

Representation – Urgent Modification 0548

Project Nexus - deferral of Implementation Date

Responses invited by: **31 July 2015**

Representative:	Tim Davis
Organisation:	Barrow Shipping
Date of Representation:	31 July 2015
Support or oppose implementation?	Oppose
Relevant Objective:	f) Negative

Reason for support/opposition: Please summarise (in one paragraph) the key reason(s)

We are concerned that the modification is seeking to introduce best endeavours to comply with obligations that, while potentially appropriate for relatively large Shippers, take no account of the circumstances of very small Shippers and their ability to comply. This is potentially discriminatory, and does not further efficient administration and implementation of the UNC.

Implementation: *What lead-time do you wish to see prior to implementation and why?*

NA

Impacts and Costs: *What analysis, development and ongoing costs would you face?*

We are concerned that we would need to undertake substantial activities in order to understand the implications of being required to resource the whole of the testing and trialling process without being differentiated from larger players. The modification provides no basis which would enable us to assess the extent of this obligation and hence its cost.

Legal Text: *Are you satisfied that the legal text will deliver the intent of the Solution?*

Yes

Are there any errors or omissions in this Modification that you think should be taken into account? *Include details of any impacts/costs to your organisation that are directly related to this.*

The modification fails to address the fact that any decision to defer the Nexus implementation date has effectively been delayed and brought into doubt by this modification. The UNC already provides a facility for the implementation date to be

amended, via a UNCC vote. If that route had been adopted, the implementation date could already have been clarified without introducing the uncertainty necessarily associated with a modification that Ofgem must consider in the context of the Relevant Objectives and their wider statutory duties and hence may conclude should be rejected. Seeking to change an implementation date via the urgent procedures rather than using the mechanism that exists within the UNC is inappropriate and inconsistent with efficient administration of the UNC.

Please provide below any additional analysis or information to support your representation

As a very small shipper managing a portfolio of a handful of supply points, with no substantial IT systems to manage data flows nor the Xoserve interface, we very much look forward to the benefits that Nexus implementation will bring. However, beyond being clear about file format changes we do not anticipate making any changes to our basic processes as a result of Nexus and have no plans to make system changes. To be mandated to be fully involved in trialling and testing processes that appear designed and written on the assumption of large systems being involved on both sides of the process, with a need to test interfaces and interactions, would place a disproportionate and potentially undeliverable compliance burden on Barrow Shipping.