

Record of Determinations: Panel Meeting 20 September 2018

Modification	Vote Outcome	Shipper Voting Members						Transporter Voting Members						IGT Voting Member	Consumer Voting Member	Consumer Voting Member	Determination Sought
		AG	DF	GW	JCh	RF	SM	CW	DL	HC	JF	RP	JCo				
Modification 06685 - Enabling permissions for the provision of information to Alt Han Company to support smart metering roll-out	Not related to the Significant Code Review - <i>unanimous vote against</i>	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Is Modification related to Significant Code Review?
	Not a Self-Governance Modification - <i>majority vote for (10 out of 14)</i>	✓	✓	✓	✓	✓	X	✓	✓	X	✓	✓	✓	✓	X	Does Modification satisfy Self-Governance criteria?	
	Issued to Workgroup 0668 with a report presented by the 15 November 2018 Panel - <i>unanimous vote in favour</i>	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	Should Modification be issued to Workgroup with a report by the 15 November 2018 Panel?
0669R - Review of the Gas Deficit Warning (GDW) and Margins Notice (MN) Arrangements	Not related to the Significant Code Review - <i>unanimous vote against</i>	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Is Modification/review related to Significant Code Review?	
	Issued to Workgroup 0669R with a report presented by the 21 March 2019 Panel - <i>majority vote for (13 out of 14)</i>	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	X	Should Modification 0669 be issued to Workgroup 0669 with a report to be presented to the 21 March 2019 Panel?	
0630R - Review of the consequential changes required in UNC as a result of the Ofgem Switching Programme	Returned to Workgroup 0630R with a report to be presented by the 18 October 2018 Panel - <i>unanimous vote in favour</i>	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	Should Request 0630R be sent back to Workgroup for further consideration, with a report back to October Panel?	
0649S - Update to UNC to formalise the Data Enquiry Service Permissions Matrix	Proceed to Consultation, with consultation closing out on 11 Oct 2018 - <i>unanimous vote in favour</i>	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	Should Modification 0649S be issued to Consultation, closing on 11th October?	
0656 - Changes to Modification Panel arrangements	Proceed to Consultation, with consultation closing out on 11 Oct 2018 - <i>unanimous vote in favour</i>	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	Should Modification 0656 be issued to Consultation, closing on 11 October?	
Modification 0660S - Amendment to PARR permissions to allow PAC to update with UNCC approval	Returned to Workgroup 0660S with a report to be presented by the 18 October 2018 Panel - <i>unanimous vote in favour</i>	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	Should Modification 0660S be sent back to Workgroup 0660S for further consideration, with a report back to October Panel?	
0654S - Mandating the provision of NDM sample data	No new issues were identified during Consultation - <i>unanimous vote against</i>	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Were new issues identified during Consultation?	
	Is a Self-Governance Modification - <i>majority vote for (10 out of 14)</i>	✓	✓	X	X	✓	X	✓	✓	✓	✓	✓	X	✓	✓	Does Modification satisfy Self-Governance criteria?	
	Modification 0654S implemented - <i>unanimous vote for</i>	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	Should Modification 0654S be implemented? ( Yes votes only)	
0657S - Adding AQ reporting to the PARR Schedule reporting suite	No new issues were identified during Consultation - <i>unanimous vote against</i>	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Were new issues identified during Consultation?	
	Modification 0657S is implemented - <i>unanimous vote for</i>	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	Should Modification 0657S be implemented? ( Yes votes only)	

In favour	Not in Favour	No Vote Cast	Not Present
✓	X	NV	NP

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	Issued to Workgroup 0669R with a report presented by the 21 March 2019 Panel - <i>majority vote for (13 out of 14)</i>	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	X	Should Modification 0669 be issued to Workgroup 0669 with a report to be presented to the 21 March 2019 Panel?	
0630R - Review of the consequential changes required in UNC as a result of the Ofgem Switching Programme	Returned to Workgroup 0630R with a report to be presented by the 18 October 2018 Panel - <i>unanimous vote in favour</i>	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	Should Request 0630R be sent back to Workgroup for further consideration, with a report back to October Panel?	
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Modification 0660S - Amendment to PARR permissions to allow PAC to update with UNCC approval	Returned to Workgroup 0660S with a report to be presented by the 18 October 2018 Panel - <i>unanimous vote in favour</i>	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	Should Modification 0660S be sent back to Workgroup 0660S for further consideration, with a report back to October Panel?	
0654S - Mandating the provision of NDM sample data	No new issues were identified during Consultation - <i>unanimous vote against</i>	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Were new issues identified during Consultation?	
	Is a Self-Governance Modification - <i>majority vote for (10 out of 14)</i>	✓	✓	X	X	✓	X	✓	✓	✓	✓	✓	X	✓	✓	Does Modification satisfy Self-Governance criteria?	
	Modification 0654S implemented - <i>unanimous vote for</i>	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	Should Modification 0654S be implemented? ( Yes votes only)	
0657S - Adding AQ reporting to the PARR Schedule reporting suite	No new issues were identified during Consultation - <i>unanimous vote against</i>	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Were new issues identified during Consultation?	
	Modification 0657S is implemented - <i>unanimous vote for</i>	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	Should Modification 0657S be implemented? ( Yes votes only)	

In favour	Not in Favour	No Vote Cast	Not Present
✓	X	NV	NP

**UNC Modification Panel**  
**Minutes of the 231 Meeting held on Thursday 20 September 2018**  
**at**

**Elaxon, 4th Floor, 350 Euston Road, London NW1 3AW**

**Attendees**

**Voting Members:**

<b>Shipper Representatives</b>	<b>Transporter Representatives</b>	<b>Consumer Representatives</b>
A Green (AG), Total D Fittock (DF), Corona Energy G Wood* (GWo), British Gas J Chandler* (JCh), SSE R Fairholme (RF), Uniper S Mulinganie* (SM), Gazprom	D Lond (DL), National Grid NTS C Warner (CW), Cadent H Chapman (HC), SGN J Ferguson (JF), NGN R Pomroy (RP), WWU J Cooper* (JCo), BUUK Infrastructure	E Proffitt (EP), MEUC J Atherton (JA), Citizen's Advice

**Non-Voting Members:**

<b>Independent Chair</b>	<b>Ofgem Representative</b>	<b>Independent Supplier Representative</b>
M Shurmer (MS)	R Elliott (RE)	

**Also in Attendance:**

C Shanley, Joint Office; E Rogers (ER), Xoserve; J Dixon, Ofgem; P Garner, Joint Office; R Hailes (RHa), Secretary; R Hinsley (RHi), Xoserve; S Briton (SBr), Cornwall Insight

*\*by teleconference*

**Record of Discussions**

**Introduction**

MS welcomed all attendees to the meeting. He noted that this was the last Panel meeting for both Jeff Chandler and Rachel Hinsley and thanked both for their contributions on behalf of all members.

**231.1 Note of any alternates attending meeting**

D Fittock for E Wells, Corona Energy

G Wood for A Margan, British Gas

### **231.2 Record of Apologies for absence**

A Margan

E Wells.

### **231.3 Minutes and Actions of the Last Meeting(s)**

Members approved the minutes from the two previous meetings on 16<sup>th</sup> August and 10<sup>th</sup> September 2018.

**Actions PAN 01/07 and PAN 02/07** were covered under **AOB items b) and d)** which were considered together.

**Action PAN01/08** was covered under **AOB item c) UNC nominations and elections, including additional Consumer Representative.**

### **231.4 Consider Urgent Modifications**

RE confirmed, when asked, that Ofgem is reviewing the information submitted to it for Modification 0667 and will respond in due course.

#### **a) Modification 0666 (Urgent) - Establishment of a CSS Bid Group for CDSP central switching system bid activities**

MS asked Panel if there were any outstanding actions or items to cover at workgroup. Panel confirmed that there was nothing outstanding.

### **231.5 Consider New Non-Urgent Modifications**

#### **a) Modification 0668 - Enabling permissions for the provision of information to Alt Han Company to support smart metering roll-out**

ER introduced the Modification and its aims on behalf of the proposer E.ON (K Dudley). The modification seeks to create the permission to disclose UNC data to Alt Han Company (AltHANCo), or its service provider, to enable the identification of properties where the home area network is not capable of supporting smart metering communications and an alternative home area network is required.

ER confirmed a draft Privacy Impact Assessment (PIA) was ready for the first workgroup for discussion.

ER clarified that if Modification 0649S is implemented, this modification 0668 will be amended to merely allow the new participant to access the data; Modification 0649S would set out the new route through DSC Contract Management Committee.

Panel noted that IGT Modification 116 is the equivalent IGT Modification and noted the request within the UNC modification that discussions are held under a joint code. The suggestion was made that planned discussions at UNC Distribution Workgroup could be held on joint basis. The Joint Office was asked to consider how this can best be facilitated. Some observed that in the past this has meant the UNC bearing the cost of it being a joint work group.

ER confirmed, when asked by RP, that the PIA would still be carried out if 0649S is implemented.

Panel confirmed that 0668 is a properly drafted modification and brief discussion ensued on whether to defer consideration of 0668 to the October Panel in order to allow more clarity, since it was felt to be an inefficient use of time to be handling things in this way. It was agreed that an alternative way to address this was to extend the time given to Workgroup to consider the modification. RHi confirmed this would be acceptable to the proposer.

Panel considered whether two months was sufficient for the modification and decided to extend the development time to four months to report back to the January 2019 Panel.

Workgroup Question:

- Consider both the relevance and justification of data items (permitted use)

For Modification 0668 Members determined:

- It is not related to the Significant Code Review by unanimous vote;
- The criteria for Self-Governance are met, by majority vote;
- That Modification 0668 be issued to Distribution Workgroup for assessment, with a report to be presented no later than the 17 January 2019 Panel, by unanimous vote.

#### **b) Modification 0669R - Review of the Gas Deficit Warning (GDW) and Margins Notice (MN) Arrangements**

DL introduced the Modification and its aims, reviewing the need identified after the first use of the GDW on 1 March 2018.

DF asked if this is related to Exercise Zeus<sup>1</sup> which will be tested in early October 2018. DL clarified that it was related but that this Request Modification refers to pre-emergency actions and activities.

JA suggested that this is also concerned with perceptions and asked for workgroup to consult with outside parties. DL confirmed that National Grid would be utilising its press department as a source of information and RE confirmed Mark Carolan would be the Ofgem policy expert. DF suggested shippers need to bring customer's experiences from last year.

EP was concerned that from a consumer point of view the process worked well, getting people into a situation where they were ready in case an emergency occurred. RF agreed. Members generally agreed that there was no need to re-open the basic principles on which the arrangements were recently made but felt that the review was necessary to ensure the arrangements are working as well as then can. There was a suggestion that to avoid alarmist media headlines different terminology could be explored. It was agreed that equal focus should be put on the Margins Notice.

RF suggested the timing was not ideal to review this going into winter.

For Modification 0669R Members determined:

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<sup>1</sup> Exercise Zeus - Network Gas Supply Emergency Exercise:  
[https://www.nationalgrid.com/sites/default/files/documents/Exercise%20Zeus%20Industry%20Briefing%20Note%20-V1\\_0.pdf](https://www.nationalgrid.com/sites/default/files/documents/Exercise%20Zeus%20Industry%20Briefing%20Note%20-V1_0.pdf)

- It is not related to the Significant Code Review, by unanimous vote;
- That Modification 0669R be issued to Transmission Workgroup for assessment, with a report to be presented no later than the 21 March 2019 Panel, by majority vote.

### **231.6 Existing Modifications for Reconsideration**

- a) None

### **231.7 Consider Workgroup Issues**

#### **a) Modification 0661R - Reconciliation and Imbalance Cash Out Prices**

Members noted the Individual Terms of Reference for Modification 0661R and especially the scope indications. Given the risk of scope creep, Panel requested that the Workgroup provide an update to December Panel.

### **231.8 Workgroup Reports for Consideration**

#### **a) Request 0630R - Review of the consequential changes required in UNC as a result of the Ofgem Switching Programme**

Members noted the recommendations in the Workgroup Report and requested a further short meeting or teleconference to give all participants chance to finalise the workgroup report. It was noted that seeking views by email only was not desirable. One Panel member felt that the review was set up too early in the process to be useful.

For Request 0630R, Members determined:

- That 0630R should be returned to Workgroup for further assessment with a report back to the 18 October Panel.

#### **b) Modification 0649S – Update to UNC to formalise the Data Permissions Matrix**

Members noted the request from the IGT Panel Chair to: a) consider the effect on the IGT release date; and b) aim for a common release date. JF confirmed implementation is a matter for GTs and they will take into account the IGT code. CW concurred.

Members briefly discussed Section V, and were assured that the matter was in hand.

Members noted the Workgroup Report and the recommendations it contained.

For Modification 0649S, Members determined:

- That Modification 0649S should be issued to consultation, with a consultation close-out date of 11 October 2018, by unanimous vote.

#### **c) Modification 0656 - Changes to Modification Panel arrangements**

Members noted the Workgroup Report and the recommendations it contained. Panel discussed the coverage in the legal text of "Conflicting Appointment" and were satisfied it covered the situation highlighted by the proposer. A further modification would be needed if further situations were required to be covered.

For Modification 0656, Members determined:

- That Modification 06456 should be issued to consultation, with a consultation close date of 11 October 2018, by unanimous vote.

**d) Modification 0660S – Amendment to PARR permissions to allow PAC to update with UNCC approval**

Members noted the Workgroup Report and the recommendations it contained.

For Modification 0660S, Members determined:

- That Modification 0660S should be sent back to workgroup for further assessment with report back 18 October Panel.

**231.9 Consideration of Workgroup Reporting Dates and Legal Text Requests**

Members determined unanimously to extend the following Workgroup reporting date(s):

<b>Workgroup</b>	<b>New Reporting Date</b>
0630R - Review of the consequential changes required in UNC as a result of the Ofgem Switching Programme	18 October 2018

Members determined unanimously to request Legal text for the following modification(s):

<b>Modification</b>
0660S - Amendment to PARR permissions to allow PAC to update with UNCC approval

**231.10 Consider Variation Requests**

None.

**231.11 Final Modification Reports**

**General Discussions**

Panel discussed ways to improve the panel discussion section in Final Modification Reports (FMRs) and sought Ofgem feedback on recent FMRs. RE confirmed that there had been an improvement recently and that the reasoning now provided was good.

Some Panel members requested that consultation respondents are encouraged to justify why they think a relevant objective is furthered or not. The aim is to separate whether a modification furthers a reasonable objective from whether a modification is good for a respondent's business. This will help guide Panel discussions. Joint Office will consider how to improve the consultation template to assist.

Panel agreed that there should be a further discussion about the approach to FMRs, especially relevant objectives, reflecting discussions at the meeting. This will likely be covered at the October 2018 Panel.

RF suggested that relevant objective f) should not be used as a catch all.

Panel noted Ofgem's views (JD) that relevant objective f) should be used for

modifications where governance and code administration is improved.

Panel discussion covered self-governance criteria and noted that the self-governance criteria are available here:

<http://www.gasgovernance.co.uk/sites/default/files/ggf/UNC%20-%20Self%20Governance%20Guidance%20v1.0.pdf>

**a) Modification 0654 – Mandating the provision of NDM sample data**

Panel discussion: see the Final Modification Report published at:  
<https://www.gasgovernance.co.uk/0654>

Panel noted Ofgem's steer that the modification meets the self-governance criteria.

Panel determined by majority vote that Modification 0654 meets the self-governance criteria.

Members voted unanimously to implement Modification 0654S.

It was noted that Transporters would advise a suitable implementation date, bearing in mind the IGT Panel request for a common UNC/IGT UNC release date of 1 March 2019.

**b) Modification 0657S – Adding AQ reporting to the PARR Schedule reporting suite**

Panel discussion: see the Final Modification Report published at:  
<https://www.gasgovernance.co.uk/0657>

Members voted unanimously to implement Modification 0657S.

**231.12 AOB**

**a) Panel Feedback**

RHa advised that quarterly feedback from Panel Members is very gratefully received and confirmed two areas for action:

Urgency – The Joint Office will bring a presentation to the October Panel on its role in Modifications requesting urgent procedures.

Critical friend - The Joint Office is conducting an internal review of its Critical Friend Procedures and will bring a presentation to the October Panel on its findings.

**b) Impacts of Faster Switching licence review and c) Ofgem update on REC progress and consequential changes to UNC (JD)**

JD gave an overview of the progress in the implementation of the REC code and briefly covered some consequential changes to UNC. It is envisaged that the change will bring about the amalgamation of SPAA and MRA and the inclusion in REC of some areas currently in other codes, such as Theft which is currently in DCUSA.

REC v1.0 will cover the governance around the transitional period. REC v2.0 will be an SCR and Ofgem will retain the ability to raise modifications.



There will be a move away from a 'paper based' to a digitised code, suitable for online queries. The implementation of this will largely be the remit of the REC Manager.

A Statutory consultation will take place in October 2018 with new license conditions expected in January 2019.

Some easily recognised consequential changes to the UNC will be the removal of references to SPAA and MRA.

It was recognised that in slide 6, the IGT may need to be added as a seventh spoke.

Accession will be to v1.0. DCC will be a party. From 1 April 2019 the RECco is expected to begin to function properly.

RF asked if future SCRs are likely to have co-operation clause in Licences and specifically if a party raises an Alternative to an SCR proposal, would this constitute non-co-operative behaviour? JD clarified that it wouldn't and anticipated that Ofgem would issue an FAQ to help clear up these types of questions.

PG asked to clarify what the expectations on the Joint Office are, bearing in mind Joint Office does not get involved in production of legal text. CW clarified that Dentons has been engaged on behalf of the GTs and he will lead on this work and will update UNC Panel on an ongoing basis. CW also confirmed he would liaise with S Ladle at IGT UNC regarding inclusion of IGT.

**PAN01/07:** To seek views on the interpretation of licence impacts likely as a consequence of faster switching and how the duty to cooperate would impact individual Panel Members.

**Update:** This area was covered in the update from JD and subsequent discussions.

**Closed.**

**PAN02/07:** Draft a number of questions to Ofgem on the potential licence impacts required to meet the Switching Programme proposed licence changes.

**Update:** This area was covered in the update from JD and subsequent discussions.

**Closed.**

### c) **UNC nominations and elections, including additional Consumer Representative**

PG highlighted the presentation giving an update on the outcomes of UNC user election process and representatives for the new Gas Year beginning 01 October 2018.

In addition the appointment of an additional Consumer Representative was discussed.

**PAN01/08:** The Joint Office to seek nominations for the Consumer Representatives for appointment from 01 October 2018.

**Update:** PG confirmed that the Joint Office had sought nominations. RE confirmed EP has been re-nominated and an Authority Decision is now awaited.

RE confirmed that for subsequent years, a Panel appointment process may be suitable

**Closed.**

### 229.13 Date of Next Meeting

- 10:30, Thursday 18 October 2018, at Elexon.

### Action Table (20 September 2018)

Action Ref	Meeting Date	Minute Ref	Action	Owner	Status Update
PAN 01/07	19/07/18	228.12 d)	To seek views on the interpretation of licence impacts likely as a consequence of faster switching and how the duty to cooperate would impact individual Panel Members. <b>Update:</b> Ofgem to present views at September Panel.	Ofgem (RE/JD)	<b>Closed</b>
PAN 02/07	19/07/18	228.12 d)	Draft a number of questions to Ofgem on the potential licence impacts required to meet the Switching Programme proposed licence changes.	JO/Uniper (PG/RFa)	<b>Closed</b>
PAN 01/08	16/08/18	229.12 d)	The Joint Office to seek nominations for the Consumer Representatives for appointment from 01 October 2018.	JO (BF)	<b>Closed</b>