

## iGT UNC / iGT INC Final Modification Report

<b>Date</b>	19 <sup>th</sup> March 2010
<b>Reference</b>	iGT026V
<b>Status</b>	For Information
<b>Title</b>	Password Protection Protocols for invoice supporting data and Portfolio Extracts
<b>Proposer</b>	E.ON, Kate Potts
<b>iGT UNC / Pipeline Operator</b>	iGT UNC Section K clause 23 New iGT UNC Ancillary Document - 'Password Protection Protocols'
<b>Modification Proposal Dates</b>	<i>Circulation: 20/11/2009</i> <i>Response: 11/12/2009</i> <i>Circulation of DMR: 06/01/10</i> <i>Response to DMR: 27/01/10</i> <i>DFMR published: 17/02/10</i> <i>DFMR considered at Panel: 17/03/10</i> <i>FMR sent to authority: 24/03/10</i> <i>Proposer's Suggested Implementation date: 6<sup>th</sup> November 2010</i>
<b>Urgency</b> Non Urgent	
<b>Background</b>  The DPA 1998 Part 1 of Schedule 1 requires companies to deploy "appropriate technical and organisational measure" to protect personal data. Large amounts of commercially sensitive data, namely invoice supporting data and portfolio extracts, are sent from Pipeline Operators to Pipeline Users in insecure formats.  In order to ensure that only parties entitled to receive and use the data contained within these files are able to view the data, it is imperative that measures are introduced to protect access to this data.  Without this protection, parties who receive data relating to another Pipeline User may open and use this data without restraint. Similarly should the email or discs be received by unintended recipients, the data is no longer secure and parties would therefore be in breach of their DPA obligations.	
<b>The Proposal</b> The proposal seeks to  1. Stipulate the application of password protection requirements into Section K, Clause 23.2 "Protected Information" in relation to the transmission of Portfolio Extracts and invoice supporting data either via email, CD or DVD.  2. Create an Ancillary Document which details the Password Protection Protocols and their application.	

## iGT UNC / iGT INC Final Modification Report

### How will the proposal operate?

The Ancillary Document "Password Protection Protocol" details how all Pipeline Users will provide Pipeline Operators with passwords to enable the Pipeline Operator to protect invoice supporting data and Portfolio Extracts before sending them to the Pipeline Users.

### Suggested timescale for implementation

Without the protection this proposal creates, there is a risk that confidential and commercially sensitive data can be received by parties not entitled to receive it and there are no restrictions on their ability to view the contents. In light of this and the risks of potential breach of the DPA we would urge parties to consider a very early implementation timescale, but certainly no later than 4 months from Authority Consent.

### Section(s) of the Code Concerned

Section K

### Facilitation of the relevant objectives:

This proposer states that this will better facilitate the following relevant objective:

The promotion of efficiency in the implementation and administration of the network code and / or the uniform network code by creating a process that reduces Pipeline Operators risk of breach of the DPA in the event of confidential and commercially sensitive information relating to customer supply points being received by unintended recipients.

### Responses to Modification Proposal

Eight responses were received to the Modification Proposal and none to the DMR. They can be viewed [here](#).

Respondee	Response to Consultation	Response to DMR
E.ON UK	Support	None
GTC	Support	None
RWE npower	Support	None
ScottishPower	Qualified Support	None
Scottish & Southern Energy	Qualified Support	None
Scottish & Southern Energy Pipelines	Qualified Support	None
Independent Pipelines Limited	Do Not Support	None
Quadrant Pipelines	Do Not Support	None

### Panel Discussion

The iGT UNC Modification Panel Members voted on the Proposal on the 17<sup>th</sup> March 2010. The Panel were split three votes for recommending implementation and three votes against recommending implementation, as such the Panel could not recommend the Modification Proposal for implementation.

The Modification Panel Members were unanimously agreed with the principle of the Modification but

## iGT UNC / iGT INC Final Modification Report

were divided in terms of the solution proposed within this Modification Proposal.

Panel view on how this proposal will, if implemented, better facilitate the “code relevant objectives”, as defined in Condition 9 of the Gas Transporters Licence:

*(a) the co-ordinated, efficient and economic operation of the pipe-line system of one or more other relevant gas transporters;*

Those in favour of the Proposal felt the Modification would improve efficiency by securing information passed between parties.

*(b) so far as is consistent with sub-paragraph (a), the coordinated, efficient and economic operation of the pipe-line system of one or more other relevant gas transporters;*

The Panel did not consider this objective to be relevant to the proposal

*(c) so far as is consistent with sub-paragraphs (a) and (b), the efficient discharge of the licensee's obligations under this licence;*

The Panel did not consider this objective to be relevant to the proposal

*(d) so far as is consistent with sub-paragraphs (a) to (c) the securing of effective competition between relevant shippers and between relevant suppliers;*

All agreed the Proposal would support Condition 9 (d) of the Gas Transporters Licence, as this would implement a security process which currently does not exist within the iGT UNC, reduce the potential for shippers to see information not relevant to themselves and hence improve effective competition.

*(e) so far as is consistent with sub-paragraphs (a) to (d), the provision of reasonable economic incentives for relevant suppliers to secure that the domestic customer supply security standards are satisfied as respects the availability of gas to their domestic customers;*

The Panel did not consider this objective to be relevant to the proposal

*(f) so far as is consistent with sub-paragraphs (a) to (e), the promotion of efficiency in the implementation and administration of the network code and/or the uniform network code referred to in paragraphs 2 and 5 respectively of this condition;*

Those in favour of the Proposal felt the Modification would improve efficiency by securing information passed between parties and reducing the potential for erroneous communications between iGTs and shippers.

Those against, disagreed that the Proposal would facilitate Condition 9 (a) and (f) stating the perceived benefits made needed to be balanced against the additional costs to implement the new process. It was also felt the security proposal put forward was not to a high enough level and would not take away the security issue but would add to costs for all parties.

### Proposed Legal Text

Amend Section K, Clause 23.2(a) as follows:



## iGT UNC / iGT INC Final Modification Report

"Protected Information" means any information relating to the affairs of a Pipeline User which is obtained by the Pipeline Operator pursuant to or in the course of the negotiation, implementation or performance of the Code, the Framework Agreement or any Ancillary Agreement to which that Pipeline User is party. This includes invoice supporting data and Portfolio Extracts which when sent by email or CD/DVD must use password protection as detailed in the iGT UNC Ancillary Document "Password Protection Protocols".

Insert in Appendix K-2 iGT UNC Ancillary Documents:

Password Protection Protocols