

PAC Voting Arrangements

Paper for Approval
16 July 2020

Context

- Modification 0674 (Performance Assurance Techniques and Controls) is proposing to codify the PAC Terms of Reference, (ToR)
- To facilitate this all aspects of the ToR need to be assessed and set-out in the proposal for inclusion in the legal drafting
- However, after considerable debate within group, and at separate development sessions, the group has been unable to categorically establish the “as-is” PAC voting rules
- Since PAC is a sub-committee of the UNCC - UNCC have a role in resolving
- This is not a development session for Mod 0674
- **Today’s objective: For UNCC to provide approval of the voting arrangements applicable to PAC (to allow informed discussion at Mod 0674 Workgroup)**

Reference A - UNC V16.2:

16.2 Performance Assurance Committee

- 16.2.1 Where paragraph 12, this paragraph 16 or the PAF Document provides for any decision to be taken by the PAC such decision shall be taken by the affirmative vote of a simple majority of the members of the committee who are appointed to represent DNOs and Shipper Users (and subject to such other procedures as the committee may establish) and the representatives of National Grid NTS who are members of the UNC Committee or any relevant sub-committee will not vote on any such matter.
- 16.2.2 The PAC shall have the functions set out in this paragraph 16 and the PAF Document and shall conduct itself in accordance with such terms of reference as may be adopted by the UNC Committee.

Points to note:

- Decisions taken by simple majority of members
- Subject to “other procedures as the committee may establish”
- Conduct itself in accordance with the Terms of Reference

This paragraph was implemented into the UNC on 29 January 2016 by Mod 506V

Reference B: 01 June 2018 Terms of Reference:

2.2 Performance Assurance Committee structure

Effective from 01 June~~February~~ 2018, the PAC comprises of a Shipper and Ttransporter constituency. The Shipper constituency comprises of 59 Shipper User Members, all of who have voting rights (as determined by the annual User Representative process) and the Ttransporter constituency comprises of 5-3 Ttransporter-appointed Members (comprising 4-2 large distribution Ttransporters and 1 AiGT nominee), all of whom have voting rights. NTS will not have membership rights.

~~2.4~~ Decision making

2.4

Where the meeting is quorate, all decisions shall be made by **simple majority of PAC Members or their nominated alternate** in both Shipper and Ttransporter constituencies. PAC Members may vote for or against a proposal, any abstention shall not count towards the simple majority count. Where such agreement is not obtained, the Chairperson shall submit the matter to the Uniform Network Code Committee for consideration.

Reference B(2): 01 June 2018 Terms of Reference:

Points to note:

- Membership amended to:
 - 9 Shippers
 - 3 Transporters
- Separate Shipper & Transporter constituencies created
- Simple Majority voting in “both Shipper and Transporter constituencies”
- Abstentions don’t count

Where no agreement obtained - refer to UNCC - hence referral

Reference C: 17 May 2018 UNCC Minutes:

- Proposed changes to the PAC Terms of Reference:

Graham Wood (BGT) advised that he was seeking a number of changes to the PAC Terms of Reference to allow more Shipper participation at the Committee. The proposal is to increase Shippers Membership to a maximum of 9 Shipper Members and reduce DNO Membership to 2 Transporter Members. This would allow 12 PAC Members being 9 Shippers, 2 DNOs and 1 IGT represented. **Voting would be amended to require a majority of support in both constituencies to progress an item.**

- Members unanimously approved the proposed amendments to the PAC Terms of Reference and to request the Joint Office to invite additional Members for inclusion in the 2017/18 Committee.
- In addition, DNOs will be invited to nominate 2 Members.

Discussion & Vote

Today's objective:

For UNCC to provide approval of the voting arrangements applicable to PAC

Discussion:

Should PAC be votes passed with two constituency majorities or one simple majority?

Vote to Approve:

A PAC vote is passed with a simple majority required in each of the Transporter and Shipper constituencies.

Examples:

PAC Vote Record: Transporters 2 for, 1 against; Shippers 5 for, 4 against

Result: **PAC vote passed** with a majority in favour in both the Transporter and Shipper constituencies.

PAC Vote Record: Transporters 3 for, 0 against; Shippers 4 for, 5 against

Result: **PAC vote not passed** as shipper constituency does not have a majority