

Workgroup Terms of Reference

0364: An Appeals Process for Entry Capacity Manifest Errors

Workgroup Report to Panel Meeting: 20 May 2011

Date referred from Panel: 17 February 2011

Background – Why Change?

Please refer to Modification 0364 at www.gasgovernance.co.uk/0364

Solution

It is proposed to add an appeal process to the Manifest Error Claims process in Modification 341. It would permit any affected party believing it had grounds for appeal to refer a determination of the UNCC on an Entry Capacity Manifest Error Claim to the Authority for consideration. The Authority would be able to make its own determination, refer the matter back to the UNCC, or uphold the original determination of the UNCC.

Topics for Discussion

Understanding the objective

Assessment of alternative means to achieve objective

Ofgem's role and whether there are alternatives to Ofgem in this role

Development of Solution (including business rules if appropriate)

Assessment of potential impacts of the modification

Assessment of implementation costs

Assessment of legal text.

Outputs

Produce a Workgroup Report for submission to the Modification Panel, containing the assessment and recommendations of the Workgroup.

Composition of Workgroup

The Workgroup is open to any party that wishes to attend or participate.

A Workgroup meeting will be quorate provided at least two Transporter and two User representatives are present.

Meeting Arrangements

Meetings will be administered by the Joint Office and conducted in accordance with the Code Administration Code of Practice