

CUSC Amendment Proposal Form	CAP:141
Title of Amendment Proposal: Clarification of the Content of a Response to a Request for a Statement of Works	
Description of the Proposed Amendment <i>(mandatory by proposer):</i> It is proposed that the CUSC be modified to clarify the content of a response to a Request for a Statement of Works pursuant to CUSC section 6.5.5.	
Description of Issue or Defect that Proposed Amendment seeks to Address <i>(mandatory by proposer):</i> CUSC section 6.5.5 requires DNOs to make a Request for a Statement of Works prior to energisation of the connection of certain Embedded Power Stations. Whilst it is clear that The Company must respond within 28 days of such request, there is a lack of clarity on the content of such response. It would however appear that there are three possible categories of response: <ul style="list-style-type: none"> a) there are works required on the GB Transmission System (CUSC 6.5.5.3) or b) there are works required on the GB Transmission System which also give rise to modifications to Connection Assets (CUSC 6.5.5.4) or c) that Site Specific Requirements are necessary at the site of connection of the Power Station (CUSC 6.5.5.5). The confusion in the CUSC is compounded by the use of the term "Statement of Works" in section 6.5.5.4, which is in bold but is not in fact defined. Further at the end of the first bullet point of 6.5.5.4 the term "or" should in all likelihood be "and/or". A further point is that where the response to a Request for a Statement of Works shows that there are works required on the GB Transmission System, there is no obligation on The Company to indicate the magnitude of impact, which would make it very hard for an Embedded Power Station to decide whether to proceed with the project. For instance, there could be a very different decision depending on whether the impact was the installation of a system-to-generator inter-trip, compared with being caught up with a multi-million pound major infrastructure upgrade which would take many years. Finally it is proposed that there is an explicit requirement on the DNO to pass the response to a Request for a Statement of Works on to the Embedded Medium Station promptly.	
Impact on the CUSC <i>(this should be given where possible):</i> Amend Section 6.5.5 as attached	
Impact on Core Industry Documentation <i>(this should be given where possible):</i> None	
Impact on Computer Systems and Processes used by CUSC Parties <i>(this should be given where possible):</i> The Company would need to provide further details in the response to a Request for a Statement of Works. The DNO would need to pass on the response to a Request for a Statement of Works to the Embedded Power Station promptly.	

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 current drafting of CUSC section 6.5.5 is unclear and responses to a Request for a Statement of Works may thus not be provided in a consistent or correct manner. The information provided to relevant Embedded Power Stations may not currently be passed on straight away and may not be sufficient for them to make the decisions as to whether to ask the DNO to proceed with the Modification Application or a request to vary the Bilateral Agreement. The proposed change will improve these matters and enable The Company 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.

Details of Proposer: Organisation's Name:	Dong Walney (UK) Ltd
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:	Anthony Cotton ETCS Ltd 01473 780 933 tony@energytechnical.com
Details of Representative's Alternate: Name: Organisation: Telephone Number: Email Address:	Ivan Christiansen DONG Walney (UK) Ltd 0045 2540 2186 ivach@dongenergy.dk
Attachments: Yes If Yes, Title and No. of pages of each Attachment: Proposed Legal Text, two 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:

Beverley Viney
Panel Secretary
Commercial Frameworks
National Grid
National Grid House
Warwick Technology Park
Gallows Hill
Warwick
CV34 6DA

Or via e-mail to: Beverley.Viney@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).

- 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.

CUSC Amendment Proposal: Clarification of Content of a Response to a Request for a Statement of Works

Attachment: Proposed Legal Text

6.5.5 Statement of Works

- 6.5.5.1 Any **User** who owns or operates a **Distribution System** shall as soon as reasonably practicable upon receipt of a request for a connection to that **User's Distribution System** from a **Relevant Embedded Medium Power Station** or a **Relevant Embedded Small Power Station** submit to **The Company** a **Request for a Statement of Works**. Such a submission by a **User** who owns or operates a **Distribution System** of a **Request for a Statement of Works** will be substantially in the form of Exhibit S1.
- 6.5.5.2 The **Request for a Statement of Works** must include the Technical Information in respect of such **Power Station** and its proposed date of connection to the **Distribution System**.
- 6.5.5.3 ~~The Company will notify the User in writing within 28 days of the submission of a Request for a Statement of Works respond in writing with a Statement Works substantially in the form of Exhibit S2 whether there are works required on the GB Transmission System as a result of the proposed connection of such Power Station.~~ The User shall forward such **Statement of Works** to the **Power Station** as soon as reasonably practicable.
- 6.5.5.4 The **User** who owns or operates a **Distribution System** shall have 90 **Business Days** from such notification under 6.5.5.3 to confirm to **The Company** in writing whether, in consultation with the proposed power station developer, it wishes to proceed with the project. Should the User fail to notify **The Company** within 90 **Business Days**, the **Request for a Statement of Works** shall be deemed withdrawn and the **User** shall not energise the connection of the **Power Station** that was subject to the **Request for a Statement of Works**. The **User** shall then, as required by the **Statement of Works**, either:
- complete and submit to **The Company** a **Modification Application**, and comply with the terms thereof, in accordance with 6.9. For the avoidance of doubt, such **Modification Application** shall be required only when the **Statement of Works** shows that modifications to **Connection Assets** would be needed; and/or
 - enter into and comply with a **Construction Agreement** in respect of any construction works, together with an agreement to vary the relevant **Bilateral Agreement**, in each case as identified in the **Statement of Works** and in accordance with 1.3.2.

- 6.5.5.5 If **The Company** has notified the **User** that no works are required on the **GB Transmission System** pursuant to Paragraph 6.5.5.3, **The Company** may notify the **User** in writing within 28 days of the submission of a **Request for a Statement of Works** that **Site Specific Requirements** are necessary at the site of connection of the **Power Station**. Any **Site Specific Requirements** notified to the **User** shall be incorporated through an agreement to vary the **Bilateral Agreement** between **The Company** and the **User** for the appropriate **Grid Supply Point** of such **User**.
- 6.5.5.6 If **Site Specific Requirements** are necessary and a **Modification Application** has been submitted pursuant to Paragraph 6.5.5.4, then any such **Site Specific Requirements** shall be included in the **Modification Offer**.
- 6.5.5.7 The **User** shall notify **The Company** in writing if the proposed date of connection for such **Power Station** for which a **Request for a Statement of Works** has been submitted changes and shall submit a revised **Request for a Statement of Works**.

New Exhibit S2 required

(Format to be developed in discussion with The Company)

Changed and New Definitions

“Request for a Statement of Works”

a request in the form or substantially in the form set out in Exhibit S1 to the **CUSC**.

“Statement of Works”

a response to a **Request for a Statement of Works** in the form or substantially in the form set out in Exhibit S2 to the **CUSC** and containing:

- a) a statement that there are works required on the **GB Transmission System** which do not give rise to modifications to **Connection Assets**, or that there are no such works required as a result of the proposed connection of the **Power Station**; and
- b) a statement that there are works required on the **GB Transmission System** which also give rise to modifications to **Connection Assets**, or that there are no such works required as a result of the proposed connection of the **Power Station**; and
- c) a statement that **Site Specific Requirements** are necessary at the site of connection of the **Power Station**, or that there are no such **Site Specific Requirements** required as a result of the proposed connection of the **Power Station**;

and where there are works required or **Site Specific Requirements** necessary, give a broad indication of: the likely extent or scope of the scope of such works or **Site Specific Requirements**; the magnitude of costs likely to be incurred by The Company; and the magnitude of any likely impact on the intended date of energisation of the **Power Station**.