

Governance

April 2022

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Effective Panel Meetings - Recommendations

Recommendations:

1. Share month ahead view of agenda items at beginning and end of Panel meetings
2. JO will provide a month ahead view with the Panel Chair message.
3. Panel to decide for the month ahead whether:
 - ▶ meeting time to be extended to accommodate workload or
 - ▶ an additional meeting is required (participation could be an issue)

Benefits:

1. Allows opportunity to extend Panel meetings or hold additional meetings
2. Panel members can make decisions based on data
3. Forward view on how much reading is required ahead of the next meeting
4. Advanced notice of Panel materials for reading and consideration.

The number of agenda items requiring Panel consideration can be too extensive for a single meeting

FMR Short Notice - Recommendations

Recommendations:

1. Build the full number of working days into timetable:
 - ▶ Consultation Period - 15 (could consider longer consultation period)
 - ▶ Processing - 5
 - ▶ Panel Reading - 5
2. Short Notice is **by exception only and requires justification** (Included within Modification Proposal timeline and Introductory Presentation)
3. Panel will be formally asked to vote on Short Notice.

Benefits:

1. Allows for robust industry consultation response
2. Panel members have time to read Modification, consultation responses and legal text
3. Panel members have time to engage with their constituencies & SMEs
4. Ofgem have sufficient information to make a decision (avoid send backs)

Short Notice reduces the time available to prepare and consider Panel documentation

Workgroup Engagement - Recommendations

Recommendations:

1. Set clear expectations around roles:
 - ▶ Participants - to *actively participate* in workgroup discussions
 - ▶ Chair - to hold participants to account and encourage / drive discussions
2. Chair to challenge where there is poor participation:
 - ▶ Probe for whether **'no comment' is acceptance / no issues / doesn't impact them or whether participants do not have sufficient understanding of the topic**
 - ▶ Chair to minute and include statement in workgroup report, if discussion is deemed to be insufficient
3. Create set of minimum questions for Chair to ask workgroup

Benefits:

1. Improved workgroup discussions
2. Robust workgroup reports

Lack of
engagement on
some
Modifications

Workgroup Reports - Recommendations

Recommendations:

1. Panel to ensure sufficient time is allowed for robust workgroup assessment
2. Amend Workgroup Report template to include additional headings
3. Workgroup Chair to ensure all sections are completed
4. Workgroup Chair to provide view in workgroup report on whether sufficient assessment has taken place

Benefits:

1. Improved workgroup discussions
2. Robust workgroup reports

Insufficient information does not allow Panel to make an informed decision

Appendices

The background features abstract, overlapping geometric shapes in various shades of blue, ranging from light sky blue to deep navy blue. These shapes are primarily located on the right side of the page, creating a modern, layered effect.

Consultation to FMR Dates (as per Mod Rules)

Month	Issue Consultation (1 BD)	Consultation Period (15 BD)	Issue FMR (5 BD)	Panel Decision
April	22/04/2022	25/04/2022 - 16/05/2022	23/05/2022	June
May	20/05/2022	23/05/2022 - 14/06/2022	21/06/2022	July
June	17/06/2022	20/06/2022 - 08/07/2022	15/07/2022	July
July	22/07/2022	25/07/2022 - 12/08/2022	19/08/2022	September
August	19/08/2022	22/08/2022 - 12/09/2022	19/09/2022	October
September	16/09/2022	19/09/2022 - 07/10/2022	14/10/2022	October
October	21/10/2022	24/10/2022 - 11/11/2022	18/11/2022	December
November	18/11/2022	21/11/2022 - 09/12/2022	16/12/2022	January
December	16/12/2022	19/12/2022 - 11/01/2023	18/01/2023	February

FMR Short Notice

- ▶ 7.3.1 If the Modification Panel determines pursuant to paragraph 7.2.3(b)(i) that a Modification Proposal should proceed to Consultation: (a) the Modification Panel shall be deemed to have requested that the Transporters provide legal text unless the Modification Panel determines that legal text is not required for the purposes of the Modification Report (which may be the case where Suggested Text has been provided by the Proposer and is sufficient in the view of the Modification Panel); (b) the Modification Panel shall inform the Code Administrator if it determines that the time periods set out in paragraph 9 for Consultation should, in its opinion, be deviated from in relation to the relevant Modification Proposal;

- Panel can determine a different consultation period if deemed appropriate

FMR Short Notice

- ▶ 9.1.2 Where the Modification Panel has determined that legal text is required, then within one Business Day of receiving such Draft Modification Report the Secretary shall circulate the Draft Modification Report to the next meeting of the Modification Panel and subject to paragraph 9.1.3, **within one Business Day following date upon which the panel meeting is convened**, the Secretary shall circulate it to each Transporter, each User, each Independent Gas Transporter, each Member, each Third Party Participant and each Non-Code Party (if any) and the CDSP inviting them to make (or withdraw earlier) **representations to the Transporters within fifteen (15) Business Days following the date of that invitation**

- 1 Business Day to Issue Consultation Template (issued Friday after Panel with Consultation start date following Monday
 - Within 15 Business Days Representations are Accepted

FMR Short Notice

- ▶ 9.3.1 **Within five (5) Business Days** following the last day for representations to the draft Modification Report in accordance with paragraph 9.1.2 or 9.1.4; (a) subject to (d), the Code Administrator shall prepare a final Modification Report in accordance with paragraph 9.4 for approval of the Modification Panel; (b) the Secretary shall submit a copy of that final Modification Report to: (i) each Third Party Participant, each Transporter, each User, each Independent Gas Transporter and each Non-Code Party (if any) and the CDSP that submitted (and did not so withdraw) a representation with regard to the draft Modification Report pursuant to paragraph 9.1.2 or 9.1.4; and (ii) each Member,

- 5 Business Days for Joint Office to prepare and circulate Final Modification Report