

Stage 04: Final Modification Report

0499FT:

Amendment to TPD Section G1.6.13(e)(iv)

At what stage is this document in the process?



This modification seeks to correct an error in TPD Section G 1.6.13(e)(iv) which was inadvertently introduced in Modification 0450B



The Panel determined that this fast track self-governance modification be implemented.



High Impact:



Medium Impact:



Low Impact:

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15 May 2014

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About this document:

This Final Modification Report was considered by the Panel on 15 May 2014.

The Panel unanimously determined that this modification should be implemented.


Any questions?
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1 Summary

Is this a Self-Governance Modification?

The Modification Panel determined that this is a self-governance modification because it:

(i) is unlikely to have a material effect on:

- (a) existing or future gas consumers; and
- (b) competition in the shipping, transportation or supply of gas conveyed through pipes or any commercial activities connected with the shipping, transportation or supply of gas conveyed through pipes; and
- (c) the operation of one or more pipe-line system(s); and
- (d) matters relating to sustainable development, safety or security of supply, or the management of market or network emergencies; and
- (e) the uniform network code governance procedures or the network code modification procedures; and

(ii) is unlikely to discriminate between different classes of parties to the uniform network code/relevant gas transporters, gas shippers or DN operators.

Is this a Fast Track Self-Governance Modification?

The Modification Panel determined that this modification should be a Fast Track Self-Governance modification as it simply seeks to rectify a minor drafting error in the Legal Text provided for Modification 0450B, and that the modification meets both the self-governance criteria and the fast track criteria in particular fast track criteria (b is properly a housekeeping modification required as a result of some error or factual change, including but not limited to:

- i. updating names or addresses listed in the uniform network code;
- ii. correcting minor typographical errors;
- iii. correcting formatting and consistency errors, such as paragraph numbering; or
- iv. updating out of date references to other documents or paragraphs.”

Why Change?

The Legal Text provided for Modification 0450B incorrectly stated that the Transporter shall calculate the SSMP Market Share AQ Appeal Pool on 1st October whilst the business rules provided for a calculation date of 1st September.

Solution

Amend TPD Section G 1.6.13(e)(iv) as follows:

For the purposes of this paragraph 1.6.13(e)(iv), the “SSMP Market Share AQ Appeal Pool” shall be calculated on the 1st Business Day of ~~September~~October in the relevant Gas Year and the 1st Business Day of January in the relevant Gas Year by subtracting the aggregate number of appeals allocated to all Users pursuant to paragraph 1.6.13(e)(iv)(1) (as at the 1st Business Day of ~~September~~October in the relevant Gas Year or the 1st Business Day of January in the relevant Gas Year (as the case may be)) and the aggregate number of appeals allocated to all Users pursuant to paragraph 6.13(e)(iv)(2)(aa) from 20,000;

Relevant Objectives

This modification will have a positive effect on relevant objective (f): promotion of efficiency in the implementation and administration of the code.

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Implementation

As Self-Governance procedures are proposed, implementation could be sixteen business days after a Panel decision to implement (subject to no Objection being raised). No implementation costs are expected.

2 Why Change?

The Legal Text provided for Modification 0450B incorrectly stated that the Transporter shall calculate the SSMP Market Share AQ Appeal Pool on 1st October whilst the business rules provided for a calculation date of 1st September.

3 Solution

Amend TPD Section G 1.6.13(e)(iv) as follows:

For the purposes of this paragraph 1.6.13(e)(iv), the “SSMP Market Share AQ Appeal Pool” shall be calculated on the 1st Business Day of ~~September~~~~October~~ in the relevant Gas Year and the 1st Business Day of January in the relevant Gas Year by subtracting the aggregate number of appeals allocated to all Users pursuant to paragraph 1.6.13(e)(iv)(1) (as at the 1st Business Day of ~~September~~~~October~~ in the relevant Gas Year or the 1st Business Day of January in the relevant Gas Year (as the case may be)) and the aggregate number of appeals allocated to all Users pursuant to paragraph 6.13(e)(iv)(2)(aa) from 20,000;

User Pays

Classification of the modification as User Pays, or not, and the justification for such classification.

No User Pays service would be created or amended by implementation of this modification and it is not, therefore, classified as a User Pays Modification.

Identification of Users of the service, the proposed split of the recovery between Gas Transporters and Users for User Pays costs and the justification for such view.

n/a

Proposed charge(s) for application of User Pays charges to Shippers.

n/a

Proposed charge for inclusion in the Agency Charging Statement (ACS) – to be completed upon receipt of a cost estimate from Xoserve.

n/a

4 Relevant Objectives

Impact of the modification on the Relevant Objectives :	
Relevant Objective	Identified impact
a) Efficient and economic operation of the pipe-line system.	None
b) Coordinated, efficient and economic operation of (i) the combined pipe-line system, and/ or (ii) the pipe-line system of one or more other relevant gas transporters.	None
c) Efficient discharge of the licensee's obligations.	None
d) Securing of effective competition: (i) between relevant shippers; (ii) between relevant suppliers; and/or (iii) between DN operators (who have entered into transportation arrangements with other relevant gas transporters) and relevant shippers.	None
e) Provision of reasonable economic incentives for relevant suppliers to secure that the domestic customer supply security standards... are satisfied as respects the availability of gas to their domestic customers.	None
f) Promotion of efficiency in the implementation and administration of the Code.	Positive
g) Compliance with the Regulation and any relevant legally binding decisions of the European Commission and/or the Agency for the Co-operation of Energy Regulators.	None

This modification will have a positive effect on relevant objective (f): promotion of efficiency in the implementation and administration of the code as it will correct an error arising from the process of incorporating Legal Text from Modification 0450B into 1.6.13(e)(iv).

5 Implementation

As Self-Governance procedures are proposed, implementation could be sixteen business days after a Panel decision to implement (subject to no Objection being raised). No implementation costs are expected.

6 Legal Text

Text

UNIFORM NETWORK CODE – TRANSPORTATION PRINCIPAL DOCUMENT

Amend TPD Section G (Supply Points) paragraph 1.6.13(e)(iv) as follows:

1.6.13

(e)

- (iv) The SSMP AQ Appeal Submission Cap for each User for any calendar month during the period from and including 1 October in the relevant Gas Year up to and including 31 May in the relevant Gas Year shall be:
- (1) for a User who is the Registered User of less than the fifty (50) Smaller Supply Meter Points, the number of Smaller Supply Meter Points for which the User is the Registered User as at the 1st Business Day of September in the preceding Gas Year in respect of the SSMP AQ Appeal Submission Cap notified pursuant to paragraph 1.6.13(e)(iii)(1), or the 1st Business Day of January in the relevant Gas Year in respect of the SSMP AQ Appeal Submission Cap notified pursuant to paragraph 1.6.13(e)(iii)(2); or
 - (2) for a User who is the Registered User of fifty (50) or more Smaller Supply Meter Points:
 - (aa) two hundred (200); plus
 - (bb) the SSMP Market Share AQ Appeal Pool multiplied by the percentage (which shall be to one decimal place) of all registered Smaller Supply Meter Points held by all Users for which the User is the Registered User as at the 1st Business Day of September in the preceding Gas Year in respect of the SSMP AQ Appeal Submission Cap notified pursuant to paragraph 1.6.13(e)(iii)(1) or as at the 1st Business Day of January in the relevant Gas Year in respect of the SSMP AQ Appeal Submission Cap notified pursuant to paragraph 1.6.13(e)(iii)(2);

For the purposes of this paragraph 1.6.13(e)(iv), the “SSMP Market Share AQ Appeal Pool” shall be calculated on the 1st Business Day of ~~September~~October in the relevant Gas Year and the 1st Business Day of January in the relevant Gas Year by subtracting the aggregate number of appeals allocated to all Users pursuant to paragraph 1.6.13(e)(iv)(1) (as at the 1st Business Day of ~~September~~October in the relevant Gas Year or the 1st Business Day of January in the relevant Gas Year (as the case may be)) and the aggregate number of appeals allocated to all Users pursuant to paragraph 1.6.13(e)(iv)(2)(aa) from 20,000;

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7 Panel Discussions

The Panel Chair summarised that Modification 0499FT seeks to amend an error in the legal text provided for Modification 0450B whereby it incorrectly stated that the Transporter shall calculate the SSMP Market Share AQ Appeal Pool on 1st October whilst the business rules provided for a calculation date of 1st September, the correct date.

Members considered the relevant objective (f) promotion of efficiency in the implementation and administration of the Code and agreed that implementation of this change would have positive impact on this relevant objective.

Members voted unanimously to recommend implementation of Modification 0499FT.

8 Recommendation

Panel Recommendation

Having considered the Modification Report, the Panel determined:

- that proposed fast track self-governance Modification 0499FT should be made.