

Variation Request

Modification 0185: “Meter Error Notification Process”

Date: 19/02/2008

The Proposer, EDF Energy, requests a variation to this proposal, pursuant to UNC Modification Rules Section 6.5.1 (c) of the UNC.

Reason for Variation

In preparation of the legal text it has been identified that there are some unintended errors in the proposal that need rectifying. Whilst the Proposer believes the majority are minor in error, a couple are of a material nature and so we would also like to address some of the issues identified in Modification Proposal 0185A. For clarity we believe that this variation represents a material change.

Nature of Variation

1. Include in the proposal a reference within the UNC to invoke the use of the guidelines – it has been identified that as proposal 0185 stands it only creates a UNC Related Document and no obligation on parties to follow these guidelines.
2. Make provisions in the proposal to modify sections of the OAD to ensure that there are no issues associated with different procedures under OAD compared to the UNC Related Document. It should be noted that at this stage it is not possible to identify the exact changes to OAD that are required and so it is proposed that legal text for this proposal also be developed.
3. Vary the proposal to include the attached guidelines as UNC Related Documents; currently the term employed is UNC Ancillary Documents which do not exist.
4. Changes to the guidelines:
 - a. Section 1 Definitions, add: “Measurement Error Report” or “MER” – a document compiled by the Downstream Party for Measurement Errors less than 50 GWh, detailing the nature of the Measurement Error identified, the corrected readings and the methodology used in the technical evaluation of the Measurement Error.”
 - b. Section 1 Definitions, add: “Significant Measurement Error Report” or “SMER” – a document compiled by an Appointed Independent Technical Expert, detailing the nature of the Measurement Error identified, the corrected readings and the methodology used in the technical evaluation of the Measurement Error. The SMER is only compiled for Measurement Errors that are either 50 GWh or greater or where it is believed that the Measurement Error has the potential on the production of the final Measurement Error Report to be greater than the Significant Measurement Error threshold (50 GWh) or the Measurement Error could have significant implications for the industry. As the corrected readings provided within the SMER have been derived by an Appointed Independent Technical Expert in consultation with the Downstream Party, the Upstream Party and Users, they represent a final binding technical evaluation of the magnitude of

Measurement Error.

- c. Section 1 definitions, add to definition of Independent Technical Expert: “The Independent Technical Expert should not, at the time of endorsement of appointment, be directly employed by the Upstream Transporter, the Downstream Transporter or Users. As a consequence of appointment, the Independent Technical Expert will subsequently be in the employment of the Downstream Party by means of a contractual arrangement for the purposes of the compilation of the Significant Measurement Error Report.”
- d. Section 5 Template for “Measurement Error Notification Mechanism”, add: “Average flow rates for the meter for the perceived duration of the error.”
- e. Throughout the proposal change from 2 companies who are legally separate but registered as Users to: “two (2) or more companies who are not affiliates and who are registered as Users”
- f. Section 7 Determination of Significance of Measurement Error and Appropriate Path, change “consensus” to “majority view”.
- g. Section 7 Determination of Significance of Measurement Error and Appropriate Path, change provisions so that at the Offtake Arrangements Workstream Users present collectively nominate suitable Independent Technical Experts and collectively rank the proposed Independent Technical Experts.

Proposer's Representative

Stefan Leedham (EDF Energy)

Proposer

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