

Appendix 1: Legal Text

The following amendments shall be made at Section B of the STC

7.2.4 Evaluation Phase

7.2.4.1 The Committee shall use its reasonable endeavours in order to ensure that the Evaluation Phase as set out in this sub-paragraph 7.2.4 shall take no longer than two months (or if a Workgroup is established x months) from its referral under sub-paragraph 7.2.3.2 up to the referral to the Assessment and Report Phase under sub-paragraph 7.2.4.4 unless otherwise agreed by the Authority.

7.2.4.2 Following referral of a Proposed Amendment or any Alternative Amendment pursuant to sub-paragraph 7.2.3.2, the Committee shall invite representations or commission such studies, ~~and other~~ evaluation including through establishing a Workgroup as it deems appropriate in order that each Party is provided with sufficient information such that it can assess whether the Proposed Amendment or any Alternative Amendment would better facilitate achievement of the Applicable STC Objectives.

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7.2.4.A1 Where the Committee deems it appropriate to establish a Workgroup:

7.2.4.A2 A Workgroup shall comprise at least three (3) persons [(who may be Committee Members)] agreed by the Committee provided there shall always be at least one member representing NGET, one member representing Onshore Transmission Owners and one member representing Offshore Transmission Owner. A representative of the Authority may attend any meeting of a Workgroup as an observer and may speak at such meeting.

7.2.4.A3 In addition to the quorate in 7.2.4A2, the Committee shall appoint the chair of the Workgroup who will not be able to vote.

7.2.4.A4 The Workgroup shall be assisted by a secretary who shall be appointed by the Committee.

7.2.4.A5 The Committee shall determine the terms of reference of each Workgroup and may change those terms of reference from time to time as it sees fit.

7.2.4.A6 The terms of reference for a Workgroup must include provision in respect of the following matters:

(a) Detail the Workgroup's responsibilities for assisting the Committee [and each party] in the evaluation of the Amendment Proposal and consider whether it better facilitates achievement of the Applicable STC Objectives and to provide additional information to the Committee relating the Proposal;

(b) Detail the Proposed Amendment and any Alternative Amendment

(c) Detail the work to be undertaken by the Workgroup to assist the Committee [and each party] in the evaluation of the Amendment Proposal.

(d) Specify any matters which the Workgroup should address in its report;

(e) the timetable for the work to be done by the Workgroup;

(f) Specify if the Workgroup is to comment upon any legal text.

7.2.4.A7 Unless otherwise determined by the Committee the Workgroup shall develop and adopt its own internal working procedures for the conduct of its business. Unless the Committee otherwise determines, meetings of each Workgroup shall be open to attendance by representative of any STC Party any CUSC Party, any BSC Party and any person invited by the chairman or the chairman of the Workgroup to speak at the Workgroup meeting.

7.2.4.A8 Each Workgroup chairman shall prepare a report for the Committee responding to the matters detailed in the terms of reference and in accordance with the timetable set out in the terms of reference and will indicate the issues and views which arose in the Workgroup discussions and any recommendations made.

7.2.4.A9 If a Workgroup is unable to reach agreement on any such matter, the Workgroup Report must reflect the views of the members of the Workgroup.

7.2.4.A10 The Workgroup Report will be circulated in draft form to the Workgroup members for a period of not less than five (5) Business days for comment. Any unresolved comments made shall be reflected in the final Workgroup Report.

7.2.4.A11 The final Workgroup Report shall be submitted to the Committee Secretary not less than five (5) Business Days prior to the meeting of the Committee at which that Workgroup Report is to be discussed.

7.2.4.A13 The chairman or another member (nominated by the chairman) of the Workgroup shall attend or by way of teleconference the Committee meeting at which that Workgroup Report is to be discussed and may be invited to present the findings and /or answer the questions of Committee members. Other members of the Workgroup may also attend such Committee meeting.

7.2.4.3 Following receipt of any representations, study, Workgroup Report or other evaluation pursuant to sub-paragraph 7.2.4.2, the Committee shall consider whether the information provided is sufficient for each Party to form a view as to whether the Proposed Amendment or any Alternative Amendment better facilitate achievement of the Applicable STC Objectives and may invite such further representations, studies, and other evaluation including sending matters back to the Workgroup as it deems appropriate until the Committee considers that the information provided is sufficient.

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7.2.4.4 Following completion of this Evaluation Phase under this sub-paragraph 7.2.4, the Committee shall refer the Proposed Amendment or any Alternative Amendment directly to the Assessment and Report Phase under sub-paragraph 7.2.5.

7.2.5 **Assessment and Report Phase**

7.2.5.2 Following referral to the Assessment and Report Phase under sub-paragraphs 7.2.3.3 or 7.2.4.4, the Committee together with the Proposer shall prepare an analysis and impact assessment (to the extent that such assessment has not already been provided as part of the Evaluation Phase or Workgroup Report) (“**Assessment**”). Such Assessment shall include to the extent reasonably practicable an assessment by the Committee and the Proposer of the likely effect of the Proposed Amendment and any Alternative Amendment on each Party's Transmission System and other systems including a description of any works necessary to implement the change and an estimate of the development, capital and operating costs associated with implementing the changes to the Code and Code Procedures in such manner as the Committee feels fit, provided that, so far as any such Assessment requires information which is not generally available concerning the National Electricity Transmission System, such Assessment shall be made on the basis of the Committee's and the Proposer's proper assessment (which the Committee and the Proposer shall make available for these purposes) of the impact of the Proposed Amendment or any Alternative Amendment on the National Electricity Transmission System. Such assessment, shall also include, where the impact is likely to be material, an assessment

of the quantifiable impact of the Proposed Amendment or any Alternative Amendment on greenhouse gas emissions, to be conducted in accordance with such guidance (on the treatment of carbon costs and evaluation of the greenhouse gas emissions) as may be issued by the Authority from time to time.

7.2.5.8 Following completion of the steps set out in sub-paragraphs 7.2.5.2 to 7.2.5.7 above (where relevant), the Committee Secretary shall prepare an initial version of the Amendment Report setting out:

- (a) the Proposed Amendment and any Alternative Amendments; the Workgroup report and recommendations.

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7.2.9 Change Co-ordination

7.2.9.1 The Committee shall establish (and, where appropriate, revise from time to time) joint working arrangements with each panel or other body responsible for proposing change to the BSC, CUSC or Core Industry Document, to facilitate the identification, co-ordination, making and implementation of change to the BSC, CUSC or Core Industry Document or such other designated documents consequent on an amendment to the Code, in a full and timely manner. Such working arrangements shall include, without limitation, inviting representatives from panels and bodies referred to in this sub-paragraph 7.2.9.1 to participate in any Workgroups established or discussions with the Committee or any Party pursuant to this paragraph 7, when the Committee or a Party or Parties otherwise identify the likelihood of an impact of a Proposed Amendment and any Alternative Amendment, on the BSC, CUSC, Core Industry Document or such other designated document.

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The following amendments shall be made at Section J of the STC

Workgroup

a workgroup established by the Committee pursuant to paragraph [link to above]

Workgroup Report

the report of a Workgroup in relation to an Amendment Proposal prepared pursuant to paragraph [link to above]

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