

11/07/2005

Dear Colleague,

**NOTICE OF IMPLEMENTATION
MODIFICATION PROPOSAL No: 0029**

"Metering Arrangements at Special Metering Supply Points"

Please note that Modification Proposal No 0029 will be implemented with effect from 06:00 hours on 12/07/2005. The Final Modification Report, Version 3.0, was signed by Ofgem on 11/07/2005.

The new Code text resulting from this Modification follows.

Modified Text:

TPD Section G7 insert the following text:

Paragraph 7.1.1 add the following:

- “(d) "Special Metering Supply Point" is any Supply Point:
- (i) comprising a Supply Meter Point in respect of which a Supply Meter Installation is provided and installed by the Transporter; and
 - (ii) such Supply Meter Point:
 - (1) is a Shared Supply Meter Point; or
 - (2) is comprised within a System Exit Point which is subject to a Special Offtake Arrangement; or
 - (3) which is comprised in an LDZ Specified Exit Point identified within a Supply Point Nomination in respect of which a Supply Point Registration has occurred; or
 - (4) which is comprised in a Notional NTS Connection Point identified within a Supply Point Offer in respect of which a Supply Point Registration has occurred; or
 - (iii) such Supply Meter Installation comprises a Supply Meter to which telemetered equipment has been installed in accordance with Section M4.9.1; or
 - (iv) which the Transporter and the User at such Supply Point have agreed shall be a Special Metering Supply Point.

Add new paragraphs 7.1.6 and 7.1.7 to read:

“7.1.6 Notwithstanding paragraph 7.1.1(b)(iii) and (c)(i) and (ii) (which specifically does not include work relating to the Supply Meter Installation) for the purposes of this paragraph 7, "**Siteworks**" includes works undertaken by the Transporter:

- (a) at the request of a Registered User or other person in connection with the System for the purposes of installing, modifying, removing, or replacing a Supply Meter Installation at a Special Metering Supply Point;
- (b) at the request of the Registered User for the purposes of ceasing or enabling the flow of gas at a Special Metering Supply Point.

7.1.7 The Transporter shall not be obliged to undertake work requested in accordance with paragraph 7.1.6(a) or 7.1.6 (b), where the Special Metering Supply Point comprises a Special Metering Supply Point unless by no later than the date of such request the Registered User has notified the Transporter that it has obtained from those Users at such Shared Supply Meter Point their agreement to undertake such work.”

Section M, add new paragraphs 2.6, 2.7 and 2.8 to read:

“2.6 Supply Point Metering

2.6.1 Where the Transporter is providing the Supply Meter Installation or any part of it and it is comprised within a Special Metering Supply Point (a "**Special Metering Supply Meter Installation**"), the provisions of this paragraph 2.6 apply.

2.6.2 Except as the Transporter may otherwise agree in an Ancillary Agreement with the Registered User:

(a) subject to sub paragraph (c) and (d) and to paragraphs 2.6.4 and 2.6.5, the Transporter will be responsible for securing (on behalf of the Registered User) the maintenance, repair, exchange and replacement of the Special Metering Supply Meter Installation or relevant part of it provided by the Transporter within a reasonable time after a request to do so and subject to payment of appropriate charges in accordance with the Metering Charges Statement;

(b) the Registered User shall secure that there are made available (without charge to the Transporter) at the Supply Point Premises:

- (i) a suitable site (at a location complying with paragraph M2.1.3) at the Supply Point Premises, and suitable support, protection and security, for the Special Metering Supply Meter Installation;
- (ii) supplies of power, water and drainage as appropriate for the Special Metering Supply Meter Installation;
- (iii) such access, at all reasonable times and in any event between 08:00 and 17:00 hours on any Business Day, to the Supply Point Premises as shall be required to

enable the Transporter to carry out all Meter Installation Works required pursuant to sub paragraph (a);

- (c) the Registered User shall take all reasonable steps to secure that the Special Metering Supply Meter Installation is not damaged or otherwise mistreated;
- (d) ownership of the Special Metering Supply Meter Installation shall remain with the Transporter (or any person to whom the Transporter may transfer ownership); and the Registered User shall take all reasonable steps to secure that any notice to that effect affixed thereto by the Transporter shall not be removed or defaced.

2.6.3 Nothing in paragraph 2.6.2 requires the Transporter:

- (a) to replace any part of a Special Metering Supply Meter Installation other than where such replacement is necessary as a result of the failure (including by reason of damage, normal wear or tear or defective design or manufacture) thereof;
- (b) to carry out any Meter Installation Works other than for the purposes of maintaining or repairing or (where required under sub paragraph (a)) replacing a Special Metering Supply Meter Installation or part thereof provided by the Transporter;
- (c) except in the case of routine maintenance, to carry out any Meter Installation Works until reasonable notice has been given to the Transporter of the requirement for such works.

2.6.4 Meter Installation Works carried out by the Transporter for the purposes of maintaining, repairing or (where required having regard to sub paragraph 2.6.3(a)) replacing any part of a Special Metering Supply Meter Installation to which this paragraph 2.6 applies will not be Siteworks for the purposes of Section G 7.1.

2.6.5 Any Meter Installation Works which any person may request the Transporter to carry out in respect of a Special Metering Supply Meter Installation other than as required under paragraph 2.6.2, including:

- (a) the provision of a Special Metering Supply Meter Installation at a New Supply Meter Point;
- (b) the provision of a Special Metering Supply Meter Installation at a Supply Meter Point where by reason of a change in the nature or extent of the consumer's requirements for the supply of gas the existing Special Metering Supply Meter Installation no longer complies with the requirements of paragraphs 2.1.2 and 2.1.3

will be Siteworks subject to and in accordance with Section G 7.1.

2.6.6 Nothing in this paragraph 2.6 prevents the Transporter from providing at the request of the consumer or supplier a Special Metering Supply Meter Installation or which conforms to higher standards than are (or provides any function in addition to what is) required pursuant to Section M2.1.2, provided that (unless the Registered User has otherwise agreed) the amount of the relevant charge payable by the Registered User will not thereby be increased.

2.6.7 Where as a result of any failure or defect in any Special Metering Supply Meter Installation provided by the Transporter gas cannot be offtaken from the System at the relevant Supply Meter

Point and except where Section J4.4.5(b) applies, the Transporter will not be in breach (by reason thereof) of its obligation to make gas available for offtake from the Total System until:

- (i) written notice of such failure, defect or requirement has been given to the Transporter; and
- (ii) the expiry after such notice of a reasonable period for the Transporter to carry out the required Meter Installation Works.

2.6.8 For the purposes of Section M, "**Meter Installation Works**" means the installation testing, maintenance, repair, exchange or replacement of a Special Metering Supply Meter Installation or any part thereof.

2.6.9 Any Code Communication in respect of any activities performed in relation to a Special Metering Supply Meter Installation shall only be made by Conventional Notice.

2.6.10 Where as a result of any Meter Installation Works undertaken by the Transporter in relation to Special Metering Supply Meter Installation, the relevant Meter Information recorded in the Supply Point Register ceases to be accurate, the Transporter will after completing such Meter Installation Works:

- (a) amend the Supply Point Register so as to record the change in relevant Meter Information required as a result of such works; and
- (b) provide to the Registered User(s) details of the amendment made pursuant to the above."

2.7 **Supply Point Register Amendment**

2.7.1 Where as a result of any Meter Installation Works undertaken by the Transporter in relation to an applicable Supply Meter Point, the relevant Meter Information recorded in the Supply Point Register ceases to be accurate, the Transporter will after completing such works:

- (a) amend the Supply Point Register so as to record the change in relevant Meter Information required as a result of such works; and
- (b) provide to the Registered User details of the amendment made pursuant to paragraph (a).

2.7.2 For the purposes of this paragraph 2.7

- (a) an "**applicable**" Supply Meter Point is a Supply Meter Point, other than an NTS Supply Meter Point or Supply Meter Point comprised in a VLDMC Supply Meter Point Component, in relation to which the Transporter provides the Special Metering Supply Meter Installation.
- (b) references to a Supply Meter Point include a New Supply Meter Point, and accordingly references to a change in relevant Meter Information includes the creation of initial relevant Meter Information.
- (c) relevant Meter Information is such Meter Information as is specified in the UK Link Manual.

- (d) in relation to any calendar month and any User, a "**relevant**" Supply Meter Point is an applicable Supply Meter Point of which the User is Registered User and in relation to which the Meter Installation Works referred to in paragraph 2.7.1 were completed in that month.
- (e) a relevant Supply Meter Point will not be treated as one in relation to which the Transporter did not comply with paragraph 2.7.1 where the Transporter was unable to comply with paragraph 2.7.1 by reason of Force Majeure.
- (f) in relation to any relevant Supply Meter Point, any period within which the Transporter is to comply with paragraph 2.7.1 runs from the Business Day after the relevant Meter Installation Works (therein referred to) were completed.
- 2.7.3 Paragraphs 2.7.4 and 2.7.5 shall apply separately in relation to relevant Supply Meter Points whose Annual Quantities exceed, and do not exceed, 293,000 kWh (10,000 therms).
- 2.7.4 The Transporter will comply with paragraph 2.7.1 within 5 Business Days in respect of at least 95% of relevant Supply Meter Points in relation to each User, in relation to each calendar month.
- 2.7.5 If, in relation to any calendar month and any User, the Transporter does not comply with the requirement in paragraph 2.7.4, the Transporter will pay to the User an amount calculated as:
- $$((0.95 * M) - N) * Q$$
- where for the relevant month and the relevant User:
- M is the number of relevant Supply Meter Points;
- N is the number of relevant Supply Meter Points in respect of which Transco did not comply with paragraph 2.7.4;
- Q is the relevant percentage of £10 in relation to relevant Supply Meter Points whose Annual Quantities exceed 293,000 kWh (10,000 therms), and of £2 in relation to relevant Supply Meter Points whose Annual Quantities do not exceed 293,000 kWh (10,000 therms).
- 2.7.6 If, in relation to a Supply Meter Point which is a relevant Supply Meter Point in any calendar month and of which the User continues to be the Registered User until the end of such 20 Business Day period, the Transporter does not comply with paragraph (a) within 20 Business Days, the Transporter will pay to the User the relevant percentage of £30 in relation to relevant Supply Meter Points whose Annual Quantities exceed 293,000 kWh (10,000 therms), and of £5 in relation to relevant Supply Meter Points whose Annual Quantities do not exceed 293,000 kWh (10,000 therms).
- 2.7.7 For the purposes of TPD Section V10, the rules in paragraph 2.7.5 and 2.7.6 are Compensation Rules within Compensation Group L and in relation thereto the 'payment month' is the second month following that in which the Meter Installation Works were completed.
- 2.7.8 Where in any month the aggregate amount payable by the Transporter under this paragraph 2.7 would exceed the relevant amount provided in paragraph 2.7.5, the amounts payable to Users in respect of that month shall be reduced pro rata.

2.7.9 The provisions of Section G4.9.1 and 4.11 (in each case after the application of paragraphs 2.7.5 and 2.7.6) apply for the purposes of this paragraph 2.7, which is subject to those provisions.

Paragraph 5.1.1, add new sub paragraph (f) to read:

"(f) A Performance Relevant Supply Meter will be treated as one in relation to which the Transporter did not provide a Valid Meter Reading in respect of such Performance Relevant Supply Meter where the Transporter was unable to provide a Valid Meter Reading by reason of failure or unavailability of the Special Meter Supply Meter Installation in which the Performance Relevant Supply Meter is contained."

Add new paragraph 5.1.4 to read:

"5.1.4 Where, upon an inspection (pursuant to a Daily Read Error Notice or otherwise) of Daily Read Equipment, the Transporter finds that there is a failure or unavailability of the Special Metering Supply Meter Installation and this is the cause of the Daily Read Equipment not functioning correctly:

(a) where the Transporter is not Transco and Transco has provided and installed such Special Metering Supply Meter Installation, it shall so notify Transco promptly after its inspection;

(b) where Transco receives notice under paragraph 5.1.4 or otherwise becomes aware of a failure or unavailability of such Special Metering Supply Meter Installation that may impact on the Transporter's ability to procure accurate and timely Valid Daily Meter Readings, Transco will promptly advise the Transporter when it becomes aware of such failure or unavailability;

(c) in the event of (a) or (b) Transco will:

(i) promptly arrange for the repair/replacement of such Special Metering Supply Meter Installation by a competent person;

(ii) notify the Transporter when such Special Metering Supply Meter Installation has been repaired or replaced;

(iii) unless such Special Metering Supply Meter Installation has been repaired or replaced, no later than one month after either of the events in (a) or (b) inform the Transporter of the date by which Transco is expecting such Special Metering Supply Meter Installation to be repaired or replaced and thereafter notify the Transporter of any changes to the expected date;

(d) upon notification that such Special Metering Supply Meter Installation has been repaired/replaced, the Transporter will arrange for the prompt resynchronisation of the Daily Read Equipment.

UNIFORM NETWORK CODE - TRANSITION DOCUMENT

Part IIC – Transitional Rules

Delete paragraphs 1.1, 1.3.1, 1.3.2, 1.3.3 and 1.3.6.

Yours sincerely,

Julian Majdanski
Modification Panel Secretary