next Steps**

EF confirmed the submission of the Workgroup Report to the August UNC Modification Panel.

**4.0 Any Other Business**

None raised.

**5.0 Diary Planning**

*Further details of planned meetings are available at: [www.gasgovernance.co.uk/events-calendar/month](http://www.gasgovernance.co.uk/events-calendar/month)*

No further meetings planned