



Bob Fletcher
Modification Panel Secretary
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11th October 2010

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Re: UNC Modification Proposals 0318 – 0323 and 0325 (Implementation of Ofgem’s Code Governance Review)

Dear Bob,

Thank you for the opportunity to comment upon these Modification Proposals. Wales & West Utilities Ltd (WWU) are supportive of the implementation of the suite of proposals and would like to make the following comments.

UNC Modification Proposals 0318-0323 and 0325

WWU is supportive of all 8 UNC Modification Proposals which were raised in response to obligations placed on licensees (Large Transporters) to ensure that the industry codes, and any administrative body set up to oversee the codes, operate in a way that is consistent with the principles set out in the Code Administrators Code of Practice (CoP). This consultation response deals with all related Modification Proposals, except 0324.

The legal text associated with these Modification Proposals has been subject a number of revisions of late, and is still being refined by the Proposer. WWU do not believe any of these changes will be material, nor will they affect the nature or intent of the proposals. Should any change be deemed material, WWU will provide any additional representation as necessary. Specific comments in respect of each proposal, is set out below.

Modification Proposals 0318/0318A

WWU supports both proposals, but has a preference for 0318. Whilst recognising the guidance 0318A offers, it is WWU’s view that the approach to dealing with alternative Modification Proposals be left at the UNC Panels discretion. This may mean using guidance such as that provided for in 0318A, but it is more appropriate to consider issues with all options available.

24 hour gas escape number
Rhif 24 awr os bydd nwy yn gollwng

0800 111 999*

*calls will be recorded and may be monitored
caiff galwadau eu recordio a gellir eu monitro

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Modification Proposal 0319

Subject to any unseen legal text revisions being consistent with proposal, WWU is supportive of this Modification Proposal.

Modification Proposal 0320

Subject to any unseen legal text revisions being consistent with proposal, WWU is supportive of this Modification Proposal.

Modification Proposal 0321

Paragraph 7.2.8 (in the consolidated text) states that the UNC Modification Panel shall assess the quantifiable impact of such Modification (if any) on Greenhouse Gas Emissions. For the avoidance of doubt WWU believe this point should clearly differentiate between the proposer's requirement to supply any initial quantification, and the separate role of the UNC Modification Panel which should assess the proposers supplied impact.

Modification Proposal 0322

Subject to any unseen legal text revisions being consistent with proposal, WWU is supportive of this Modification Proposal.

Modification Proposal 0323

WWU believe the legal text provision in 6.2.7 (d) is inconsistent with the proposal and should be deleted. Whilst it is unlikely that a Self Governance Modification Proposal would be classed as User Pays, this scenario should not be precluded when a Self Governance Proposal is considered.

Modification Proposal 0325

Subject to any unseen legal text revisions being consistent with proposal, WWU is supportive of this Modification Proposal.

Notwithstanding any limited revisions to these proposals, WWU believe each proposal satisfies the 'relevant objectives' as referenced in the table below, and that the proposals should be implemented by 31st December 2010.

Please do not hesitate to contact me should you have any questions relating to this matter

Yours sincerely

{By email}

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Modification Reference	Modification Title	WWU view	Relevant Objective(s) satisfied
0318/0318A	Code Governance Review : The approach to be taken when raising alternative Modification Proposals	Supportive (preference 0318)	SSC A11.1 (c) and (f)
0319	Code Governance Review : Role of Code Administrators Code of Practice	Supportive	SSC A11.1 (c)
0320	Code Governance Review: Appointment and voting rights for a Consumer Representative and Independent Panel Chair	Supportive	SSC A11.1 (c)
0321	Code Governance Review: Approach to environmental assessments within the UNC	Supportive	SSC A11.1 (c) and (f)
0322	Code Governance Review: Inclusion of the NTS Transportation and Connection Charging Methodologies within the UNC	Supportive	SSC A11.1 (c),(d) and (f)
0323	Code Governance Review: Self Governance	Supportive	SSC A11.1(c) and (f)
0325	Code Governance Review: DN Transportation Charging Methodology and Change Governance	Supportive	SSC A11.1(c),(d) and (f)