

UNC Governance Workgroup Minutes

Wednesday 02 June 2021

Via Teleconference

Kate Elleman (Chair)	(KE)	Joint Office
Maitrayee Bhowmick-Jewkes (Secretary)	(MBJ)	Joint Office
Andy Clasper	(AC)	Cadent
Clare Manning	(CM)	E.ON
Dave Mitchell	(DM)	SGN
Guv Dosanjh	(GD)	Cadent
Heather Ward	(HW)	Energy Assets
Jenny Rawlinson	(JR)	BUUK
Joshua Oyinlola	(JO)	Ofgem
Paul Bedford	(PB)	Drax
Sally Hardman	(SHa)	SGN
Sam Hughes	(SH)	Citizens Advise Bureau
Samuel Dunn	(SD)	Interconnector
Tracey Saunders	(TS)	Northern Gas Networks

Copies of all papers are available at: <http://www.gasgovernance.co.uk/gov/020621>

1. Introduction and Status Review

Kate Elleman (KE) welcomed everyone to the meeting.

1.1. Approval of Minutes

The minutes from 23 April 2021 were approved.

1.2. Modification with Ofgem

KE invited Joshua Oyinlola (JO), the Ofgem representative to provide an update on the Modifications currently awaiting an Ofgem decision.

JO introduced himself and advised that he had sought for a view from his colleagues regarding Modification 0760. Ofgem's view was that there were merits to both a broad or a narrow approach when reviewing derogation applications and the industry needed to shape what it would look like. JO added that Ofgem felt the Proposer of the Modification would also need to decide the scope of the Modification.

Tracey Saunders (TS) the Proposer of Modification 0760 noted Ofgem's views.

1.3. Review of outstanding Actions & Issues Log

Action 1104: Joint Office (PG) to review the use of pre-meeting briefs by JO meeting Chairs.

Update: The Workgroup agreed to review this action in the future. **Carried Forward**

2. Workgroups

2.1. 0760 – Introducing the concept of derogation for Net Zero innovation into Uniform Network Code (UNC)

(Report to Panel 16 September 2021)

<https://www.gasgovernance.co.uk/0760>

3. Legal Text Guidance Document Review

KE informed the Workgroup that the Legal Text Guidance Document is reviewed periodically by the UNC Modification Panel. KE advised that at the May Panel, a number of suggested changes to the document were proposed and Panel directed the Governance Workgroup to review these changes and make any other further amendments to the document before it was resubmitted to the Panel in June or July.

The Workgroup did a walkthrough of the amendments, proposing additional changes which were captured. The key points of discussion are noted below:

Guv Dosanjh (GD) noted that the amendment to the Development of Text section should include business rules as a requirement, whether or not the solution was complex. Tracey Saunders (TS) stated that if a Modification solution was simple it may not need a business rule and it would only be needed for more complex solutions. She added that the Workgroup would always reject a legal text submission if it was not clear.

TS noted that business rules was not a defined term under the UNC and that either it would need to be defined or it should not be treated as a defined term. The Workgroup agreed that business rules should not be a defined term. Andy Clasper (AC) noted that it was good practice to have business rules, whether that be one sentence or a list of rules, in the solution as they clearly lay out the requirement for a solution, which can be turned into legal text.

Dave Mitchell (DM) agreed with AC's view.

The Workgroup agreed the document should note business rules would be required in the solution section without adding whether or not the solution was complex.

- Heather Ward (HW) queried when a solution would be deemed to be fully developed. KE explained this meant that the solution was at a sufficient stage where the legal text could be developed. HW accepted this explanation.
- The Workgroup noted that some Modification would not go to Workgroup for development and assessment such as Fast Track Self-Governance or Urgent Modifications and the statement in the guidance document stating the Workgroup was responsible for checking the three measures of a solution being complete needed to be amended to reflect this. The Workgroup agreed, that where a Modification was not reviewed at a Workgroup, the responsibility to ensure the solution was complete lay with the Proposer of the Modification.
- KE noted the references to the Joint Office of Gas Transporters should be changed to UNC Code Administrator in the document and noted she would review the document and make all amendments.
- The Workgroup proposed that the Final Modification Report (FMR) section should include an additional question asking if the UNC Panel were satisfied with the legal text provided.

KE noted she would update the Legal Text guidance document with the suggested amendments.

4. BEIS/Ofgem Energy Codes Governance Review

This item was not discussed as there were no further updates.

5. AOB

5.1. Pre-mod to amend Modification 0701 Legal Text

TS informed the Workgroup that Ofgem, in their decision letter for Modification 0701, had noted that the legal text needed to be updated to be fully aligned with the UNC. TS advised she intended to raise a Fast Track Self-Governance Modification to address this and to align the 0701 text with the UNC.

5.2. 0768 - Retail Code Consolidation Significant Code Review

GD noted Modification 0768 was raised by Ofgem to facilitate the Significant Code Review and it also created the Cross Code Steering Group (CCSG). GD advised that the legal text of this Modification notes that the UNC Modification Panel would appoint one or more representatives to attend the CCSG. GD noted that the process of appointing a representative had not yet been agreed, and whilst Panel would make a decision on this topic, he was flagging it for the information of the Workgroup.

6. Diary Planning

Further details of planned meetings are available at: <https://www.gasgovernance.co.uk/events-calendar/month>

Subject to the agreement by Panel of an extension, Workgroup meetings will take place as follows:

Time / Date	Venue	Workgroup Programme
TBC	Via Microsoft Teams	Standard Governance Workgroup Agenda <ul style="list-style-type: none"> • 0760

Action Table (as at 02 June 2021)

Action Ref	Meeting Date	Minute Ref	Action	Owner	Status Update
1104	04/11/19	8.0	Joint Office (PG) to review the use of pre-meeting briefs by JO meeting Chairs (included as a Joint Office annual report point for consideration).	Joint Office (PG)	Carried Forward