

UNC 0680:

UNC Changes as a Consequence of 'no deal'
United Kingdom Exit from the European Union



Proposer: National Grid

Panel Date: 21st February 2019

Why change?



- UK exit from the European Union is due to take effect from Exit Day (currently expected to be 29th March 2019)
- The UNC contains a numbers of references to EU Regulations and EU institutions that require revision
- EU Regulations
 - European Union (Withdrawal) Act 2018 (assuming a no deal exit) incorporates EU Regulations (as at Exit Day) into UK law
 - Statutory Instruments have been published that address any consequential inoperabilities in the Regulations that have been incorporated.
- EU institutions
 - Removed where relevant as they will no longer play a part in the operation or development of UNC terms

Options



- No other options have been considered – ‘mandatory’ solution due to Brexit and implications of associated legislation
- Proposed referencing of Retained EU law is consistent with the approach to the equivalent amendments to the Gas Transporter Licences.

Solution



- Existing references to EU Regulations clarified
 - to mean those incorporated into UK law ('Retained EU law') i.e. as at Exit day
 - to acknowledge the amendments to the Regulations by the relevant Statutory Instruments
- Existing references to EU institutions removed where necessary
- Consequential changes to
 - party responsible for provision of capacity Auction Calendar
 - information taken into account in National Grid's demand assessment report
- Note: Dependencies
 - UK 'No deal' exit from the European Union
 - Consequently, implementation of the relevant Statutory Instruments

Recommended Steps



- The Proposer recommends that this modification should be:
 - Subject to self-governance
 - Workgroup assessment to develop the modification for 1 month
- Subsequent expected timescale
 - Workgroup Report to 21st March Mod Panel, issue for consultation
 - Final Modification Report to 18th April Panel for decision