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MODIFICATION 0664VVS

TRANSFER OF SITES WITH LOW VALID METER READING SUBMISSION PERFORMANCE FROM CLASSES 2 AND 3 INTO CLASS 4

[Proposed] legal text

TRANSPORTATION PRINCIPAL DOCUMENT

SECTION M – SUPPLY POINT METERING

Add new paragraph 5.17 to read as follows:

5.17 Performance Assurance: Class 2 and 3 Supply Meter Points

5.17.1 For the purposes of this paragraph 5.17:

- (a) **"Aggregate Valid Meter Reading Requirement"** is the requirement, applying in respect of each Class of Relevant Supply Meter Point, that a User secure the Individual Valid Meter Reading Requirement is satisfied for not less than the Applicable Percentage of the User's Relevant Supply Meter Points in a Performance Period;
- (b) **"Supplier Valid Meter Reading Requirement"** is the requirement, applying in respect of each Class of Relevant Supply Meter Point, that a User secure for a supplier with whom it is associated, the Individual Valid Meter Reading Requirement is satisfied for not less than the Applicable Percentage of the User's Relevant Supply Meter Points in a Performance Period;
- (c) **"Individual Valid Meter Reading Requirement"** is the requirement, applying in respect of a Relevant Supply Meter Point, that a User secure a Valid Meter Reading is obtained for the Relevant Supply Meter Point for not less than the Applicable Percentage of Days in a Performance Period;
- (d) **"Performance Period"** means the period determined as such by the Performance Assurance Committee (commencing on the first day of a calendar month and comprising one or more consecutive calendar months) and notified to Users in accordance with paragraph 5.17.2;
- (e) in relation to a User, a supplier and a calendar month:
 - (i) a **"Relevant Class 2 Supply Meter Point"** is a Supply Meter Point comprised in a Class 2 Supply Point in respect of which:
 - (A) the User was the Registered User of the Supply Point; and
 - (B) the supplier was the supplier,

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for all days in the calendar month;

(ii) a "**Relevant Class 3 Supply Meter Point**" is a Supply Meter Point comprised in a Class 3 Supply Point in respect of which:

(A) the User was the Registered User of the Supply Point; and

(B) the supplier was the supplier,

for all days in the calendar month;

(iii) a "**Relevant Supply Meter Point**" is a Relevant Class 2 Supply Meter Point or (as the case may be) a Relevant Class 3 Supply Meter Point;

(f) a supplier is "**associated**" with a User where, in respect of a Supply Meter Point, it is the supplier, and the User is the Registered User, of the Supply Point in which the Supply Meter Point is comprised.

5.17.2 The Performance Assurance Committee will in respect of a Gas Year by no later than 31 August in the Preceding Year notify Users and the CDSP of:

(a) the applicable percentage (an "**Applicable Percentage**") which shall apply in relation to each Class of Relevant Supply Meter Point for the purposes of determining if a User has satisfied:

(i) the Aggregate Valid Meter Reading Requirement;

(ii) the Supplier Valid Meter Reading Requirement;

(iii) the Individual Valid Meter Reading Requirement,

in a Performance Period during the Gas Year; and

(b) the number of calendar months in each Performance Period commencing from the first calendar month of the Gas Year.

5.17.3 Each User shall secure that in respect of each Class of Relevant Supply Meter Point and a Performance Period:

(a) the Aggregate Valid Meter Reading Requirement is satisfied in relation to the User's Relevant Supply Meter Points;

(b) the Supplier Valid Meter Reading Requirement is satisfied in relation to a supplier in respect of which the User is associated; and

(c) the Individual Valid Meter Reading Requirement is satisfied in relation to each Relevant Supply Meter Point.

5.17.4 The CDSP will by no later than twentieth (20th) day of the calendar month following the end of a Performance Period, and in respect of each Class of Relevant Supply Meter Point, notify a User:

(a) whether or not the User has satisfied the Aggregate Valid Meter Reading Requirement;

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- (b) where the User has not satisfied the Aggregate Valid Meter Reading Requirement, the identity of each supplier associated with the User in respect of which the Supplier Valid Meter Reading Requirement has not been satisfied; and
- (c) where the User has failed to satisfy the Supplier Valid Meter Reading Requirement in relation to a supplier, the identity of those Relevant Supply Meter Points associated with the supplier in respect of which the User has failed to satisfy the Individual Valid Meter Reading Requirement (each a "Failed Supply Meter Point")

and paragraph 5.17.5 shall apply in respect of each Failed Supply Meter Point.

5.17.5 Where this paragraph applies the User shall submit, as soon as reasonably practicable, a Supply Point Amendment to change the Class of the Failed Supply Meter Point to a Class 4 Supply Meter Point with an effective date not later than twenty (20) days following the CDSP's notification under paragraph 5.17.4 (failing which the CDSP shall as soon as reasonably practicable thereafter revise the Supply Point Register such that the Failed Supply Meter Point is re-classified as a Class 4 Supply Meter Point).

5.17.6 Paragraph 5.17.5 shall not apply in relation to a Failed Supply Meter Point where:

- (a) on any day in the Performance Period the Class 1 Requirement applies in relation to the Failed Supply Meter Point;

(b) a change of supplier occurs in respect of the Failed Supply Meter Point on any day following the end of the Performance Period and prior to the occurrence of either of the events referred to in paragraph 5.17.5; or

- (c) the Failed Supply Meter Point is a NExA Supply Meter Point.

5.17.7 Where an Applicable Percentage for a Gas Year is different from the equivalent Applicable Percentage for the Preceding Year the lower Applicable Percentage shall be treated as applying in respect of each Performance Period which includes a calendar month falling in both the Gas Year and the Preceding Year.

5.17.8 Where a User changes the Class of a Relevant Supply Meter Point from Class 2 to Class 3, or vice versa, and the User continues as the Registered User of the Supply Point in which the Supply Meter Point is comprised for all days in a Performance Period, the Supply Meter Point shall be deemed for the purposes of this paragraph 5.17 to be a Relevant Supply Meter Point falling in:

- (a) the Class with the lowest Applicable Percentage applying in respect of the Individual Valid Meter Reading Requirement in relation to the calendar month in which the change of classification was effective;
- (b) where the Applicable Percentages referred to in paragraph (a) are the same, the Class of the Supply Meter Point following the change in classification.

TRANSITION DOCUMENT

PART IIC

Add new paragraph 1.3.8 to read as follows:

1.3.8 TPD Section M5.17

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For the purposes of TPD Section M5.17 and for the Gas Year in which the Code Modification referred to as Modification 0664VVS is implemented and effective from:

- (a) in relation to the both Relevant Class 2 Supply Meter Points and Relevant Class 3 Supply Meter Points:
 - (i) the Applicable Percentage in relation to the Aggregate Valid Meter Reading Requirement is ninety per cent (90%);
 - (ii) the Applicable Percentage in relation to the Supplier Valid Meter Reading Requirement is ninety per cent (90%);
 - (iii) the Applicable Percentage in relation to the Minimum Valid Meter Reading Requirement is twenty-five per cent (25%); and
- (b) the Performance Period is a period of three (3) calendar months, and the first Performance Period shall commence on the first day of the calendar month following implementation of and the effective date of the Code Modification referred to as Modification 0664VVS.