

Stage 01: Modification

0492:

Governance change – update to Mod Rules following Consumers' Representative's name change.

At what stage is this document in the process?

- 01 Modification
- 02 Workgroup Report
- 03 Draft Modification Report
- 04 Final Modification Report

The Consumers' Representative name has changed from "The National Consumer Council" to "Citizens Advice or Citizens Advice Scotland". This change is to be reflected in the Modification Rules.



The Proposer recommends that this modification should be:

- subject to Fast Track Self-Governance



High Impact:
None



Medium Impact:
None



Low Impact: All parties to the UNC

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16 April 2014

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About this document:		 Any questions?
<p>This modification will be presented by the proposer to the panel on 17 April 2014.</p> <p>The panel will consider the proposer's recommendation and agree whether this modification should be):</p> <ul style="list-style-type: none"> subject to Fast Track Self-Governance 		Contact: Code Administrator  enquiries@gasgovernance.co.uk
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1 Summary

Is this a Self-Governance Modification?

National Grid NTS believes that this modification should be a self-governance modification because:

- (i) it is unlikely to have a material effect on any of the following:
 - (a) existing or future gas consumers; and
 - (b) competition in the shipping, transportation or supply of gas conveyed through pipes or any commercial activities connected with the shipping, transportation or supply of gas conveyed through pipes; and
 - (c) the operation of one or more pipe-line system(s); and
 - (d) matters relating to sustainable development, safety or security of supply, or the management of market or network emergencies; and
 - (e) the uniform network code governance procedures or the network code modification procedures; and
- (ii) it is unlikely to discriminate between different classes of parties to the uniform network code/relevant gas transporters, gas shippers or DN operators.

Is this a Fast Track Self-Governance Modification?

We believe this modification should be a Fast Track Self-Governance modification, and that the modification meets both the self-governance criteria and the fast track criteria in particular fast track criteria (b i) “updating names or addresses listed in the uniform network code”.

Why Change?

At the 156th Modification Panel held on 20th March 2014, Panel was advised that there had been recent changes to the National Consumer Council. It was agreed a modification was required to amend the Consumers’ Representative’s name within the Modification Rules.

Solution

Amendment to the Modification Rules to change references to the “National Consumer Council” to “Citizens Advice or Citizens Advice Scotland”.

Relevant Objectives

The modification will aid relevant objective f) “Promotion of efficiency in the implementation and administration of the Code.”

Implementation

This modification could be implemented 16 days after a unanimous vote in favour of implementation by the Modification Panel.

There are no known implementation costs.

2 Why Change?

At the 156th Modification Panel held on 20th March 2014, the Panel was advised that there had been recent changes to the National Consumer Council and that this had now been superseded by Citizens Advice or Citizens Advice Scotland. It was agreed a modification was required to correct references within the Modification Rules.

3 Solution

Amendment to the Modification Rules to change any references from the “National Consumer Council” to “Citizens Advice or Citizens Advice Scotland”

User Pays

Classification of the modification as User Pays, or not, and the justification for such classification.

No User Pays service would be created or amended by implementation of this modification and it is not, therefore, classified as a User Pays Modification.

4 Relevant Objectives

Impact of the modification on the Relevant Objectives:

Relevant Objective	Identified impact
a) Efficient and economic operation of the pipe-line system.	None
b) Coordinated, efficient and economic operation of (i) the combined pipe-line system, and/ or (ii) the pipe-line system of one or more other relevant gas transporters.	None
c) Efficient discharge of the licensee's obligations.	None
d) Securing of effective competition: (i) between relevant shippers; (ii) between relevant suppliers; and/or (iii) between DN operators (who have entered into transportation arrangements with other relevant gas transporters) and relevant shippers.	None

e) Provision of reasonable economic incentives for relevant suppliers to secure that the domestic customer supply security standards... are satisfied as respects the availability of gas to their domestic customers.	None
f) Promotion of efficiency in the implementation and administration of the Code.	Positive
g) Compliance with the Regulation and any relevant legally binding decisions of the European Commission and/or the Agency for the Co-operation of Energy Regulators.	None

By ensuring the correct name is referenced in the Modification Rules it allows the promotion of efficiency in the implementation and administration of the Code.

5 Implementation

This modification could be implemented 16 days after a unanimous vote in favour of implementation by the Modification Panel.

There are no known implementation costs.

6 Legal Text

Text

Uniform Network Code - Modification Rules

Amend paragraph 2.1 Defined terms as follows:

.....

"Consumers' Representative(s)":

- (a) the representative (if any) for the time being appointed by ~~the National Consumer Council~~ [Citizens Advice and Citizens Advice Scotland jointly](#); and
- (b) the representative (if any) of consumers for the time being appointed by the Authority, to the Modification Panel in accordance with these Rules;

.....

Amend paragraph 3.8 as follows:

3.8 Consumers' Representatives

The Consumers' Representative appointed by:

- (a) ~~the National Consumer Council~~ [Citizens Advice and Citizens Advice Scotland jointly](#) to be a Voting Member shall be an individual who is an employee, representative, officer or contractor of the ~~the the National Consumer Council~~ [Citizens Advice or Citizens Advice Scotland](#);

Amend paragraph 4.1.3 as follows:

- 4.1.3 ~~the National Consumer Council~~ [Citizens Advice or Citizens Advice Scotland](#) and the Authority may, from time to time, by notice to the

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Secretary ~~each~~ identify one (1) individual to be appointed by the Authority and one (1) by Citizens Advice or Citizens Advice Scotland (and revoke any such appointment) as a **"Consumers' Representative"**.

Amend paragraph 4.4.2 (e) as follows:

- (e) a Consumers' Representative:
- (i) where appointed by the ~~National Consumer Council~~ Citizens Advice and Citizens Advice Scotland acting jointly, ~~the National Consumer Council~~ Citizens Advice and Citizens Advice Scotland acting jointly may, by notice to the Secretary, identify another individual to be appointed ~~the National Consumer Council~~ both the Citizens Advice' and Citizens Advice Scotland appointed Consumers' Representative;
 - (ii) where appointed by the Authority, the Authority may, by notice to the Secretary, identify another individual to be appointed as the Authority's appointed Consumers' Representative;

7 Recommendation

The Proposer invites the Panel to:

- Determine that this modification should be subject to self-governance; and
- Determine that this modification should follow fast track procedures and be implemented