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The Joint Office, relevant Gas
Transporters, Shippers and other
interested parties

Our Ref: Net/Cod/Mod/UNC142
Email: industrycodes@ofgem.gov.uk

Date: 18 April 2007

Dear Colleague,

UNC Modification 142: Extension of the current sunset clauses for registration of capacity at NTS Exit Points

Following consideration of the request that modification proposal 142: *'Extension of the current sunset clauses for registration of capacity at NTS Exit Points'* follows urgent modification procedures, Ofgem has today agreed to that request.

In reaching our decision on granting urgent status we have considered the details contained within the modification proposal and the Proposer's justification for urgency. Ofgem considers that this proposal satisfies the criteria for granting urgent status to a modification proposal, as set out in its published guidelines. In particular, we consider that the proposal is linked to:

- an imminent date related event, the date being commencement of the 2007 Offtake Capacity Statement (OCS) process on 1 June 2007.

The Authority approved implementation of Modification Proposal 0116V "Reform of the NTS Offtake Arrangements" on 5 April 2007 with an implementation date of 1 April 2008. The proposer suggests that due to this implementation date, the current sunset clauses, relating to the registration of capacity at NTS Exit Points, need to be extended by an additional year to incorporate Gas Year 2010/11 within the Offtake Capacity Statement (OCS) process.

The proposer considers that unless the sunset clauses are amended, Distribution Network Operators will be unable to signal their requirements, via the OCS, to National Grid NTS, for Gas Years 2007/08, 2008/09, 2009/10 and 2010/11 and consequently National Grid NTS will be unable to respond to such requests by 30 September 2007.

Given the potential commercial impact identified above Ofgem agrees that in these circumstances the commencement of the OCS process is an imminent date related event for the purposes of this criterion.

Urgency Timetable

Ofgem agrees that the proposal should follow the timetable as proposed by National Grid NTS. This is set out below.

Process	Date
Proposal issued for consultation	19/04/2007
Close out of representations	03/05/2007
Urgent modification report issues	10/05/2007
Modification Panel decide upon recommendation	17/05/2007
Revised urgent Modification Report sent to Ofgem	17/05/2007
Ofgem Decision Expected	24/05/2007
Proposed implementation date	01/06/2007

For the avoidance of doubt, in accepting this request for urgency, Ofgem has made no assessment of the merits of the modification proposal and nothing in this letter in any way fetters the discretion of the Authority in respect of this modification proposal.

If you have any queries in relation to the issues raised in this letter, please feel free to email industrycodes@ofgem.gov.uk.

Yours sincerely,



Mark Feather
Associate Director, Industry Codes and Licensing