**1. RECOMMENDED ACTION: EFFECT OF EC VOTE TO ACCEPT RECOMMENDED ACTION:**

|  |  |  |  |
| --- | --- | --- | --- |
|  | Accept as requested |  | Change to Existing Practice |
|  | Accept as modified below | X | Status Quo |
| X | Decline |  |  |

**2. TYPE OF DEVELOPMENT/MAINTENANCE**

|  |  |  |  |
| --- | --- | --- | --- |
| **Per Request:** | | **Per Recommendation:** | |
|  | Initiation |  | Initiation |
|  | Modification |  | Modification |
|  | Interpretation |  | Interpretation |
|  | Withdrawal |  | Withdrawal |
|  |  |  |  |
|  | Principle |  | Principle |
|  | Definition |  | Definition |
|  | Business Practice Standard |  | Business Practice Standard |
|  | Document |  | Document |
|  | Data Element |  | Data Element |
|  | Code Value |  | Code Value |
|  | X12 Implementation Guide |  | X12 Implementation Guide |
|  | Business Process Documentation |  | Business Process Documentation |

**3. RECOMMENDATION**

**SUMMARY:**

This no action recommendation was developed by the WGQ Contracts Subcommittee in response to [Standards Request R23001](https://www.naesb.org/pdf4/r23001.docx), jointly submitted by Southwest Power Pool, PJM Interconnection, MISO Energy, Texas Competitive Power Association, UGI Utilities and CenterPoint Energy. R23001 requests to modify the Section 11 Force Majeure provisions in the NAESB Base Contract for Sale and Purchase of Natural Gas to clarify the language surrounding force majeure and communications concerning force majeure events. Following its initial review of R23001 on July 25, 2023 and a review of informal comments, the WGQ Contracts Subcommittee voted to support the no action recommendation on September 14, 2023.

**Recommended Standards:**

None

**4. SUPPORTING DOCUMENTATION**

1. **Description of Request:**

Standards Request R23001 was submitted from Southwest Power Pool, PJM Interconnection, MISO Energy, Texas Competitive Power Association, UGI Utilities, and CenterPoint Energy and may be accessed at the following link: <https://www.naesb.org/pdf4/r23001.docx>.

**b. Description of Recommendation:**

The WGQ Contracts Subcommittee recommends no action on Standards Request R23001. The WGQ subcommittee held two meetings on July 25, 2023 and September 14, 2023. During the meetings the subcommittee discussed R23001, the comments submitted by Cheniere Energy proposing no action, and nineteen informal comments on both R23001 and Cheniere Energy’s comments. At the September 14, 2023 meeting, a balanced vote was conducted resulting in approval of the no action recommendation.

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| Segment | Votes Cast | |  | Balanced Vote | |  |
|  | YES | NO | TOTAL | YES | NO | TOTAL |
| End Users | 4 | 8 | 12 | 0.666667 | 1.333333 | 2 |
| LDCs | 0 | 8 | 8 | 0 | 2 | 2 |
| Pipeline | 10 | 0 | 10 | 2 | 0 | 2 |
| Producer | 10 | 0 | 10 | 2 | 0 | 2 |
| Services | 6 | 0 | 6 | 2 | 0 | 2 |
| Total | 30 | 16 | 46 | 6.666667 | 3.333333 | 10 |

**c. Business Purpose:**

There is insufficient support to modify the NAESB WGQ Contract Standards.

**d. Commentary/Rationale of Subcommittee(s)/Task Force(s):**

Please see the minutes from the following meetings:

* [July 25, 2023](https://naesb.org/pdf4/wgq_contracts072523fm.doc)
* [September 14, 2023](https://www.naesb.org/pdf4/wgq_contracts091423dm.doc)