Final Modification Report No.12

Change in the Gas Day

22nd April 2015

Belfast Gas Transmission Limited (BGTL) has prepared this report in accordance with section 8 of its Transportation Code Modification Rules.

A  Description of the nature and purpose of the modification

This proposal is being made to implement the requirements of the Capacity Allocation Mechanisms (CAM) Regulation (EU 984/2013) which defines the gas day as operating from 05:00 to 05:00 the following day.

B  Third Party Representations

The TSOs received one written response to the Initial Modification Report from Phoenix Natural Gas Limited (PNGL). Comments on the consultation are summarised below along with BGTL’s responses, which are provided in italics.

Transitional Arrangements

Given the proposed implementation date of 1st August 2015 and the fact that after this date the Code will define a gas day in line with the 5.00am start time, PNGL suggest that the transitional arrangements should also contain a clause which states that during the period from 1st August until 29th September 2015 the gas day commences at 06:00 and ends at 06:00 on the following day. The specific arrangements for the 30th September 2015 are already defined in the proposed legal text.

The TSOs welcome PNGL’s suggestion and have updated the legal text to include this clarification.

NIED Workplan and DNOs

PNGL has raised concerns about the absence of the DNO from the overall project plan as to allow the TSOs to deliver full compliance, the DNOs needed to undertake significant work to modify their own Network Codes and undertake processes and system changes to deliver these transmission requirements.

PNGL notes that there have been meetings with the TSOs since the launch of the NIED work plan to identify and discuss issues which need addressed and in particular PNGL has met with both UR and the TSOs to discuss in detail the implication of gas day changes. As a result of this meeting submitted a paper to UR in December 2014 detailing all requirements for DNOs as well as the consequences of not aligning networks.

PNGL reiterated its previous comments that its concerns about the implications of gas day changes on DNO operations is properly considered and engagement with DNOs on this area is undertaken at the earliest opportunity.

The TSOs intention to change the Gas Day timings on 1st October has been communicated with industry on numerous occasions since July 2014. The TSOs have shared their views with the DNOs on the impact of other EU changes and expressed the view that the larger impacts will take place during FY15 in preparation for FY16. The TSOs are happy to engage further on the Gas Day issue but also notes that in their view the requirements and the TSOs plans on this matter are very clear and industry participants should take what they deem necessary action within their organisations.
C  **BGTL's Recommendation**

The Relevant Objective, (condition 2.4 of the BGTL Licence) will be better facilitated by the Licensee’s Network Code as a result of this modification. This change will contribute to the secure, safe, reliable, efficient and economic development and maintenance of the Network by ensuring that the gas day in the NI Gas Transmission Regime is co-ordinated with that of its neighbouring transmission systems working towards the creation of a harmonised European Gas Day as is required by the CAM Regulation (EU 984/2013) and the Gas Balancing Network Code (EU 312/2014).

D  **The clauses of the Transportation Code that require amendment**

This proposal amends the text of Paragraph 3 of Section K of the BGTL Code which refers to the timing of the gas day. New section T2 is added to bring the changes into effect and to provide for 30th September 2015 being a 23-hour day.

E  **Impact on other Designated Pipeline Operator's Network Codes:**

BGTL has worked with Premier Transmission and GNI (UK) to develop a co-ordinated approach to the Codes, and the TSOs are aiming to keep the changes to the GNI (UK) Code and the Premier Transmission Code as aligned/identical as possible. GNI (UK) and Premier Transmission are publishing corresponding Modification Proposals which closely mirror each other.

Since the BGTL Code has a different drafting structure from the Premier Transmission and GNI (UK) Codes, the text of the changes takes a different form.

F  **The date proposed for implementation**

BGTL proposes that the code modification is implemented on 1st August 2015.

G  **Changes from the Initial Modification Report**

Following feedback, text has been added to clarify that between the 1st August and 29th September 2015 the gas day commences at 06:00 and ends at 06:00 on the following day.

The amended text is highlighted in yellow in the Final Legal Text below.
Final Legal Text

Insert this new Section T2 after Section T1 to read as follows:

**T2** TRANSPORTATIONAL ARRANGEMENTS FOR THE IMPLEMENTATION OF THE CHANGE IN THE GAS DAY

**T2.1** Introduction

**T2.1.1** This section T2 sets out the provisions which will apply to give effect to the change in the timing of the Gas Flow Day.

**T2.1.2** For the avoidance of doubt, from 1st August 2015 until 29th September 2015, the Gas Flow Day shall commence at 06:00 and end at 06:00 on the following day.

**T2.1.3** Gas Flow Day 30th September 2015 shall commence at 06:00 on 30th September 2015 and end at 05:00 on 1st October 2015.

**T2.1.4** Gas Flow Day 1st October 2015 shall commence at 05:00 on 1st October 2015.

**T2.1.5** With effect from 1st October 2015, the modified text of Section K (Interpretation), Paragraph 3 (Times and Dates) as set out in Code Modification Proposal 12 shall apply.

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Section K: Interpretation

Paragraph 3. Times and Dates

Amend paragraph 3.1 to read as follows:

3.1 For the purposes of the Code:

(a) "Business Day" means a Day other than a Saturday or a Sunday, or a Day which begins at 06:00-05:00 hours on a bank holiday in Northern Ireland;

(b) "Day" means the period from 06:00-05:00 hours on one day until 06:00-05:00 hours on the following day;

(c) "Gas Year" means the period from 1st October in any year until and including 30th September in the following year.

Amend paragraph 3.2 to read as follows:

3.2 Unless the context otherwise requires, a reference in the Code:

(a) to a calendar day (such as 1st January) or a day of the week (such as Sunday) is to the Day which begins at 06:00-05:00 hours on that day;

(b) to a week is to the period from 06:00-05:00 hours on a day until 06:00-05:00 hours on the 7th day following;

(c) to a month (or a number of months) is to the period from 06:00-05:00 hours on a day in one month until 06:00-05:00 hours on the same day of the month which follows (or follows by the relevant number of months), or if there is no such day in such month 06:00-05:00 hours on the first day of the next following month;

(d) to a calendar month is to the period from 06:00-05:00 hours on the first day of a month until 06:00-05:00 hours on the first day of the following month, and references to a particular calendar month (such as January) shall be construed accordingly;

(e) to a year is to the period from 06:00-05:00 hours on a day in one year until 6:00 05:00 hours on the same day (or where the day in the first year was 29th February, on 1st March) in the following year; and

(f) to a calendar year (such as 2004) is to be construed accordingly.