

MODIFICATION 0615s - LEGAL TEXT - EXPLANATORY TABLE

REPRESENTATION ON DSC COMMITTEES – AMENDMENT TO INCLUDE REQUESTS FOR MID-YEAR CHANGES OF REPRESENTATION

Notes

1. This table is based on the legal text for Modification 0615s published on the Joint Office website on 11 July 2017.

GENERAL TERMS SECTION D – CDSP AND UK LINK ANNEX D-2 - COMMITTEE REPRESENTATIVES	Topic	BRDs	Explanation
New paragraph 9	DSC Committee Representatives – Mid-year requests to change Committee Representative	-	<p>Provides the opportunity for a party to apply mid-year for a request to change a Committee Representative where:</p> <ul style="list-style-type: none"> (a) all the votes attributable to a particular class or party were transferred to another class or party as a result of the previous election cycle; or (b) there is a party who, part way through the Appointment Year, wishes to fulfil a vacancy within their class of Representatives, where the vacancy is due to insufficient elected Representatives for that class having been appointed in the previous election cycle.

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REPRESENTATION ON DSC COMMITTEES – AMENDMENT TO INCLUDE REQUESTS FOR MID-YEAR CHANGES OF REPRESENTATION

Legal text

UNIFORM NETWORK CODE – GENERAL TERMS SECTION D – CDSP AND UK LINK

ANNEX D-2 - COMMITTEE REPRESENTATIVES

Insert a new paragraph 9:

9. Request for a mid-year change of representation

- 9.1 A party may request a change of Committee Representative before 1 July in any Appointment Year where:
- (a) all the votes attributable to a particular class or party were transferred to another class or party as a result of the previous election cycle (for example, but not limited to, as a result of paragraphs 2.2.9 or 3.3.2(b) above); or
 - (b) there is a party who, part way through the Appointment Year, wishes to fulfil a vacancy within their class of Representatives, where the vacancy is due to insufficient elected Representatives for that class having been appointed in the previous election cycle (for example, but not limited to, as a result of paragraphs 2.2.8(b) and 3.3.2(a)).
- 9.2 Where a party wishes to represent their class in accordance with paragraph 9.1 above, they should submit a joint request for a change of representation to the Code Administrator (in the form requested by the Code Administrator), which is supported by a proposer and a seconder from the same class or party. The request should include a statement of the candidate's willingness to act as a Committee Representative for their class or party.
- 9.3 Following receipt of a request under paragraph 9.2, the Code Administrator shall:
- (a) notify the Single Point of Contact ("SPOC") for the affected class or party of the request to represent them;
 - (b) notify the existing Committee Representative who may be replaced by the request for a change of representative, for example, a Committee Representative appointed under paragraph 2.2.8(b), 2.2.9 or 3.3.2;
 - (c) notify the relevant class of users or party of the details of the party who has applied for a change of representative and invite any further nominations by a date specified by the Code Administrator (not less than 15 days from the date of the notification). Any further nominations must be supported by a proposer and seconder from the same class or party and include a statement of the nominee's willingness to act.

- 9.4 In the event that there are no further nominations, the Code Administrator shall:
- (a) notify the party who requested the change of representative of their appointment, which will take immediate effect;
 - (b) notify the existing Committee Representative who is being replaced. This existing Committee Representative will be deemed to have retired with immediate effect following such notification from the Code Administrator; and
 - (c) notify all parties of the change of representation.
- 9.5 In the event that further nominations are received by the Code Administrator under paragraph 9.3 (c), the Code Administrator shall conduct an election by inviting each member of that party or class to vote by written notice in such form and by such date and time (not less than 5 days) as the Code Administrator may require.
- 9.6 Following any election under paragraph 9, the Code Administrator shall:
- (a) appoint the nominee with the highest number of votes, such appointment to take immediate effect;
 - (b) notify the existing Committee Representative who is being replaced. This existing Committee Representative will be deemed to have retired with immediate effect following such notification from the Code Administrator; and
 - (c) notify all parties of the change of representation.