



Plan for Preparation of SCR Legal Text Drafting

Submission to Ofgem

Proposed Plan



Activity	Owner	03-Feb-20	10-Feb-20	17-Feb-20	24-Feb-20	02-Mar-20	09-Mar-20	16-Mar-20	23-Mar-20	30-Mar-20	06-Apr-20	13-Apr-20	20-Apr-20	Critical Path?
Overarching Activities														
1 Monitoring of live UNC mods and their impact on IGT UNC drafting	Gemserv													
2 Assessment of the impacts of the RCC SCR drafting for the UNC (plan TBC)	Gemserv													
3 Raising and development of consequential IGT UNC mod for UNC 0708	ESP/Gemserv													
Specific Activities														
4 Receipt and agreement of Gemserv terms for work package	IGTs													✓
5 Creation of tracker of UNC 0708 proposed changes to impacted IGT UNC clauses	Gemserv													✓
6 Create IGT UNC legal text against proposed UNC 0708 to create baseline	Gemserv/ESP													
7 Identify impacted clauses from SCR	Gemserv													✓
8 Prepare legal text amendments for SCR (metering clauses)	Gemserv													✓
9 Prepare legal text amendments for SCR (non-metering clauses)	Gemserv													✓
10 IGT UNC attendance at UNC 0708 Workgroup meeting	Gemserv					02-Mar								
11 Published baseline from UNC 0708	Joint Office						09-Mar							✓
12 Amendments based on workgroup output	Gemserv													✓
13 Option of external legal review	Lawyers													
14 Deadline for submission of SCR legal text to Ofgem	Gemserv									31-Mar				✓
15 UNC Mod Panel scheduled to agree implementation of UNC 0708	Joint Office										16-Apr			
16 IGT UNC Mod Panel to agree implementation of UNC 0708 consequential mod (TBC)	Gemserv											24-Apr		
IGT UNC Meetings														
17 IGT UNC Modification Panel meetings	Gemserv				28-Feb				27-Mar				24-Apr	
18 IGT UNC Modification Workstream meetings	Gemserv		14-Feb				13-Mar				10-Apr			

Activities and milestones outlined in red denote a dependency on the UNC

Risks and Mitigations



There is a risk that....	Mitigation	RAG
Dependency on the work of the UNC in baselining the legal drafting for UNC 0708S (in terms of quality, accessibility and delivery) and UNC not considering this when delivering their own plans for the work.	Establish good working relationship, continual communication and participation in UNC workgroups	
IGT UNC fails to meet the 31st March deadline for submitting draft legal text to Ofgem	Where possible prepare in advance by reviewing IGT UNC text ready to relate to the UNC impacts and consequential drafting identified i.e. work in parallel where possible.	
Quality and accuracy of drafting is not optimal due to detailed nature of work, late baselining of relevant documents (UNC) and time pressures.	Establish secondary quality checking process and / or obtain independent legal advice for final review (at additional cost)	

Risks and Mitigations



There is a risk that....	Mitigation	RAG
Consequential legal drafting already done for Faster Switching (FS) SCR not fit for purpose. UNC 0708S drafting may not marry with drafting and likely that the Code Consolidation (CC) SCR will be applied to the IGT UNC first and not the FS SCR.	Use baselined UNC 0708S legal drafting (and the IGT UNC enabling mod legal drafting) as a starting point on which to overlay all the consequential drafting for both SCRs. Review existing drafting against this to verify no changes have been made.	
Low engagement from Industry Parties in reviewing work and participating in workgroups where required, which may result in unexpected issues raised later in the project	Encourage joint cross-code working and participation in UNC workgroups and meetings to discuss impacts and consequences for both the IGT UNC and UNC codes. Widely publicise and facilitate as many meetings as possible via the web and screen sharing facilities.	
IGTs fail to agree commercial terms with Gemserv for managing this project, jeopardising the forward time plan.	Gemserv working to put commercial terms to IGTs during week commencing 03/02/20, and prepared to carry out initial work 'at risk'.	

Issues and Mitigations



There is an issue that....	Mitigation	RAG
Legal walkthrough for UNC 0708S scheduled for 2nd March 2020 i.e. baselined legal drafting is likely to be available post this date. The decision on implementation is not expected until 16th April 2020 . Therefore any final/further changes would post-date the sending of the legal text to Ofgem.	Attend the walkthrough to identify consequences for the IGT UNC, particularly for agreed changes to the UNC drafting. However not possible to entirely mitigate for late changes that come after the 31 st March 2020 deadline.	

For more information email

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