

## Representation - Draft Modification Report UNC 0731S

### Introduction of an Annual Modification Panel Report

**Responses invited by: 5pm on 10 December 2020**

**To:** [enquiries@gasgovernance.co.uk](mailto:enquiries@gasgovernance.co.uk)

*Please note submission of your representation confirms your consent for publication/circulation.*

<b>Representative:</b>	Richard Pomroy
<b>Organisation:</b>	Wales & West Utilities
<b>Date of Representation:</b>	10 <sup>th</sup> December 2020
<b>Support or oppose implementation?</b>	Support
<b>Relevant Objective:</b>	<b>f)</b> Positive

#### **Reason for support/opposition: Please summarise (in one paragraph) the key reason(s)**

We support the proposal that there should be an Annual Modification Panel Report. This will be a means of bring to the industry's attention key learning points and therefore furthers relevant objective (f) *Promotion of efficiency in the implementation and administration of the Code*. These may include the way the Modification Panel or workgroups operate; the quality and timing of reports or information submitted to or by workgroups and committees; the role of the Joint Office as critical friend; the speed of decision making for Authority Decision modifications and other areas of interest in the applicable period.

#### **Self-Governance Statement: Please provide your views on the self-governance statement.**

Changes to Modification Rules would normally require Authority Direction; however, we agree that this is not a change to the rules around the process or approval of modification proposals; therefore, self-governance is appropriate.

Although the report is more wide ranging than the Modification Rules themselves, we understand why the text has been placed in them as the independent panel chair is not referenced elsewhere in Code. Were the text in General Terms B or TPD V (which would be other logical places to put it) then the modification proposal would clearly be subject to self-governance.

#### **Implementation: What lead-time do you wish to see prior to implementation and why?**

This modification can be implemented 16 business days from a Modification Panel determination subject to no appeal being raised.

**Impacts and Costs:** *What analysis, development and ongoing costs would you face?*

There is likely to be a small additional annual cost to the Joint Office that will need to be funded by the GTs.

**Legal Text:** *Are you satisfied that the legal text will deliver the intent of the Solution?*

Yes, although we have a minor point regarding 14.6 and suggest that it is amended to read as shown below. We think it should refer to “each year” rather than “every year”. A new report is produced each year, rather than the same report being produced every year.

“14.6 Each year ~~The~~ Annual Modification Panel Report will be provided to the Modification Panel and UNC Committee and the Code Administrator will then publish it on its website as soon as reasonably practicable, ~~following its completion every year.~~”

**Are there any errors or omissions in this Modification Report that you think should be taken into account?** *Include details of any impacts/costs to your organisation that are directly related to this.*

No

**Please provide below any additional analysis or information to support your representation**