

CODE MODIFICATION PROPOSAL A100 – LEGAL DRAFTING

1. New definitions required:
 - “Use of System Agreement” means the agreement between GNI (UK) and GNI regarding use of the South North [Pipeline] [South Section].
 - “Haynestown Connection Point” means the point at which the GNI (UK) System and the GNI (System) are physically connected at [*coordinates to be inserted*].
2. Suggest inserting a new Section 1.13 in the NI Code along the following lines:

“1.13 Under the Use of System Agreement GNI (UK) (as Relevant Transporter) has made capacity available to GNI as transmission system operator of the RoI System [for the transportation of gas from the South North IP Entry Point to the Haynestown Connection Point [in the South Section – South North pipeline]”. The Use of System Agreement and the capacity made available pursuant to it are not subject to the terms of this Code. Accordingly:

 - (a) gas transported pursuant to the Use of System Agreement is not transported pursuant to this Code [alternative: This Code does not apply to gas transported pursuant to the Use of Systems Agreement/or this Code does not apply to gas delivered at the South North IP Entry Point and/or offtaken at the Haynestown Connection Point pursuant to the Use of System Agreement.] [**Alternatives: to be discussed.**]
 - (b) quantities of natural gas delivered to the [South North Pipeline] [at the South North IP Entry Point] under the Use of System Agreement and offtaken at the Haynestown Connection Point will be accounted for under the applicable OBA;
 - (c) the charges payable by GNI pursuant to the Use of System Agreement are accounted for pursuant to the GNI (UK) Licence and are not included in the PoT Account.
 - (d) the Haynestown Connection Point is not an Exit Point for the purpose of this Code.