

**SECTION B: THE PANEL** (*Version 8.0 including all Approved Modifications awaiting Implementation*)

**4.6 Urgent Modification Proposals**

*Amend paragraph 4.6.1 as follows:*

- 4.6.1 Notwithstanding anything to the contrary in the preceding provisions of this paragraph 4, in relation to any Modification Business involving an Urgent Modification Proposal (or a Modification Proposal which the Proposer or BSCCo and/or the Transmission Company recommend should be treated as an Urgent Modification Proposal):

**SECTION F: MODIFICATION PROCEDURES** (*Version 10.0 including all Approved Modifications awaiting Implementation*)

**2. CODE MODIFICATION PROCEDURES**

**2.1 Modification Proposals**

*Amend paragraph 2.1.2 as follows:*

2.1.2 A proposal made pursuant to paragraph 2.1.1 shall be submitted in writing in accordance with BSCP ~~7640~~, and shall contain the following information in relation to such proposal:

- (a) the name of the Proposer;
- (b) the name of the representative of the Proposer (and his alternate) who shall represent the Proposer in person for the purposes of this paragraph 2;
- (c) a description (in reasonable but not excessive detail) of the issue or defect which the proposed modification seeks to address;
- (d) a description (in reasonable but not excessive detail) of the proposed modification and of its nature and purpose;
- (e) where possible, an indication of those parts of the Code which would require amendment in order to give effect to (and/or would otherwise be affected by) the proposed modification and an indication of the nature of those amendments or effects;
- (f) the reasons why the Proposer believes that the proposed modification would better facilitate achievement of the Applicable BSC Objective(s) as compared with the then current version of the Code;
- (g) where possible, an indication of the impact of the proposed modification on Core Industry Documents and/or the System Operator-Transmission Owner Code;
- (h) where possible, an indication of the impact of the proposed modification on BSC Systems and on other relevant computer systems and processes used by Parties;
- (i) where the Proposer has recommended that the proposal should be treated as an Urgent Modification Proposal in accordance with paragraph 2.9, its reasons why the proposal should be treated as such.

*Amend paragraph 2.1.3 as follows:*

2.1.3 If a submitted proposal fails in any material respect to comply with the requirements of paragraph 2.1.2 (excluding paragraphs (e), (g) and (h) thereof), the Modification Secretary may refuse to accept such submission provided that:

- (a) the Modification Secretary shall furnish the Proposer with the reasons for such refusal;
- (b) the Modification Secretary shall report such refusal to the Panel at the next Panel meeting;

- (c) if the Panel decides to reverse the Modification Secretary's decision to refuse the submission, the Modification Secretary shall notify the Proposer accordingly and the proposal shall be dealt with in accordance with the succeeding provisions of this paragraph 2;
- (d) nothing in this paragraph 2.1.3 shall prevent a Proposer from submitting a revised proposal in compliance with the requirements of paragraph 2.1.2 in respect of the same subject-matter.

*Amend paragraph 2.9 as follows:*

## **2.9 Urgent Code Modifications**

*Amend paragraph 2.9.1 as follows:*

2.9.1 ~~Where~~If there has been a recommendation of the Transmission Company and/or BSCCo ~~or a recommendation of the Proposer (pursuant to paragraph 2.1.2) that recommend to the Panel Chairman that~~ a proposal should be treated as an Urgent Modification Proposal in accordance with this paragraph 2.9, ~~then~~ the Panel ~~Chairman~~ shall ~~endeavour to obtain the views of the Panel as to the matters set out in paragraph 2.9.2. make a recommendation to the Authority as to:~~

~~(a) whether, in the Panel's opinion, the proposal should be treated as an Urgent Modification Proposal;~~

~~(b) the procedure and timetable to be followed in the event that the Authority instructs that the proposal shall be treated as an Urgent Modification Proposal; and~~

~~in making its recommendation under this paragraph 2.9.1 the Panel may consider any relevant information provided to it by BSCCo and/or the Transmission Company.~~

*Delete paragraph 2.9.2 and replace as follows:*

2.9.2 ~~The matters referred to in paragraph 2.9.1 are:~~

~~(a) whether such proposal should be treated as an Urgent Modification Proposal in accordance with this paragraph 2.9; and~~

~~(b) if so, the procedure and timetable to be followed in respect of such Urgent Modification Proposal.~~

~~For the avoidance of doubt, in relation to any Modification Business involving an Urgent Modification Proposal (or a Modification Proposal which the Proposer or BSCCo and/or the Transmission Company recommend should be treated as an Urgent Modification Proposal):~~

~~(a) the provisions of Section B.4.6 shall apply; and~~

~~(b) where the Panel Chairman was unable to contact sufficient Panel Members in accordance with Section B4.6, the Panel Chairman shall make the recommendation referred to in paragraph 2.9.1.~~

*Delete paragraph 2.9.3 as follows:*

~~2.9.3 If, in accordance with and as set out in Section B4.6:~~

- ~~(a) the Panel agrees that such proposal should be treated as an Urgent Modification Proposal; or~~
- ~~(b) where the Panel Chairman was unable to contact sufficient Panel Members in accordance with Section B4.6, the Panel Chairman considers that such proposal should be treated as an Urgent Modification Proposal, the Panel Chairman shall forthwith consult the Authority as to whether such Modification Proposal should be treated as an Urgent Modification Proposal and, if so, as to the procedure and timetable which should apply in respect thereof.~~

*Amend paragraph 2.9.4 as follows:*

2.9.43 The Panel shall:

- (a) not treat any Modification Proposal as an Urgent Modification Proposal except with the prior consent of the Authority;
- (b) comply with the procedure and timetable in respect of any Urgent Modification Proposal approved by the Authority; ~~and~~
- (c) comply with any instruction of the Authority not to treat a Modification Proposal as an Urgent Modification Proposal issued in respect of any of the matters on which the Authority is consulted pursuant to paragraph 2.9.3; and
- ~~(d) comply with any instruction of the Authority issued in respect of any recommendation of the Panel or the Panel Chairman made pursuant to paragraphs 2.9.1 or 2.9.2.~~

*Amend paragraph 2.9.5 as follows:*

2.9.54 For the purposes of this paragraph 2.9, the procedure and timetable in respect of an Urgent Modification Proposal may (with the approval of the Authority pursuant to paragraph 2.9.43) deviate from all or part of the Modification Procedures or follow any other procedure or timetable approved by the Authority.

*Amend paragraph 2.9.6 as follows:*

2.9.65 The Modification Report in respect of an Urgent Modification Proposal shall include any statement provided by the Authority as to why the Authority as to why the Panel or the Panel Chairman (as they case may be) believes that such Modification Proposal should be treated as an Urgent Modification Proposal and the extent to which the procedure followed deviated from the Modification Procedures.

*Renumber paragraph 2.9.7 as follows:*

2.9.76 Where an Urgent Modification Proposal results in a modification being made in accordance with paragraph 1.1, the Panel may or (where it appears to the Panel that there is a reasonable level of support for a review amongst Parties) shall, following such modification, submit the modification to review by a Modification Group on terms specified by the Panel in order to consider and report as to whether any alternative modification could, as compared with such modification, better facilitate achievement of the Applicable BSC Objective(s) in respect of the subject matter of such modification.

*Amend paragraph 2.9.8 as follows:*

2.9.87 For the purposes of paragraph 2.9.76, the provisions of paragraph 2.4 shall apply mutatis mutandis to the establishment and conduct of a Modification Group charged with undertaking a review pursuant to paragraph 2.9.76.

*Amend paragraph 2.9.9 as follows:*

2.9.98 The Modification Secretary shall copy the report prepared by the Modification Group pursuant to paragraph 2.9.76 to each of the persons referred to in paragraph 2.1.10(a).

*Renumber paragraph 2.9.10 as follows:*

2.9.109 Each Party, each Panel Member, BSCCo and the Modification Secretary shall take all reasonable steps to ensure that an Urgent Modification Proposal is considered, evaluated and (subject to the approval of the Authority) implemented as soon as reasonably practicable, having regard to the urgency of the matter and, for the avoidance of doubt, an Urgent Modification Proposal may (subject to the Approval of the Authority) result in a Code Modification being made on the day on which such proposal is submitted.