

UNC Workgroup 0767 Agenda
Incorporation of AUGE Framework Document into the UNC main body

Thursday 27 May 2021

via Microsoft Teams

Attendees		
Alan Raper (Chair)	(AR)	Joint Office
Helen Bennett (Secretary)	(HB)	Joint Office
Rebecca Hailes	(RHa)	Joint Office (<i>Observer</i>)
Andy Clasper	(AC)	Cadent
Claire Manning	(CM)	E.ON Energy
Dan Simons	(DS)	Gemserv
Dave Mitchell	(DMi)	SGN
David Addison	(DA)	Xoserve
David Morley	(DMo)	Ovo Energy
Ellie Rogers	(ER)	Xoserve
Fiona Cottam	(FC)	Xoserve (<i>0767 Workgroup only</i>)
Gareth Evans	(GE)	Waters Wye Associates (<i>0767 Workgroup only</i>)
Guv Dosanjh	(GD)	Cadent
Kate Lancaster	(KL)	Xoserve
Mark Jones	(MJ)	SSE
Oorlagh Chapman	(OC)	Centrica
Rhys Kealley	(RK)	Centrica
Richard Pomroy	(RP)	Wales & West Utilities
Rowan Hazell	(RHZ)	Cornwall Insight
Steve Mulinganie	(SM)	Gazprom Energy

Copies of all papers are available at: <https://www.gasgovernance.co.uk/0767/270521>

The Workgroup Report is due to be presented at the UNC Modification Panel by 18 November 2021.

1.0 Outline of Request

Gareth Evans (GE) was invited to provide an overview of the modification and explained the purpose is to incorporate the provisions of the Framework for the Appointment of an Allocation of Unidentified Gas Expert (“the Framework”) into the Uniform Network Code (UNC) main body and removing the subsidiary document.

David Morley (DMo) asked if moving the Framework into the UNC would affect its impartiality. GE provided a response and advised this will not affect the AUGE impartiality and further clarified there is currently no dispute resolution available in the existing process: no form of escalation route.

Alan Raper (AR) commented that the Framework for the Appointment of an Allocation of Unidentified Gas Expert (AUGE) and the obligation to appoint the AUGE to provide the AUG Statement is currently allocated to CDSP as a direct service. AR also suggested that moving the Framework into the UNC would does not change the process or move any of the obligations set out in the Code.

2.0 Initial Discussion

2.1. Issues and Questions from Panel

2.1.1. Consider whether the existing UNC appeals process is appropriate for use with this Modification.

It was confirmed that this is currently the Expert Determination process and that this process would be considered throughout the progression of Workgroup meetings which would further address this issue.

2.1.2. Consider whether this Modification is suitable for Self- Governance.

The output of the Workgroup meetings should provide information to allow this question from UNC Panel to be addressed.

2.1.3. Consider the potential effect of this Modification on the contractual relationship between the CDSP and the AUGE.

GE advised that the escalation route would change because of the implementation of this modification and advised that the *UNC – General Terms - Section A - Dispute Resolution* regime has not been reviewed for some time, however, it was noted that this applies to Code parties and that CDSP is not a Code party.

When GE asked if the arbitration process has ever been used, AR suggested it may have been used during a significant meter error many years ago.

It was highlighted that a determination mechanism to resolve disputes would be required and whether that is formed under General Terms Section A or the creation of a different mechanism is up for debate.

New Action 0501: GE to look at how General Terms - Section A - Dispute Resolution works, specifically Expert Determination paragraph 2.1.3 and compare with the Data Service Contract.

Rhys Kealley (RK) said there is a fundamental question which is how to ensure AUGE adheres to the Framework document. The regime should be designed to avoid disputes and he would rather develop a means of checking each year that the AUGE had adhered to the Framework.

DMo suggested an interrogation of what the initial design was should be incorporated into the Workgroup review; GE clarified that he was involved in the initial design, and he would assess this as part of an assessment of the current Code regime.

New Action 0502: GE to develop a rationale for the inclusion of an independent review body that would sit outside of the current framework.

2.2. Initial Representations

None received.

2.3. Terms of Reference

As matters have been referred from Panel a specific Terms of Reference will be published alongside the Modification at www.gasgovernance.co.uk/0767

3.0 Next Steps

AR clarified that Workgroup discussions around the resolution of the new actions captured today will form the agenda for the next meeting.

4.0 Any Other Business

None.

5.0 Diary Planning

Further details of planned meetings are available at: www.gasgovernance.co.uk/events-calendar/month

Workgroup meetings will take place as follows:

Time / Date	Venue	Programme
10:00 Thursday 24 June 2021	Microsoft Teams	Standard agenda items
10:00 Thursday 22 July 2021	TBC	Standard agenda items
10:00 Thursday 26 August 2021	TBC	Standard agenda items
10:00 Thursday 23 September 2021	TBC	Standard agenda items
10:00 Thursday 28 October 2021	TBC	Standard agenda items

Action Table (as of 27 May 2021)						
Action Ref	Meeting Date	Minute Ref	Action	Reporting Month	Owner	Status Update
0501	27/05/21	2.0	GE to look at how General Terms - Section A - Dispute Resolution works, specifically Expert Determination paragraph 2.1.3 and compare with the Data Service Contract.	June 2021	GE	Pending
0502	27/05/21	2.0	GE to develop a rationale for the inclusion of an independent review body that would sit outside of the current framework.	June 2021	GE	Pending