



National Grid

CONSULTATION DOCUMENT

CUSC Amendment Proposal CAP049

Alternative Amendments

*The purpose of this document is to
consult on Amendment Proposal CAP049
with CUSC Parties and other interested
Industry members*

Amendment Ref	CAP049
Issue	1.0
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Prepared by	National Grid

I DOCUMENT CONTROL**a National Grid Document Control**

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0.1	01/8/03	National Grid	Initial Draft for internal comment
0.2	04/8/03	National Grid	Final draft version including internal comments
1.0	07/8/03	National Grid	Final version for consultation release

b Document Location

National Grid website:

http://www.nationalgridinfo.co.uk/cusc/mn_consultation_index.html

c Distribution

Name	Organisation
CUSC Parties	Various
Panel Members	Various
Interested Parties	Various
Core Industry Document Owners	Various
National Grid Industry Information Website	-

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1.0 SUMMARY AND RECOMMENDATIONS

- 1.1 CAP049, was proposed by National Grid and submitted to the Amendments Panel for consideration at their meeting on 16th May 2003. The Amendments Panel determined that CAP049 should be considered by the Governance Standing Group acting as a Working Group and that the Group should report back to the Panel meeting scheduled for 25th July 2003. The Working Group considered the Amendment Proposal by way of correspondence as agreed at the Panel meeting on 16th May 2003 with the Chairman deciding if a meeting of the Group was necessary.
- 1.2 Two Working Group Members made comments on the indicative legal drafting for CAP049 during this consideration and the final legal drafting reflects the majority of those comments. Working Group Members raised no other comments on CAP049. Two Members of the Working Group had concerns about the efficiency of the modus operandi of the Group (essentially proceeding via e-mail correspondence with no meetings) to the extent that they could not support the Report. The Chairman recommended on behalf of the Working Group that CAP049 should proceed to wider Industry consultation following the Panel meeting on 25th July and the Panel agreed with this recommendation.
- 1.3 This document initiates the wider industry consultation process and invites views on CUSC Amendment Proposal CAP049. The consultation closing date is **12th September 2003**.

2.0 INTRODUCTION AND BACKGROUND

- 2.1 CAP049 proposes to amend the definition of Alternative Amendments contained in the CUSC to make clear that Alternative Amendments may be developed by a Working Group as well as being put forward during industry consultation. Two new definitions will also be added to section 11 to define two new types of Alternative Amendment, namely a "Working Group Alternative Amendment" and a "Consultation Alternative Amendment". National Grid will carry out a separate consultation on any Consultation Alternative Amendments received, but further Consultation Alternative Amendments will not be accepted during this period. Consultation Alternative Amendments must be transparent and it will not be possible to apply the confidentiality provisions of CUSC to them. The definition of "Alternative Amendment" will be modified so that it may be used in CUSC where appropriate to mean collectively any Working Group or Consultation Alternative Amendment Proposal.
- 2.2 Following consideration of a number of CUSC Amendment Proposals to date, it has become apparent that the definition of "Alternative Amendments" (as currently set out in Paragraph 8.20.2 (e) of the CUSC) is incorrect as it implies that an Alternative Amendment may only be developed during the consultation stage and not raised or developed by a Working Group. However, Paragraph 8.17.1 of the CUSC indicates that the key role of a working Group is to assist the Panel in "evaluating whether an Amendment Proposal better facilitates achieving the Applicable CUSC Objectives and whether an Alternative Amendment would, as compared with the Amendment Proposal, better facilitate achieving the Applicable CUSC Objectives in relation to the issue or defect identified in the Amendment Proposal." The Governance Standing Group recommended that the CUSC should be clarified to make it clear that Working Groups should be free to develop Alternative

Amendments and the CUSC Amendments Panel agreed with this recommendation.

- 2.3 In addition, at present there is no provision for Alternative Amendments that are put forward by individual CUSC Parties at the end of the consultation period to be seen and commented on by other CUSC Parties before the Amendment Report stage. CAP049 will enable CUSC Parties to consider such Consultation Alternative Amendments. The proposal also confines the number of Consultation Amendment Proposals that CUSC Parties can put forward to the first consultation phase so that the process is not prolonged indefinitely. In the interests of transparency, the proposal will also not permit Consultation Alternative Amendments to be subject to the confidentiality provisions within CUSC.

3.0 THE AMENDMENT PROPOSAL

- 3.1 CAP049 seeks to amend Paragraphs 8.17, 8.19 and 8.20 of the CUSC, amend the existing definition of "Alternative Amendment" and add two new definitions to section 11 for "Working Group Alternative Amendment" and "Consultation Alternative Amendment".
- 3.2 The text of the Amendment Proposal is at Annex 2 and the amended CUSC text to give effect to CAP 049 is contained in Annex 3.

4.0 WORKING GROUP CONSIDERATIONS

- 4.1 The Panel agreed that the Working Group could consider the Amendment Proposals in correspondence initially and the Chairman should decide whether there was a need for a meeting of the Group in the light of the comments received by Working Group Members. It was agreed that the Working Group would generally adopt the working practices of the Governance Standing Group adapted given that the Working Group was proceeding by correspondence. The Chairman decided that there was no need for a meeting of the Group following the initial comments provided by Members.
- 4.2 The key areas for review by the Group identified in its Terms of Reference were review of the legal drafting provided with CAP049 and the consideration of any Alternative Amendments which might better facilitate achievement of the Applicable CUSC Objectives in relation to the issue or defect identified by the original Amendment Proposal. The Group's Terms of Reference are at Annex 1.
- 4.3 Comments on the legal drafting for CAP049 were received from two Members of the Working Group. These comments were not substantial and were incorporated into the indicative legal text for CAP049 originally provided by the Proposer, National Grid. One Working Group Member suggested that Paragraph 8.16.4 (c) should be modified to require NGC to identify the timetable for the period of further consultation, if that proved necessary. National Grid explained that if CAP049 were implemented, it would carry out any supplementary consultation within the two month period for consultations under Paragraph 8.16.4 (e) of the CUSC. National Grid would set the initial consultation period to allow for a possible supplementary consultation period and therefore there was no need for a period for the supplementary consultation to be specified in the CUSC. The Working Group Member accepted this explanation. It should be noted that the change proposed to

Paragraph 8.20.5 as part of the legal drafting is similar to a housekeeping change.

- 4.4 Two Members of the Working Group had concerns about the efficiency of the modus operandi of the Group (essentially proceeding via e-mail correspondence with no meetings). These two Members believed that there had been inadequate debate on the Amendment Proposals as a result of the working approach adopted such that the Group's Terms of Reference had not been met. As a result they could not support the Report.

5.0 ASSESSMENT AGAINST THE APPLICABLE CUSC OBJECTIVES

- 5.1 The terms of the Transmission Licence require National Grid to establish and operate procedures for the modification of the CUSC, including the modification procedures themselves, so as to better facilitate achievement of the Applicable CUSC Objectives.
- 5.2 According to the Proposer, amendment of the definition of "Alternative Amendment" (CAP049) would improve clarity and remove uncertainty from the CUSC documentation and hence enable National Grid to more easily and efficiently discharge its obligations under the Act and the Transmission Licence and fulfil its obligations to facilitate competition in the generation and supply of electricity. In addition there would be greater transparency and scope for the industry to comment on alternative amendments submitted during the consultation phase.

6.0 IMPLEMENTATION AND TIMESCALES

- 6.1 There is no material impact associated with the timing of the implementation of CAP049. It is therefore proposed that implementation takes place with effect from 10 days after the Authority's decision.

7.0 INITIAL VIEWS OF THE AMENDMENTS PANEL

- 7.1 The AmendmentS Panel agreed with the Governance Standing Group's assessment in 2002 that an Amendment Proposal should be brought forward to clarify the position on Alternative Amendments. The Amendment Panel accepted that the Governance Standing Group (acting as a Working Group) had completed its terms of reference in considering CAP049 at its meeting on 25th July and agreed that National Grid should proceed to industry consultation on CAP049.

8.0 INITIAL VIEWS OF NATIONAL GRID

- 8.1 National Grid proposed CAP049 and considers that it will better facilitate achievement of the Applicable CUSC Objectives.

9.0 VIEWS INVITED

- 8.1 National Grid is seeking the views of interested parties in relation to the issues raised by the Amendment Proposal CAP049 and any issues associated with the proposed timing for implementation. Comments should be provided to National Grid no later than **Friday 12th September 2003**.
- 8.2 Please address all comments to the following e-mail address:

Richard.dunn@uk.ngrid.com

Or alternatively, comments may be addressed to:

Richard Dunn
Commercial Frameworks
National Grid Transco House
Warwick Technology Park
Gallows Hill
Warwick
CV34 6DA

Annex 1

TERMS OF REFERENCE FOR THE CAP049/050/051 WORKING GROUP

Background

On 16th May 2003 the CUSC Panel agreed to ask the Governance Standing Group to consider CAP049, CAP050 and CAP051 as a Working Group and to report back to the Panel at its meeting scheduled for 25th July 2003.

Responsibilities

The Working Group is responsible for assisting the CUSC Amendments Panel in the evaluation of CUSC Amendment Proposals CAP049, CAP050 and CAP051 submitted by National Grid at the Amendments Panel meeting on 16th May 2003.

The proposals must be evaluated to consider whether they better facilitate achievement of the applicable CUSC objectives. These can be summarised as follows:

- (a) the efficient discharge by the Licensee of the obligations imposed on it by the Act and the Transmission Licence; and
- (b) facilitating effective competition in the generation and supply of electricity, and (so far as consistent therewith) facilitating such competition in the sale, distribution and purchase of electricity.

It should be noted that additional provisions apply where it is proposed to modify the CUSC amendment provisions, and generally reference should be made to the Transmission Licence for the full definition of the term.

Scope of Work

The Working Group must consider the issues raised by Amendment Proposals CAP049, CAP050 and CAP051 and consider if the proposals identified better facilitate achievement of the Applicable CUSC Objectives.

The specific area for review by the Group is the legal drafting provided with the three Amendment Proposals.

The Working Group is responsible for the formulation and evaluation of any Alternative Amendments arising from Group discussions which they believe would, as compared with the Amendment Proposal, better facilitate achieving the Applicable CUSC Objectives in relation to the issue or defect identified by the original Amendment Proposal.

The Working Group shall have due regard to the Core Industry Documents and other industry documents in the evaluation of the Amendment Proposal and any Alternative Amendment developed. The Working Group shall also consider the impact/interaction of CAP049, CAP050 and CAP051 on Pending and Approved Amendments, with particular regard to the possible effect on legal drafting.

Annex 2

CUSC Amendment Proposal Form	CAP049
Title of Amendment Proposal:	
Alternative Amendments	
<p>Description of the Proposed Amendment (<i>mandatory by proposer</i>):</p> <p>This Amendment proposes to amend the definition of Alternative Amendments contained in the CUSC to make clear that Alternative Amendments may be developed by a Working Group as well as being put forward during industry consultation. Two new definitions will also be added to section 11 to define two new types of Alternative Amendment, namely a "Working Group Alternative Amendment" and a "Consultation Alternative Amendment". National Grid will carry out a separate consultation on any Consultation Alternative Amendments received, but further Consultation alternative amendments will not be accepted during this period. Consultation Alternative Amendments must be transparent and it will not be possible to apply the confidentiality provisions of CUSC to them. The definition of "Alternative Amendment" will be modified so that it may be used in CUSC where appropriate to mean collectively any Working Group or Consultation Amendment Proposal.</p>	
<p>Description of Issue or Defect that Proposed Amendment seeks to Address (<i>mandatory by proposer</i>):</p> <p>Following consideration of a number of CUSC Amendment Proposals to date, it has become apparent that the definition of "Alternative Amendments" (as currently set out in Paragraph 8.20.2 (e) of the CUSC) is incorrect as it implies that an Alternative Amendment may only be developed during the consultation stage and not raised or developed by a Working Group. However, Paragraph 8.17.1 of the CUSC indicates that the key role of a working Group is to assist the Panel in "evaluating whether an Amendment Proposal better facilitates achieving the Applicable CUSC Objectives and whether an Alternative Amendment would, as compared with the Amendment Proposal, better facilitate achieving the Applicable CUSC Objectives in relation to the issue or defect identified in the Amendment Proposal." The Governance Standing Group recommended that the CUSC should be clarified to make it clear that Working Groups should be free to develop Alternative Amendments and the CUSC Amendments Panel agreed with this recommendation.</p> <p>In addition, at present there is no provision for Alternative Amendments that are put forward by individual CUSC Parties at the end of the consultation period to be seen and commented on by CUSC Parties before the Amendment Report stage. This Amendment Proposal will enable CUSC Parties to consider such Consultation Alternative Amendments. The proposal also confines the number of Consultation Amendment Proposals that CUSC Parties can put forward to the first consultation phase so that the process is not prolonged indefinitely. In the interests of transparency, the proposal will also not permit Consultation Alternative Amendments to be subject to the confidentiality provisions within CUSC.</p>	
<p>Impact on the CUSC (<i>this should be given where possible</i>):</p> <p>Paragraph 8.20.2 (e) of the CUSC would require amendment to give effect to the change proposed. Two new definitions would also be required in section 11 and amendment of one existing definition. Consequential changes to sections 8.17, 8.19 and 8.23 will be needed to reflect the newly defined terms.</p> <p>The draft text to give effect to this proposal is contained in Annex 1.</p>	
<p>Impact on Core Industry Documentation (<i>this should be given where possible</i>):</p> <p>None.</p>	
<p>Impact on Computer Systems and Processes used by CUSC Parties (<i>this should be given where possible</i>):</p> <p>None.</p>	

Details of any Related Modifications to Other Industry Codes (where known):

None.

Justification for Proposed Amendment with Reference to Applicable CUSC Objectives**
(mandatory by proposer):

The terms of the Transmission Licence require National Grid to establish and operate procedures for the modification of the CUSC, including the modification procedures themselves, so as to better facilitate achievement of the Applicable CUSC Objectives.

Amendment of the definition of "Alternative Amendment" would improve clarity and remove uncertainty from the CUSC documentation and hence enable National Grid to more easily and efficiently discharge it's obligations under the Act and the Transmission Licence and fulfil it's obligations to facilitate competition in the generation and supply of electricity. In addition there would be greater transparency and scope for the industry to comment on alternative amendments submitted during the consultation phase.

Details of Proposer: Organisation's Name:	The National Grid Company plc
Capacity in which the Amendment is being proposed: (i.e. CUSC Party, BSC Party or "energywatch")	CUSC Party
Details of Proposer's Representative: Name: Organisation: Telephone Number: Email Address:	Andy Balkwill The National Grid Company plc 024 7642 3198 andy.balkwill@uk.ngrid.com
Details of Representative's Alternate: Name: Organisation: Telephone Number: Email Address:	Richard Dunn The National Grid Company plc 024 7642 3053 emma.groves@uk.ngrid.com
Attachments (Yes/No): Yes	
If Yes, Title and No. of pages of each Attachment: Attachment 1 – Draft Text to give effect to proposal. six Pages.	

Notes:

- Those wishing to propose an Amendment to the CUSC should do so by filling in this "Amendment Proposal Form" that is based on the provisions contained in Section 8.15 of the CUSC. The form seeks to ascertain details about the Amendment Proposal so that the Amendments Panel can determine more clearly whether the proposal should be considered by a Working Group or go straight to wider National Grid Consultation.
- The Panel Secretary will check that the form has been completed, in accordance with the requirements of the CUSC, prior to submitting it to the Panel. If the Panel Secretary accepts the Amendment Proposal form as complete, then he will write back to the Proposer informing him of the reference number for the Amendment Proposal and the date on which the Proposal will be considered by the Panel. If, in the opinion of the Panel Secretary, the form fails to provide the information required in the CUSC, then he may reject the Proposal. The Panel

Secretary will inform the Proposer of the rejection and report the matter to the Panel at their next meeting. The Panel can reverse the Panel Secretary's decision and if this happens the Panel Secretary will inform the Proposer.

The completed form should be returned to:

Richard Dunn
Panel Secretary
Commercial Development
National Grid Company plc
National Grid House
Kirby Corner Road
Coventry, CV4 8JY

Or via e-mail to: CUSC.Team@uk.ngrid.com

(Participants submitting this form by email will need to send a statement to the effect that the proposer acknowledges that on acceptance of the proposal for consideration by the Amendments Panel, a proposer which is not a CUSC Party shall grant a licence in accordance with Paragraph 8.15.7 of the CUSC. A Proposer that is a CUSC Party shall be deemed to have granted this Licence).

3. Applicable CUSC Objectives** - These are defined within the National Grid Company Transmission Licence under Section C7F, paragraph 15. Reference should be made to this section when considering a proposed amendment.

Annex 3 - Proposed Text to Modify CUSC

Text to give effect to the Proposed Amendment CAP049

Change Marked Version

8.17. WORKING GROUPS

8.17.1 If the **Amendments Panel** has decided not to proceed directly to wider consultation by **NGC**, a **Working Group** will be established, or an existing **Standing Group** identified and actioned, by the **Amendments Panel** to assist the **Amendments Panel** in evaluating whether an **Amendment Proposal** better facilitates achieving the **Applicable CUSC Objectives** and whether a **Working Group Alternative Amendment** would, as compared with the **Amendment Proposal**, better facilitate achieving the **Applicable CUSC Objectives** in relation to the issue or defect identified in the **Amendment Proposal**. Where a **Standing Group** is identified and actioned in relation to an **Amendment Proposal**, a reference to **Working Group** in this Section 8 shall, in relation to that **Amendment Proposal**, be deemed to be a reference to that **Standing Group** acting in that capacity. Unless specifically appointed pursuant to this Paragraph or permitted pursuant to Paragraph 8.19, a **Standing Group** shall not comment upon any **Amendment Proposal**.

8.17.8 The terms of reference of a **Working Group** must include provision in respect of the following matters:

- (a) those areas of a **Working Group's** powers or activities which require the prior approval of the **Amendments Panel**;
- (b) the seeking of instructions, clarification or guidance from the **Amendments Panel**; and
- (c) (the timetable for the work to be done by the **Working Group**, in accordance with the timetable established pursuant to Paragraph 8.16.4.

In addition, prior to the taking of any steps which would result in the undertaking of a significant amount of work (including the production of draft legal text to modify the **CUSC** in order to give effect to a Proposed Amendment and/or **Working Group Alternative Amendment**, with the relevant terms of reference setting out what a significant amount of work would be in any given case), the **Working Group** shall seek the views of the **Amendment Panel** as to whether to proceed with such steps and, in giving its views, the **Amendment Panel** may consult the **Authority** in respect thereof.

8.19 CONSULTATION

8.19.1 After consideration of any **Working Group** report on the **Amendment Proposal** and if applicable any Working Group Alternative Amendment by the **Amendments Panel** and a determination by the **Amendments Panel** to proceed to wider consultation by **NGC**, **NGC** shall consult on the **Amendment Proposal** and any Working Group Alternative Amendment with:

- (i) **CUSC Parties**; and
- (ii) such other persons who may properly be considered to have an appropriate interest in it.

Where following the establishment of a **Working Group**, or the decision of the **Amendments Panel** to proceed directly to consultation by **NGC**, in relation to an **Amendment Proposal**, the terms of reference of a **Standing Group** have been amended by the **Amendments Panel** to include the ability to comment on that **Amendment Proposal**, that **Standing Group** as a body shall be deemed to fall within sub-paragraph (ii) above and therefore shall be able to respond to **NGC's** consultation. It shall not, however, in so doing undertake the functions of a **Working Group**. In the absence of such a change in terms of reference, the **Standing Group** as a body shall have no ability to respond to any consultation.

8.19.3 The Consultation Paper will contain the proposed drafting for the Amendment Proposal and any Working Group Alternative Amendment (unless the **Authority** decides none is needed in the **Amendment Report** under Paragraph 8.19.4) and will indicate the issues which arose in the **Working Group** discussions, where there has been a **Working Group** and will incorporate **NGC's** and the **Amendments Panel's** initial views on the way forward.

8.19.4 Where **NGC** is proposing to recommend to the **Authority** that a **Proposed Amendment** or Working Group Alternative Amendment should not be made, **NGC** shall consult with the **Authority** as to whether the **Authority** would like the **Amendment Report** to include the proposed text to amend the **CUSC**. If it does not, no text needs to be included. If it does, and no detailed text has yet been prepared, **NGC** shall prepare such text to modify the **CUSC** in order to give effect to such **Proposed Amendment** or Working Group Alternative Amendment and shall seek the views of the relevant **Working Group** on this text.

8.19.6 If a CUSC Party proposes a Consultation Alternative Amendment NGC shall as soon as practicable consult on the basis of Paragraph 8.19.2 with the parties identified in Paragraph 8.19.1 as to whether this Consultation Alternative Amendment better facilitates achievement of the CUSC Objectives than the Proposed Amendment and any Working Group Alternative Amendment. The position on legal drafting of the text shall be the same as that set out in Paragraphs 8.19.3 and 8.19.4. A CUSC Party may not propose a Consultation Alternative Amendment following the start of the further period of consultation described in this Paragraph 8.19.6. A Consultation Alternative Amendment shall not be subject to the confidentiality provisions described in Paragraph 8.22.1.

8.20 AMENDMENT REPORT

8.20.2 The matters to be included in an **Amendment Report** shall be the following (in respect of the **Amendment Proposal**):

- (a) the **Proposed Amendment** and any Working Group Alternative Amendment;
- (b) the recommendation of **NGC** as to whether or not the Proposed Amendment (or any **Alternative Amendment** as provided below) should be made;
- (c) a summary (agreed by the **Amendments Panel**) of the views (including any recommendations) from **Panel Members** and/or the **Working Group** as the case may be made during the consultations in respect of the **Proposed Amendment** and of any **Alternative Amendment**;
- (d) an analysis of whether (and, if so, to what extent) the **Proposed Amendment** would better facilitate achievement of the **Applicable CUSC Objective(s)**;
- ~~(e)~~ an analysis of whether (and, if so, to what extent) the Working Group Alternative Amendment would better facilitate achievement of the Applicable CUSC Objective(s) as compared with the Proposed Amendment and any Consultation Alternative Amendment;
- ~~(f)(e)~~ a full description and analysis of whether (and if so to what extent) any Consultation Alternative proposed Amendment developed during the consultation ("Alternative Amendment") which as compared with the Proposed Amendment and any Working Group Alternative Amendment, may would better facilitate achievement of the Applicable CUSC Objective(s) and the views and rationale in respect thereof;
- ~~(h)(g)~~ the proposed date for the implementation of the Proposed Amendment or any Alternative Amendment;
- ~~(g)(h)~~ an assessment of:
 - (i) the impact of the **Proposed Amendment** and any **Alternative Amendment** on the **Core Industry Documents**;
 - (ii) the changes which would be required to the **Core Industry Documents** in order to give effect to the **Proposed Amendment** and any **Alternative Amendment**;
 - (iii) the mechanism and likely timescale for the making of the changes referred to in Paragraph (ii);
 - (iv) the changes and/or developments which would be

required to central computer systems and, if practicable, processes used in connection with the operation of arrangements established under the **Core Industry Documents**;

- (v) the mechanism and likely timescale for the making of the changes referred to in Paragraph (iv);
- (vi) an estimate of the costs associated with making and delivering the changes referred to in Paragraphs (ii) and (iv), such costs are expected to relate to: for (ii) the costs of amending the **Core Industry Document(s)** and for (iv) the costs of changes to computer systems and possibly processes which are established for the operation of the **Core Industry Documents**.

together with a summary of representations in relation to such matters;

- ~~(h)~~(i) to the extent such information is available to **NGC**, an assessment of the impact of the **Proposed Amendment** and any **Alternative Amendment** on **CUSC Parties** in general (or classes of **CUSC Parties** in general), including the changes which are likely to be required to their internal systems and processes and an estimate of the development, capital and operating costs associated with implementing the changes to the **CUSC** and to **Core Industry Documents**;
- ~~(j)~~(i) copies of (and a summary of) all written representations or objections made by consultees during the consultations in respect of the **Proposed Amendment** and any **Alternative Amendment** and subsequently maintained;
- ~~(k)~~(k) a copy of any impact assessment prepared by **Core Industry Document Owners** and the views and comments of **NGC** in respect thereof.

- 8.20.5** In accordance with the **Transmission Licence**, the **Authority** may approve the **Proposed Amendment** or an **Alternative Amendment** contained in the **Amendment Report** (which shall then be an "**Approved Amendment**" until implemented). If the **Authority** believes that neither the **Proposed Amendment** (nor any Alternative Amendment, if any) would ~~not~~ better facilitate achievement of the **Applicable CUSC Objectives**, then there will be no approval. In such a case, **NGC** will notify **CUSC Parties** and will raise the issue at the next **Amendments Panel** meeting.

SECTION 11 - INTERPRETATION AND DEFINITIONS

" Alternative Amendment"

As defined in Paragraph 8.20.2 means collectively any **Working Group Alternative Amendment** or **Consultation Amendment**.

"Working Group Alternative Amendment"

an alternative amendment to the **Amendment Proposal** developed by the **Working Group** under the **Working Group** terms of reference and which is believed by a member or members of the Working Group to better facilitate the **Applicable CUSC Objectives** than the **Amendment Proposal**;

"Consultation Alternative Amendment"

any alternative expressly proposed as such (which contains the information required by Paragraph 8.15.2 and sufficient detail to enable consideration of the alternative) by a **CUSC Party** in response to **NGC's** consultation on any **Amendment Proposal or Working Group Alternative Amendment** which the **CUSC Party** believes better facilitates the **Applicable CUSC Objectives** than the **Amendment Proposal or Working Group Alternative Amendment**;