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Final Modification Report	At what stage is this document in the process?
# iGT096F: Corrections to the iGT083 legal text now iGT078/79 are complete	01 Modification 02 Workgroup Report 03 Draft Modification Report 04 Final Modification Report

Purpose of Modification:

To make changes to the iGT083 legal text now that the PSR modifications (iGT078 and 079) have been completed. Subsequent to the approval of iGT083, there has been a change in the understanding of how the PSR process interacts with the UNC Confirmation process for new supply points. This change now means that the legal text for iGT083 needs updating.

✔	Panel consideration is due on 10th May 2017. *(delete as appropriate following Panel's decision)* The Panel recommends implementation *(or)* The Panel determined that this fast track self-governance modification be implemented.
✖	*(delete as appropriate following Panel's decision)* The Panel does not recommend implementation *(or)* The Panel determined that this fast-track self-governance modification should not be implemented.
!	High Impact: None
!	Medium Impact: None
!	Low Impact: Consequential legal text changes required to properly reflect Modifications iGT078, iGT079, iGT083 and iGT084F in the iGT039 legal text

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Any questions?

Contact:
Code Administrator

IGTUNC@Gemserv.com

02070901044

Proposer:
Gethyn Howard

Gethyn.Howard@bu-uk.co.uk

07920 532212

Timeline

Modification timetable:

Modification Proposal published	31 March 2017
Final Modification Report available for Panel	03 May 2017
Modification Panel decision	10 May 2017

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1 Summary

What

Corrections to the legal text previously approved for iGT083 - Correction to Project Summary Report (PSR) Process to Support Single Service Provider (SSP) Arrangements.

Why

iGT083 was raised to correct an identified issue in the Agency (CDSP under FGO post Nexus) system that can allow the first registered Shipper on the Agency system at a supply point level to be different to that confirmed via the Bulk Confirmation/PSR process between a Shipper and iGT. The Agency has confirmed that its systems cannot be changed in time for Project Nexus implementation to fully support the current iGT new connections process.

The Solution section of the iGT083 modification contained the following statement:

> *"Once the necessary change to the iGT039 text has been agreed, the text for iGT078 and iGT079 may also need to be reviewed separately on the basis that the iGT039 "base text" on which the drafting has been constructed will (subject to approval) change. The iGT039 change will probably have to be made via a Modification although if changes are required to the iGT078 and/or iGT079 text it is the Code Administrator's view that these could be made via a FastTrack Modification. It is also anticipated that this Modification would provide greater clarity around Shipper registration once iGT080 "Mandating iGT use of data as administered by the Pipeline Operators' Agency for Shipper Transportation Billing" is implemented".*

Subsequently a review of the iGT039 text has been carried out and the relevant changes identified to ensure that the text properly reflects the intent of modification iGT083 against the revised iGT039 text that has now been developed and approved for iGT078 and iGT079. Additionally, since iGT083 was approved a further Fast Track Modification (iGT094F) has been raised which was approved by the Panel on the 15th February 2017. Without this modification, the provisions of iGT078, iGT079, IGT094F and IGT083 will not tie up due to the sequencing and timing of the modification development. This change will therefore ensure that the new PSR ancillary documents are used as intended following Nexus implementation whilst preserving the intent of the PSR process.

How

It is suggested that this can be achieved via a Fast Track modification as there is no perceived change to the intention of iGT078, iGT079, IGT094F and iGT083.

2 Governance

Justification for Fast Track Self-Governance Procedures

It is proposed that this modification should be subject to Fast Track Self-Governance as it is correcting consistency issues between IGT078/079/094F and IGT083. The intent of the modification was reviewed at the February 2017 Workstream and its principles were accepted by the attendees.

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Requested Next Steps

This modification should:

- be subject to fast track self-governance

The changes will need to be made to the legal text in time for the release into Code on the 1st June 2017.

3 Why Change?

Since the legal text for iGT083 was drafted, iGT078, iGT079 and IGT094F have all been approved and the base iGT039 text has been substantially changed. Due to the sequencing of IGT078/079/094F and IGT083, the IGT078/079 post NEXUS text will need to be updated to include the provisions of IGT083.

4 Code Specific Matters

Reference Documents

Paper produced for discussion at the iGT UNC Workstream on the 7th February 2017

5 Solution

There is no perceived change to the intention of iGT078, iGT079, iGT083 or iGT094F.

The Solution is set out in the legal drafting in Part 9 which has been produced taking the principles of iGT083 and then replacing the detailed PSR requirements (as previously covered within the code itself) with reference to the ancillary documents introduced under iGT078 and iGT079 which set out the new PSR process. In order to cater for the coexistence of iGT083 as well as iGT078 and iGT079 in the updated iGT039 text, three new definitions (Initial Supply Point Registration, Initial Registered User and Initial Supply Point Confirmation), are required to clarify the status of the shipper in the IGT system prior to registration with the Pipeline Operator Agency/CDSP.

Paragraphs 14.4 and 14.5 have also been added which replicate paragraphs 13.4 and 13.5 but for the non-domestic PSR process as when iGT083 was written iGT079 had not been developed to the point of the production of legal text.

6 Impacts & Other Considerations

Does this modification impact a Significant Code Review (SCR) or other significant industry change projects, if so, how?

We consider that this would only be a small change required to ensure that the iGT039 text remains accurate and would not affect the progress of developments or have any material impacts.

Consumer Impacts

None.

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Environmental Impacts

None.

7 Relevant Objectives

Impact of the modification on the Relevant Objectives:	
Relevant Objective	Identified impact
(A) Efficient and economic operation of the pipe-line system	None
(B) Co-ordinated, efficient and economic operation of (i) the combined pipe-line system; and/or (ii) the pipe-line system of one or more other relevant gas transporters	None
(C) Efficient discharge of the licensee's obligations	None
(D) Securing of effective competition: (i) between relevant shippers; (ii) between relevant suppliers; and/or (iii) between DN operators (who have entered into transportation agreements with other relevant gas transporters) and relevant shippers	None
(E) Provision of reasonable economic incentives for relevant suppliers to secure that the domestic customer supply security standards… are satisfied as respects the availability of gas to their domestic customers	None
(F) Promotion of efficiency in the implementation and administration of the Code	Positive
(G) Compliance with the Regulation and any relevant legally binding decisions of the European Commission and/or the Agency for the Cooperation of Energy Regulators	None

The proposer is of the view that this Modification better facilitates objective (f) *Promotion of efficiency in the implementation and administration of the Code* as the changes address inaccuracies found during Code preparations for Project Nexus. Without these changes the legal text will not fully reflect actual industry processes introduced by the new PSR process which has already been approved by the iGT UNC Panel in their recommendations to implement modification iGT078, iGT079, iGT083 and iGT094F.

8 Implementation

The changes will need to come into effect in parallel with the release of Project Nexus changes on 1st June 2017.

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9 Legal Text

The Legal Text changes below are based on the original iGT039 text as updated first by iGT078 and iGT079 and then subsequently by iGT083 and lastly by iGT094F. The Comments have been added to show where changes have been made between the original iGT039 text and the subsequent modifications.

13 Supply Point Confirmation for a Smaller Supply Point and for certain Larger Supply Points that are New Supply Points at domestic premises

13.1 [~~Subject to Clauses 13.2 to 13.7~~,] [~~Subject to Clauses 13.2 to 13.3~~] A Supply Point Confirmation for a Smaller Supply Point shall be made in accordance with the provisions of Section G2.6 of the UNC with the following changes:

the words "other requirement provided for in this Section G" in paragraph 2.6.2(b) shall be interpreted as referring to any other requirement of this Part CI including those requirements in Section G of the UNC but only to the extent that they are incorporated into this Part CI by reference.

the reference to paragraph 2.3 of Section G of the UNC in paragraph G2.6.4 shall be interpreted as a reference to paragraph 2.3 as incorporated into this Part CI by Clause 10.1.

13.2 Where the Pipeline Operator becomes aware that:

(a) a number of Smaller Supply Points each of which is a New Supply Point and each of which is at Supply Point Premises that are domestic premises and/or a number of Large Supply Points each of which is a New Supply Point and each of which is at Supply Point Premises that are domestic premises are in the process of being established by a person (the "Developer") and connected to the Pipeline; and

(b) the Developer has sought to designate a person who holds a Shipper's Licence (a "Shipper") to make arrangements with the Pipeline Operator for the transportation of gas to such Smaller Supply Points and/or such Larger Supply Points;

then the provisions of Clause 13.3 through 13.5 shall apply.

13.3 Where this Clause 13.3 applies, the Pipeline Operator, subject to the Shipper being a Pipeline User, will issue a Project Summary Report to invite the Shipper to become the Initial Registered User by submitting Initial Supply Point Confirmations as a Project Summary Notification and both the Pipeline Operator and Shipper will adhere to the principles and supporting business rules as set out in the iGT UNC Ancillary Document iGT's New Connections Domestic Sites Only.

13.4 The submission of a Project Summary Notification as referred to in Clause 13.3 will require:

(i) the Pipeline Operator to inform the [Pipeline Operator Agency] [CDSP] of the Meter Point Reference Numbers, together with any additional relevant information, including the identity of the Pipeline User as per the ~~Supply Point Confirmation~~ Project Summary Notification; and

(ii) subject to Clause 13.5, the Pipeline User to become the Registered User with the [Pipeline Operator Agency] [CDSP].

13.5 Where in respect of a New Supply Meter Point a Pipeline User other than that which has submitted a ~~Supply Point Confirmation~~ Project Summary Notification under Clause 13.3 becomes the

Commented [S1]: Added by iGT078

Commented [S2]: iGT039 text

Commented [S3]: "Subject to" was deleted by iGT079 but not by the iGT083 text. Deleted by this modification as until future changes are made to the xoserve system, regardless of the PSR, all supply points will still have to have Supply Point Confirmations submitted in order to become the Registered User.

Commented [S4]: Added by this modification for clarity following the introduction of the additional paragraphs by iGT083

Commented [S5]: The principle of the paragraph was added by iGT083. Changes made to further clarify the intent following the implementation of the iGT078/79 text.

Commented [GH6]: New definition added by this modification to split out the confirmation required by Xoserve. This will for the purposes of the IGT UNC, allow there to be an "Initial" registered Shipper at the point the PSR is signed to allow works to be undertaken on site. This also now means "subject to" would not be required.

Commented [S7]: Added to tie back to the new Ancillary Document process

Commented [S8]: Will be CDSP once iGT086 is approved

Commented [S9]: Project Summary Notification added by this Modification as it is this document that contains the detail of the MPRNs relevant to the PSR and is now accepted as being prior to the submission of the actual Supply Point Confirmations to the Agency

Commented [S10]: Added by iGT083

Commented [S11]: As above

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first Registered User with the [Pipeline Operator Agency] [CSDSP], then such Pipeline User shall be deemed to be the Registered User at the First Supply Point Registration Date.

Commented [S12]: Added by iGT083

14 Supply Point Confirmation for a Larger Supply Point and some Smaller Supply Points that are New Supply Points at non domestic premises

Commented [S13]: Text introduced by iGT079

14.1, ~~[Subject to Clauses 14.4 to 14.7],~~ A Supply Point Confirmation in respect of a Larger Supply Point shall be made in accordance with Section G2.7 of the UNC, with the following changes:

Commented [S14]: Proposal to delete the "Subject to" for the same reasons as set out in 13 above

the reference to paragraph 2.1.2(a) in paragraph 2.7.1 shall be interpreted as a reference to paragraph 2.1.2(a) as incorporated into this Part CI by Clause 8.

the reference in paragraph 2.7.1(c) to Section Q2.3 shall be interpreted as a reference to Clause 8 of Part I.

the reference to paragraphs 2.4.7(b) and 2.4.10 in paragraph 2.7.2 shall be interpreted as a reference to paragraphs 2.4.7(b) and 2.4.10 as incorporated into this Part CI by Clause 11.1.

the words "in the case of an LDZ Supply Point" shall be deleted form paragraphs 2.7.3 and 2.7.4.

the reference to paragraph 2.4.5(b) in paragraph 2.7.3(b) shall be interpreted as a reference to paragraph 2.4.5(b) as incorporated into this Part CI by Clause 11.1.

the reference to paragraph 5.2.3(a)(i) in paragraph 2.7.4(a)(ii) shall be interpreted as a reference to paragraph 5.2.3(a)(i) as incorporated into the iGT UNC by Clause 2.1 of Part CII.

paragraph 2.7.6 shall not apply.

14.2 Where the Pipeline Operator becomes aware that:

(a) one or more Larger Supply Points each of which is a New Supply Point and each of which is at Supply Point Premises that are non-domestic premises and/or one or more Smaller Supply Points each of which is a New Supply Point and each of which are at Supply Point Premises that are non-domestic premises are in the process of being established by a person and connected to the Pipeline by either;

(i) a person (the "Developer") and the Developer has sought to designate a person who holds a Shipper's Licence (a "Shipper") to make arrangements with the Pipeline Operator for the transportation of gas to such Larger Supply Points and/or Smaller Supply points; or

(ii) a Pipeline User who has notified the Pipeline Operator that they will make arrangements for the transportation of gas to such Larger Supply Points and/or Smaller Supply points and will confirm their responsibility by means of the process as set out in the iGT UNC Ancillary Document iGT Commercial New Connections; and

(c) none of the Supply Points are DM Supply Points;

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then the provisions of Clause 14.3 through 14.5 shall apply.

14.3 Where this Clause 14.3 applies, the Pipeline Operator, subject to the Shipper being a Pipeline User, will issue a Project Summary Report to invite the Shipper to become the Initial Registered User by submitting Initial Supply Point Confirmations as a Project Summary Notification and both the Pipeline Operator and Shipper will adhere to the principles and supporting business rules as set out in the iGT UNC Ancillary Document iGT ~~Commercial~~ Non-Domestic New Connections.

14.4 The submission of Project Summary Notification as referred to in Clause 14.3 will require:

(i) the Pipeline Operator to inform the [Pipeline Operator Agency] [CDSP]of the Meter Point Reference Numbers, together with any additional relevant information, including the identity of the Pipeline User as per the Project Summary Notification; and

(ii) subject to Clause 14.5, the Pipeline User to become the Registered User with the [Pipeline Operator Agency] [CDSP].

14.5 Where in respect of a New Supply Meter Point a Pipeline User other than that which has submitted a Project Summary Notification under Clause 14.3 becomes the first Registered User with the [Pipeline Operator Agency] [CDSP], then such Pipeline User shall be deemed to be the Registered User at the First Supply Point Registration Date.

14.6~~4~~ Each Pipeline User acknowledges that in order to become the Registered User of a DM Supply Point it is necessary for a Pipeline User to enter into with the Large Transporter any applicable LDZ CSEP Ancillary Agreement or make appropriate arrangements with a CSEP User who has entered into any applicable LDZ CSEP Ancillary Agreement in respect of the CSEP. Accordingly:

(a) where a Proposing User makes a Supply Point Confirmation in respect of a Supply Point with a DM Supply Point, the Proposing User shall by a date no later than the date 8 Supply Point Systems Business Days before the Proposed Supply Point Registration Date provide evidence either that:

(i) it has entered into any applicable LDZ CSEP Ancillary Agreement with the Large Transporter; or

(ii) it has made appropriate arrangements with a CSEP User (whose name shall be provided to the Pipeline Operator) who has entered into any applicable LDZ CSEP Ancillary Agreement Provided that if the Proposing User has provided evidence that it has entered into an LDZ CSEP Ancillary Agreement within the previous 12 months and warrants that such Agreement is still in force, it shall not be required to do so again.

Failing the provision of such evidence by such date, such Supply Point Confirmation shall lapse and shall not come into effect.

(b) if the Supply Point Confirmation has not lapsed pursuant to paragraph (a) the Supply Meter Points comprised in such DM Supply Point shall with effect from the later of:

(i) the Supply Point Registration Date; and

(ii) the date on which Transporter Daily Read Equipment has been installed and becomes Operational

be DM Supply Meter Points.

(c) the Pipeline Operator shall without prejudice to paragraph (b) within 2 Supply Point Systems Business Days following the coming into effect of a Supply Point Confirmation in respect of a DM Supply Point and in respect of the Registered User and where appropriate relevant CSEP User notify the Large Transporter accordingly.

Commented [S15]: Added by this modification

Commented [S16]: Clauses 14.4 and 14.5 have also been added by this modification as when iGT083 was drafted the text for iGT079 had not been developed. Subsequent paragraphs have been renumbered

Commented [S17]: Agree to add this

Commented [GH18]: Mirrors drafting approach under 13.3.

Commented [S19]: Changed via iGT094F

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14.7~~5~~Each Pipeline User acknowledges that in respect of a Proposed DM Supply Point or a DM Supply Point that it will or may be necessary for the Pipeline Operator to provide to and obtain from the Large Transporter certain information in respect of such Proposed DM Supply Point or DM Supply Point in order to comply with the terms of the IGTAD. Accordingly, each Pipeline User agrees that (notwithstanding Part K23) the Pipeline Operator may provide to and obtain from the Large Transporter any such information.

14.8~~6~~ Each Pipeline User further acknowledges that:

(a) it is the Large Transporter's responsibility and not the Pipeline Operator's to install Transporter Daily Read Equipment at a Class 1 Supply Point; and

(b) the Pipeline Operator has no responsibility or liability in respect of the provision or non-provision of Transporter Daily Read Equipment and any services provided in connection therewith.

14.9~~7~~ The Registered User of a Supply Point with a Class 1 Supply Point shall ensure that the Large Transporter is permitted full access to the Transporter Daily Read Equipment at each Class 1 Meter Point (including granting the Large Transporter any letter of authority) to enable the Large Transporter to obtain access upon receiving a written request from the Pipeline Operator for the purposes set out in the IGTAD.

Part M

~~**"Bulk Confirmation"** shall have the meaning in Part CI 13.68;~~

"Initial Registered User" is in respect of a New Supply Point, the Pipeline User in whose name the Supply Meter Point(s) comprising such New Supply Point is initially registered with the Pipeline Operator.

"Initial Supply Point Confirmation" is a communication by a Proposing User to the Pipeline Operator requesting Initial Supply Point Registration of a Proposed New Supply Point prior to the Supply Point Registration with the [Pipeline Operator Agency] [CDSP].

"Initial Supply Point Registration" is the initial registration of one or more New Supply Meter Point(s) in the name of a Pipeline User with the Pipeline Operator prior to the Pipeline User becoming the Registered User with the [Pipeline Operator Agency] [CDSP].

"Project Summary Notification" shall have the meaning in the iGT UNC Ancillary Document entitled iGT's New Connections Domestic Sites Only for Supply Point Premises that are domestic premises or the iGT UNC Ancillary Document entitled iGT Non-Domestic New Connections for Supply Point Premises that are non domestic premises;

"Project Summary Report" shall have the meaning in the iGT UNC Ancillary Document entitled iGT's New Connections Domestic Sites Only for Supply Point Premises that are domestic premises or the iGT UNC Ancillary Document entitled iGT Non-Domestic New Connections for Supply Point Premises that are non domestic premises;

"Supply Point Confirmation" shall have the meaning ascribed thereto in the UNC; ~~[unless it is in relation to Supply Point(s) that are New Supply Point(s) that are subject to Clause 13.2 where it shall be a communication by means of an Bulk Confirmation by a Proposing User to the Pipeline Operator requesting Supply Point Registration];~~

Commented [S20]: No longer a relevant term

Commented [G21]: Definition based on that of Supply Point Registration

Commented [G22]: Definitions added as no longer referring to two different definitions for supply point confirmation as per IGT083.

Commented [S23]: Definitions introduced to allow these to be referenced as alternatives to the original Supply Point Confirmation and to recognise that the PSR process in the iGT UNC is not a replacement for the Supply Point Confirmation process in the UNC. These terms were introduced by iGT078 and iGT079

Commented [S24]: Text originally added by iGT083 and subsequently removed by this modification as the qualification is no longer required following the introduction of the references to "Initial Supply Point Registration".

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10 Consultation

Panel invited representations from interested parties on 31st March 2017. The summaries in the following table are provided for reference on a reasonable endeavours basis only. We recommend that all representations are read in full when considering this Report. Representations are published alongside this Final Modification Report.

Representations were received from the following parties:

Organisation	Response	Relevant Objectives	Key Points
BU-UK	Support	F - positive	• BUUK is supportive of IGT096F as it is addressing the inconsistencies between the legal text for iGT078, iGT079, iGT083 and iGT094F. Subsequent to the approval of iGT083, there has been a change in the understanding of how the PSR process interacts with the UNC Confirmation process for new supply points which is not reflected in the legal text of IGT078, IGT079 and IGT094F. Without this modification, the provisions of iGT078, iGT079, IGT094F and IGT083 will not tie up due to the sequencing and timing of the modification development. This change will therefore ensure that the new PSR ancillary documents are used as intended following Nexus implementation whilst preserving the intent of the PSR process.
E.ON	Neutral	F - positive	• We support the amendments as they ensure the iGT UNC remains up to date and robust, however we still believe there is a gap in the solution (also in our iGT083 response) because Shippers are not notified of these occurrences so Shipper 1 remains initially unaware that Shipper 2 has confirmed the supply but recognise this cannot be resolved until Nexus has been implemented.

11 Panel Discussions

Discussion

Insert text here

Consideration of the Relevant Objectives

Insert text here

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Determinations

Insert text here

12 Recommendations

Panel Determination Fast Track Self-Governance

Members agreed:

- that Modification 096F should [not] be implemented

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