

12 March 2021

UNIFORM NETWORK CODE (UNC)
UPDATED LEGAL DRAFTING FOR THE FASTER SWITCHING SCR
EXPLANATORY NOTE MARCH 2021

1 Proposed Legal Text

- 1.1 The proposed legal text changes to the UNC are contained in a series of documents which show changes against the current version of the UNC (and for further detail see paragraph 5). Since the proposed legal text was first produced in March 2020 Modification 0708 has been implemented and therefore the re-ordering of TPD Section G As well as the re-positioning of text in TPD Section B8 and Annex B-3 has occurred.
- 1.2 The most significant changes are found in TPD Section G which now includes registration rules which are divided into rules which:
- (a) are generic and apply to both CSS Supply Points and Non-CSS Supply Points, in paragraph G4;
 - (b) apply to CSS Supply Points only (which are entirely new and reflect REC/CSS processes) in paragraph G5; and
 - (c) apply to Non-CSS Supply Points only (which largely reflect the existing processes found in current TPD Section G2) in paragraph G6.
- 1.3 The documents showing the proposed legal text changes are listed in the table below; the table identifies the document type (clean or mark-up) and includes (where relevant) a brief description of the nature of the changes made to the relevant sections of UNC.

Document	UNC Section	Document Type	Explanation/Notes
	TPD Section B (System Use and Capacity)		
1.	Revised Section B4: LDZ Supply Point Capacity (to show CSS related changes)	Mark-up against current TPD Section B4 (as amended by Modification 0708)	<u><i>Description of Changes</i></u> <i>Paragraph 4.2 and 4.3 amended to reflect different processes under TPD Section G5 and G6 through which the User is treated as holding (or ceasing to hold) DM or NDM Supply Point Capacity at CSS/Non-CSS Supply Points.</i>

2.	New Section B8: Interruption (to show CSS related changes)	Mark-up against proposed new Section B8 as created under Modification 0708	<p>The interruption rules (in current TPD Section G6) have been moved to a new Section B8.</p> <p><u>Description of Changes</u></p> <p><i>This is a 'lift and shift' of current TPD Section G6. The changes reflect the new registration processes in revised Section G.</i></p>
3.	New Annex B-3: DM Supply Point Capacity and Offtake Rate (to show CSS related changes)	Mark-up against proposed new Annex B-3 as created under Modification 0708	<p>The DM Supply Point Capacity and Supply Point Offtake Rate rules (in current TPD Section G5) have been moved to new Annex B-3.</p> <p><u>Description of Changes</u></p> <p><i>Amendments generally reflect different processes under TPD Section G5 in relation to setting DM Supply Point Capacity at registration of a CSS Supply Point.</i></p> <p><i>Included is a new rule to allow a Transporter to provide standing instructions to the CDSP to be applied in event the Transporter is required to assess feasibility of making available gas for offtake at a Supply Point (such that the CDSP does not need to refer to the Transporter where the User's application falls within pre-agreed parameters notified to the CDSP by the Transporter).</i></p> <p><i>Paragraph 13 is a 'lift and shift' of current Section G7.3.</i></p>
	TPD Section G (Supply Point Registration)		
4.	Revised Section G	Mark-up against current TPD Section G (as amended by Modification 0708)	<p><u>Description of Changes</u></p> <p><i>Paragraph 1</i></p> <p><i>G1.2 Introduces a number of new key</i></p>

		<p><i>definitions including CSS Supply Point/Supply Meter Point and Non CSS Supply Point/Supply Meter Point, REC and CSS Provider; and other rules to reflect the REC and new UNC processes for the registration of CSS Supply Points are which are now dependent on CSS/REC processes.</i></p> <p><i>Paragraph 2</i></p> <p><i>All amendments to Supply Point and Supply Meter Point characteristics are consequential changes.</i></p> <p><i>Paragraph 3</i></p> <p><i>Introduces new rules in G3.2 setting out the basis on which User will have access to Registration Details as provided for in new Annex G-1 and rules in relation to the first registration of new CSS Supply Points.</i></p> <p><i>Paragraph 4</i></p> <p><i>Includes rules which are generic to registration of CSS/Non-CSS Supply Points – and include new defined terms in G4.1 to assist drafting. G4.4 sets out new rules in respect of a Transporter Referral, i.e. where a characteristic of the registration of a CSS Supply Point (as a DM Supply Point) needs to be referred to the Transporter for as response (e.g. optional commodity rate) This is not the same as a referral regarding feasibility to offtake gas under Annex B-3 (formerly TPD Section G5).</i></p> <p><i>Paragraph 5</i></p> <p><i>Contains the new rules relating to registration and de-registration of CSS Supply Points and</i></p>
--	--	---

			<p><i>which reflect related CSS processes under the REC.</i></p> <p><i>Paragraph 6</i></p> <p><i>Contains the rules (largely based on current TPD Section G2) relating to registration and de-registration of Non-CSS Supply Points.</i></p> <p><i>Paragraph 7</i></p> <p><i>Includes generic rules relating to Isolation in relation to both CSS/Non-CSS Supply Points.</i></p> <p><i>Paragraph 8</i></p> <p><i>All amendments to Re-establishment are largely consequential changes to reflect the different registration processes for CSS/Non-CSS Supply Points.</i></p> <p><i>Paragraph 9</i></p> <p><i>Contains changes to rules in relation to Shared Supply Meter Points (noting that SSMPs will be Non-CSS Supply Points, though should the site cease to be a SSMP it will become a CSS Supply Point (and vice versa, i.e. where a CSS Supply Point becomes a SSMP).</i></p> <p><i>Annex G-1</i></p> <p><i>See Document 5.</i></p> <p><i>Annex G-2</i></p> <p><i>A 'lift and shift' of current TPD Section G4 re Compensation Rules relevant to TPD Section G.</i></p>
--	--	--	--

			<p><i>Annex G-3</i></p> <p><i>A 'lift and shift' of current TPD Section G7.4 re Siteworks related definitions.</i></p> <p><i>Note the rules around Mandatory Allocation Agencies have been deleted – together with current Annex G-2.</i></p>
5.	New Annex G-1	Clean copy	<p><u><i>Description of Changes</i></u></p> <p><i>Annex G-1</i></p> <p><i>A new Annex to replace current Annex G-1. Addresses various issues concerning Registration Details (as defined in TPD Section G3.1) including (i) what details make up Registration Details and whether they are relevant to CSS /Non-CSS Supply Points and also whether relevant to CSEP Supply Meter Points, (ii) identifying at what stage in the registration process for both CSS/Non-CSS Supply Points Users will have access to particular Registration Details, (iii) identifying what details need to be included in the new notifications to be given to and by the CDSP for the purposes of the registration of CSS Supply Points and (iv) how Registration Details may be modified and by whom during the registration life of a Supply Point.</i></p>
	TPD Section M (Supply Point Metering)		
6.	Revised Section M (to show CSS related changes)	Mark-up against current TPD Section M	<p><u><i>Description of Changes</i></u></p> <p><i>New paragraph 2.6 is a 'lift and shift' of current paragraph 3.3.</i></p> <p><i>Some consequential changes to paragraph 4.2 reflecting new processes and terminology</i></p>

			<p><i>included in TPD Section G.</i></p> <p><i>New rules relating to requirement for Proposing User to submit Opening Meter Reading for Supply Point Registration Date for all Classes of Supply Point and setting out of circumstances where in absence of submission of Opening Meter Reading (or occurrence of other relevant events) the CDSP will generate an estimate to be used as the Opening Meter Reading and the basis on which such estimate will be generated.</i></p>
	UNC Other Sections		
7.	Other changes to TPD Sections A, E, J, M, Q, S and V.	Mark up against relevant extract from current versions of relevant Sections of TPD	<p><u>Description of Changes</u></p> <p><i>Amendments are generally consequential changes. In TPD Section V changes are also to reflect the addition of the new Data Permissions Matrix paragraph in GT Section D.</i></p>
8.	GT Sections C and D.	Mark up against relevant extract from current versions of relevant Sections of GT	<p><u>Description of Changes</u></p> <p><i>Addition in GT Section D of new term 'GRDA Functions' to reflect functions assigned to the CDSP under the REC to categorise GRDA Functions as Direct Services and to confirm Code Parties will not do anything to hinder Transporter's GT licence obligations in respect of procuring the CDSP to perform GRDA Functions.</i></p> <p><i>In addition a new paragraph to address data release by CDSP in accordance with the Data Permissions Matrix.</i></p>
9.	IGTAD Sections A and E.	Mark up against relevant extract from current versions	<u>Description of Changes</u>

		of relevant Sections IGTAD	<u>Amendments are consequential.</u>
--	--	----------------------------	--------------------------------------

2 March 2021 Updates

2.1 In each of the TPD Section G, Annex G-1, TPD Section M, Other TPD Changes and GT Sections C and D changes to the text prepared in March 2020 is highlighted in green.

3 Outstanding Matters

3.1 It should be noted the drafting does not include:

- (a) any changes which may be required to any of the documents comprising the Data Services Contract;
- (b) any changes to GT Section D to reflect the role of the CDSP in the context of the services required under the following REC Technical Specification Documents:
 - (i) Gas Retail Data Service (GRDS) Service Definition;
 - (ii) Gas Enquiry Service (GES) Service Definition; and
 - (iii) Gas Central Data Service Provider Further Services Service Definition;
- (c) any changes that might be required to TPD Section G address any requirement that the Supply Point Register can be updated to reflect a change in supplier other than through the Relevant CSS Request process as currently envisaged;
- (d) a process for addressing the possibility a site may change in status from being a CSS Supply Point to a Non-CSS Supply Point (or vice versa); or
- (e) any of the transitional rules which will need to be drafted (and see paragraph 4 below).

3.2 The proposed legal text for TPD Section G also assumes that supplier licence exempt sites are treated as Non-CSS Supply Points.

4 **Transitional Issues**

Introduction

- 4.1 Transition rules for the UNC will need to be tied to equivalent rules for the REC (which could but need not provide separate inception dates for gas and electricity).
- 4.2 Transition rules for UNC could cover:
 - (a) how the new rules come into effect and the old rules cease to have effect;
 - (b) treatment of in-flight processes;
 - (c) carry-over or creation of classifications / status / other things under new rules; and
 - (d) initial database population.

Effective Date

- 4.3 UNC transition rules would address:
 - (a) the Effective Date (i.e. the Gas Flow Day) which can be the first Supply Point Registration Date under the new rules;
 - (b) the dates (earlier than the Effective Date) which are the earliest Days on which:
 - (i) Users can submit Base Registration Nominations and Referable Registration Nominations;
 - (ii) the CDSP will receive notice from the CSS Provider of Relevant CSS Requests;
 - (c) the latest dates on which Users can submit Supply Point Enquiries, Supply Point Nominations and Supply Point Confirmations (for CSS Supply Points) under the old rules.
- 4.4 Linked to these, transition rules may specify 'non-business days' when processes under the old rules are suspended in order to allow the new systems to be commissioned / brought into operation.

In-flight things

- 4.5 Presumably the basic existing processes simply fall away, i.e. Supply Point Enquiries, Supply Point Nominations, Supply Point Offers and Supply Point Confirmations (for CSS Supply Points) lapse if a Supply Point Registration has not gone live by the Effective Date.
- 4.6 But the position might be different for referrals, isolation requests, the 'shipperless' site processes, re-establishment, and other longer term processes.

Carry-over/creation

- 4.7 The initial versions of the Shipper-User Association Data and the Shipper-Transporter Association Data need to be created.
- 4.8 There may be a need to address classification or status under the new rules – e.g. by carry-across of an existing classification or status (e.g. a SMP which is Isolated under the old rules remains Isolated); and any actions by the CDSP needed to give effect to this.

Database population

- 4.9 Transition rules could impose obligations on UNC parties to participate in implementation processes to populate / update / clean up data. But this could be done in other ways.
- 4.10 This is potentially more relevant to REC/CSS than to the UNC.

5 UNC – Versions of Code used in preparing Legal Text

- 5.1 The changes to the UNC in the documents referred to in paragraph 2 are shown against the following versions of the UNC available from the Joint Office (as amended to reflect the proposed legal text for Modification 0708).

UNC Section	Version
TPD	
TPD A	5.48 - 24 July 2020
TPD B	5.58 - 01 January 2021
TPD E	5.55 - 26 October 2020

TPD G	5.59 - 15 January 2021
TPD J	5.55 - 26 October 2020
TPD M	5.56 - 30 November 2020
TPD Q	5.48 - 24 July 2020
TPD S	5.57 - 24 December 2020
TPD V	5.56 - 30 November 2020
GT	
GT C	5.48 - 24 July 2020
GT D	5.59 - 15 January 2021
IGTAD	
IGTAD A	5.48 - 24 July 2020
IGTAD E	5.55 - 26 October 2020

5.2 We have also taken into account where relevant the legal text in relation to 6 Modifications ¹ as approved by Ofgem (as at 28 February 2021) but not yet given an implementation date.

Dentons UK and Middle East LLP

10 March 2021

¹ These Modifications are: 0651, 0691S, 0692, 0710, 0711, and 0727.