

Modification Proposal	MP No: 155 <i>(mandatory by BSCCo)</i>
Title of Modification Proposal <i>(mandatory by proposer):</i> Appeal Mechanism for Panel and Panel Committee Decisions	
Submission Date <i>(mandatory by proposer):</i> 1 December 2003	
Description of Proposed Modification <i>(mandatory by proposer):</i> <p>Modify the Code to provide for an appeal process on Panel and Panel Committee decisions, where a party reasonably believes that such a decision is inconsistent with Panel objectives or materially prejudices the interests of a particular Party or class of Parties.</p> <p>In the case of decisions taken by Panel Committees under delegated authority, any appeal should be to the Panel.</p> <p>In the case of Panel decisions, any appeal should be to the Authority.</p>	
Description of Issue or Defect that Modification Proposal Seeks to Address <i>(mandatory by proposer):</i> <p>Because they relate to the detailed functionality of the systems and business processes of Parties and their Party Agents, changes to Code Subsidiary Documents and other documents referred to in the latter can often have a much more significant impact on Parties (and ultimately on customers, in terms of costs) than changes to the Code itself.</p> <p>The lack of an appropriate appeal mechanism and delayed communication of Panel/Committee decisions and/or the reasons for these may unfairly prejudice the interests of (i.e. discriminate against) certain Parties or classes of Parties and means that decisions may sometimes be made which cannot be undone without having a retrospective impact. This is clearly unsatisfactory.</p>	
Impact on Code <i>(optional by proposer):</i>	
Impact on Core Industry Documents <i>(optional by proposer):</i>	
Impact on BSC Systems and Other Relevant Systems and Processes Used by Parties <i>(optional by proposer):</i>	
Impact on other Configurable Items <i>(optional by proposer):</i>	

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Justification for Proposed Modification with Reference to Applicable BSC Objectives (mandatory by proposer):

This Modification would facilitate better achievement of the following Applicable BSC Objectives:

c) Promoting effective competition in the generation and supply of electricity, and (so far as is consistent therewith) promoting such competition in the sale and purchase of electricity – by reducing the risk from onerous or defective new obligations being imposed, which are likely to have a larger impact (in relative terms) on smaller Suppliers;

d) Promoting efficiency in the implementation and administration of the balancing and settlement arrangements – by ensuring that all proposed changes to BSC related documents are subjected to proper scrutiny, so that the need for costly revisions and unjustified BSCCO operational costs are avoided.

Details of Proposer:

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Attachments: NO

If Yes, Title and No. of Pages of Each Attachment: