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Reference: Query raised on 17th January 2013

Date: 6th March 2013

Dear Mike

Thank you for your email of 13th February regarding the query you originally raised on 17th January 2013. I'd like to apologise for the delay in responding as I have been awaiting confirmation of the legal review from the Transporters which I received today.

In our response provided on 1st February 2013 we concluded that once the final Unidentified Gas volumes had been created and adopted by the UNCC they could not be changed. Further to your email on 13th February 2013 I raised the issue again with Xoserve and ultimately the Transporters particularly with regards the legal interpretation of the network code and AUGE Guidelines.

The response I have now received is thus,
"I understand that the AUG Table was adopted by the UNCC at its January 2013 meeting in accordance with UNC TPD E10.4.3(h). Neither the UNC nor the Guidelines contain a mechanism for the AUG Table to be amended once it has been adopted.

The present issue seems to arise because of the mismatch in the timescales for certain activities to be completed under the AUG Guidelines. The query window runs from 1st September to the end of February (per para 8.2), however the AUG is required to submit the final AUG Table to the Transporters by 1st January (per para 7.1.10) which the Transporters are then obliged to publish by 1st February (per para 9.3(b)). This means that any query which is not resolved before these two activities takes place cannot be taken into account until the following year. This is expressly contemplated by paras 8.4(c) and 8.12."

This concurs with our interpretation of the UNC TPD as explained in our response of 1st February 2013. It does not preclude you from raising queries during the query process, but it means that in practice issues raised after early/mid-December are unlikely to be resolved in time for the creation of the AUGS table for 1st January.

Going forward I believe the AUGE Guidelines would benefit from an update to ensure the process is clearer and this is something I intend to follow up over the coming weeks.

Yours sincerely

Clive Whitehand
Senior Consultant
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