

Stage 04: Code Administrator Consultation

Connection and Use of System Code

CMP194 Housekeeping modifications to Section 11 of the Connection and Use of System Code (CUSC)

This proposal seeks to modify the CUSC to make a number of non-material changes to Section 11 in order to better incorporate definitions previously described in Section 14. This proposal is linked with CMP193 which seeks to make non-material changes to Section 14 of the CUSC including removal of definitions previously described in Section 14 and proposed to be incorporated within Section 11 through this modification proposal.

What stage is this document at?

01	Initial Written Assessment
02	Workgroup Consultation
03	Workgroup Report
04	Code Administrator Consultation
05	Draft CUSC Modification Report
06	Final CUSC Modification Report

Published on: 31 March 2011
Length of Consultation: 15 Working Days
Responses by: 21 April 2011



National Grid view:

That CMP194 should be implemented as it better facilitates Applicable CUSC objectives (a) and (b).



High Impact:

None



Medium Impact:

None



Low Impact:

Existing signatories to the CUSC.
National Electricity Transmission System Operator (NETSO)

Contents



Any Questions?

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Transmission Plc

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About this document

The purpose of this document is to consult on the CUSC Modification Proposal set out in this document, with CUSC Parties and other interested industry members.

Document Control

Version	Date	Author	Change Reference
1.0	31/03/11	National Grid	Version to the Industry

1 Executive Summary



Self Governance

Self-governance is a process which may be followed in the CUSC which allows the CUSC Panel to approve or reject a modification to the CUSC without approval from the Authority.

However the Authority will have veto rights over the decision to progress a proposal as Self-governance

- 1.1 Following the implementation of CUSC Amendment Proposal 188 (Code Governance Review: Governance of Charging Methodologies) in December 2010, it was recognised that there would be a subsequent requirement to undertake further non-material alterations to Section 11 of the CUSC in order to incorporate definitions previously contained within the Charging Methodology Statements.
- 1.2 This modification proposal seeks to make a number of non-material changes to Section 11 of the CUSC to incorporate definition changes resulting from incorporation of the Charging Methodologies within the CUSC.
- 1.3 This modification proposal is linked to a second proposal, CMP193, which proposes non-material changes to Section 14 of the CUSC to better incorporate the Charging Methodology Statements within the CUSC. This includes removal of definitions currently contained within the glossaries forming part of Section 14.

CUSC Modifications Panel view

- 1.4 At the CUSC Modifications Panel meeting on 25th March 2011, the Panel agreed that CMP194 should proceed directly to the Code Administrator Consultation for a period of three weeks. The Panel also determined that the proposal should follow the Self-governance route.

National Grid's View

- 1.5 National Grid supports the implementation of CMP194 as it better facilitates the applicable CUSC objective(s) by improving the clarity of both Use of System and Connection Charging Methodologies within the CUSC.

2 Purpose & Introduction

- 2.1 This document describes the CMP194 Modification Proposal and seeks views from industry members relating to the proposal.
- 2.2 CMP194 was proposed by National Grid Electricity Transmission plc and submitted to the CUSC Modifications Panel for their consideration on 17th March 2011. The Panel determined that the proposal should be sent to the Code Administrator Consultation phase and that it would be progressed through the Self-governance route. The Panel agreed that the proposal would report back to the CUSC Modifications Panel in May 2011 whereby the Panel would undertake the vote to approve or reject the proposal.
- 2.3 This Code Administrator Consultation has been prepared in accordance with the Terms of the CUSC. An electronic copy can be found on the National Grid Website, www.nationalgrid.com/uk/Electricity/Codes/, along with the CUSC Modification Proposal Form.
- 2.4 Representations received in response to this consultation document will be included in National Grid's CUSC Modification Self-governance Report that will be furnished to the Panel for their determination.



- 3.1 This proposed modification seeks to make a number of non-material changes to Section 11 of the CUSC to incorporate definition changes arising from the inclusion of the Charging Methodology Statements within the main body of the CUSC. This is linked with a second proposed modification, CMP193, which seeks to make non-material changes to Section 14 of the CUSC to better incorporate the Charging Methodology Statements within the CUSC.
- 3.2 On 30th December 2010 National Grid implemented CUSC Amendment Proposal 188 (Code Governance Review: Governance of Charging Methodologies) bringing the Charging Methodologies under the CUSC. As a result, Section 14 of the CUSC was created containing the methodologies as set out in the Statement of the Use of System Charging Methodology and the Statement of the Connection Charging Methodology. This was achieved without amendment to the content of the Methodology Statements, and it was recognised that there was a further requirement to review the Methodology Statements to ensure consistency with the CUSC.
- 3.3 The proposed modification was initially discussed at the Transmission Charging Methodologies Forum on 26th January 2011. Subsequently an open letter was circulated to the industry for comment which contained the proposed drafting of the legal text required for the changes to Section 11 of the CUSC. Following a review period to incorporate the received comments from the industry, CMP194 was raised as an official modification and was presented to the CUSC Modifications Panel on Friday 25th March 2011.
- 3.4 At the CUSC Modifications Panel meeting, a CUSC Panel Member noted the need for an additional non-material change to be made. The Panel agreed that as the comment was non-material in nature, it should be incorporated into the final legal text before the consultation was issued. This has been made and is included in the proposed legal text in Annex 1.
- 3.5 Due to the non material nature of the changes, the Panel agreed that the proposal should progress through the Self-governance route, as opposed to the standard CUSC Modifications route. Therefore, the Panel would carry out the determination on the proposal rather than the Authority. **Views are invited on this progression route.**

Impact on the CUSC

- 4.1 CMP194 requires amendments to the following parts of the CUSC:
- Section 11 [Interpretation and Definitions]
- 4.2 The text required to give effect to this proposal is contained in Annex 1 of this document.

Impact on Core Industry Documents

- 4.3 The proposer has not identified any impacts on Core Industry Documents.

Impact on other Industry Documents

- 4.4 The proposer has not identified any impacts on other Industry Documents.

Assessment against Applicable CUSC Objectives

- 4.5 The proposer considers that CMP194 would better facilitate the following CUSC Objective(s);

(a) the efficient discharge by the licensee of the obligations imposed upon it under the Act and by this licence;

This proposal satisfies objective (a), in that it fully incorporates the Charging Methodologies definitions within Section 11 of the CUSC.

(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.

This proposal satisfies objective (b), in that it improves clarity of both the Connection Charging Methodology and Use of System Charging Methodology within the CUSC, and therefore better facilitates industry understanding of the Statements which will better facilitate competition.



Appeals Window

- 5.1 National Grid proposes that, once the Panel has made their determination through the Self-governance vote, CMP194 should be implemented 10 business days after the Self-governance appeal window has closed. For reference, appeals can only be made within and including 15 working days after the date of the Panel vote. In accordance with 8.22.10 (b) of the CUSC, **views are invited on this proposed implementation date.**

A party may appeal against the Panel decision on a Self-governance proposal if it is sent to the Authority within 15 working days after the Panel vote takes place.

National Grid View

- 6.1 National Grid supports the implementation of CMP194 as it better facilitates the applicable CUSC objective(s) by improving the clarity of both Use of System and Connection Charging Methodologies within the CUSC, and therefore better facilitating industry understanding of the Statements and so facilitates competition.

7 Responses

7.1 If you wish to make a representation on this Code Administrator Consultation, please use the response proforma which can be found under CMP194 at the following link:

<http://www.nationalgrid.com/uk/Electricity/Codes/systemcode/amendments/currenmentamendmentproposals/>

7.2 The views invited are specific to the following questions:

1. Do you believe that CMP194 better facilitates the Applicable CUSC Objectives?

2. Do you support the proposed implementation approach?

3. Do you agree with the decision to progress this through the Self-governance route?

7.3 Views are invited upon the proposals outlined in this consultation, which should be received by **21 April 2011**.

Your formal responses may be emailed to:

cusc.team@uk.ngrid.com

7.4 If you wish to submit a confidential response please note the following:

Information provided in response to this consultation will be published on National Grid's website unless the response is clearly marked "Private and Confidential", we will contact you to establish the extent of the confidentiality. A response marked "Private and Confidential" will be disclosed to the Authority in full but, unless agreed otherwise, will not be shared with the CUSC Modifications Panel or the industry and may therefore not influence the debate to the same extent as a non confidential response.

Please note an automatic confidentiality disclaimer generated by your IT System will not in itself, mean that your response is treated as if it had been marked "Private and Confidential".

CUSC Definition Changes to incorporate Charging Methodology Statements

Below is a list of proposed changes to CUSC definitions to fully reflect incorporation of charging statements into CUSC.

"Connection Boundary"

shall be the boundary defined by Paragraph ~~14.2.6 of the Statement of the Connection Charging Methodology;~~

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Deleted: [insert reference to paragraph 1.6 of connection charging methodology];

"Consents"

in relation to a particular User, as defined in its Construction Agreement;

~~In relation to any Works:-~~

~~a) all such planning and other statutory consents; and~~

~~b) all wayleaves, easements, rights over or interests in land or any other consent; or for commencement and carrying on of any activity proposed to be undertaken at or from such Works when completed~~

~~c) permission of any kind as shall be necessary for the construction of the Works;~~

As defined in Standard Condition C13 of the Transmission Licence.

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"Designated sum"

"National Electricity Transmission System" or "NETS"

the system consisting (wholly or mainly) of high voltage electric wires owned or operated by transmission licensees within Great Britain and Offshore and used for the transmission of electricity from one Power Station to a sub-station or to another Power Station or between sub-stations or to or from any External Interconnection and includes any Plant and Apparatus or meters owned or operated by any transmission licensee within Great Britain and Offshore in connection with the transmission of electricity but shall not include Remote Transmission Assets;

"Offer"

an offer for connection to and/or use of the National Electricity Transmission System made by The Company in relation to the CUSC;

In the context of the Charging Methodologies it shall have the meaning as defined in the BSC;

Deleted: [Note: There is potential for confusion over the use of the singular to refer to The Company's licence and the plural to refer to all three licences and it may be helpful to distinguish between the two terms more clearly]

"Transmission Licences"

the licences granted to The Company, SP Transmission Limited and Scottish Hydro Electric Transmission Limited under the Act;

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~~"Transmission Licensees Assets"~~

~~The Plant and Apparatus owned by Transmission Licensees necessary to connect the User's Equipment to the National~~

~~Electricity Transmission System at any particular Connection Site in respect of which The Company charges Connection Charges (if any) as listed or identified in [Appendix A] to the Bilateral Agreement relating to each such Connection Site~~

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"Utilities Act 2000"

Electricity Act 1989, as amended by the Utilities Act 2000

CUSC Modification Proposal Form	CMP194
<p>Title of the CUSC Modification Proposal: <i>(mandatory by Proposer)</i> Housekeeping modifications to Section 11 of the Connection and Use of System Code (CUSC)</p>	
<p>Submission Date <i>(mandatory by Proposer)</i> 17th March 2011</p>	
<p>Description of the CUSC Modification Proposal <i>(mandatory by Proposer)</i> As a consequence of the incorporation of the Charging Methodology Statements into Section 14 of the CUSC, this proposal seeks to make a number of non-material changes to Section 11 of the CUSC to better incorporate definitions previously described in Section 14. This is linked to a second proposed CMP which proposes a number of non-material changes to Section 14 of the CUSC including removal of definitions previously described in Section 14 and proposed to be incorporated within Section 11 through this proposed CMP.</p>	
<p>Description of Issue or Defect that CUSC Modification Proposal seeks to Address: <i>(mandatory by Proposer)</i> On 30th December 2010 National Grid implemented CUSC Amendment Proposal 188 bringing the Charging Methodologies under the CUSC. As a result, Section 14 of the CUSC was created containing the methodologies as set out in the Statement of Use of System Charging Methodologies and the Statement of Connection Charging Methodology. This was achieved without amendment to the content of the Methodology statements, and it was recognised that there was a further requirement to review the Methodology Statements to ensure consistency with the CUSC. This includes a separate listing of definitions within Section 14, which it is proposed to incorporate fully within Section 11.</p>	
<p>Impact on the CUSC <i>(this should be given where possible)</i> The proposed modifications are non-material in nature, and therefore there are only cosmetic changes to section 11 of the CUSC and, through the proposed linked CMP, to section 14 of CUSC.</p>	
<p>Do you believe the CUSC Modification Proposal will have a material impact on Greenhouse Gas Emissions? Yes/No <i>(assessed in accordance with Authority Guidance – see guidance notes for website link)</i> No</p>	
<p>Impact on Core Industry Documentation. Please tick the relevant boxes and provide any supporting information <i>(this should be given where possible)</i></p> <p>BSC <input type="checkbox"/></p> <p>Grid Code <input type="checkbox"/></p> <p>STC <input type="checkbox"/></p> <p>Other <input type="checkbox"/> <i>(please specify)</i> None</p>	

<p>Urgency Recommended: Yes / No (optional by Proposer) No</p>
<p>Justification for Urgency Recommendation (mandatory by Proposer if recommending progression as an Urgent Modification Proposal) N/A</p>
<p>Self-Governance Recommended: Yes / No (mandatory by Proposer) Yes</p>
<p>Justification for Self-Governance Recommendation (Mandatory by Proposer if recommending progression as Self-governance Modification Proposal) Changes are non-material, and have already been circulated to industry for comment. Hence formation of a working group would be inefficient.</p>
<p>Should this CUSC Modification Proposal be considered exempt from any ongoing Significant Code Reviews? (Mandatory by Proposer in order to assist the Panel in deciding whether a Modification Proposal should undergo a SCR Suitability Assessment) There are no ongoing Significant Code Reviews</p>
<p>Impact on Computer Systems and Processes used by CUSC Parties: (this should be given where possible) None</p>
<p>Details of any Related Modification to Other Industry Codes (where known): Modifications to Section 14 of the Connection and Use of System Code (CUSC)</p>
<p>Justification for CUSC Modification Proposal with Reference to Applicable CUSC Objectives: (mandatory by proposer) Please tick the relevant boxes and provide justification:</p> <p><input checked="" type="checkbox"/> (a) the efficient discharge by The Company of the obligations imposed upon it by the Act and the Transmission Licence</p> <p>This proposal satisfies objective a, in that it fully incorporates the Charging Methodologies definitions within Section 11 of the CUSC.</p> <p><input checked="" type="checkbox"/> (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.</p> <p>This proposal satisfies objective b, in that it improves clarity of both the Connection Charging Methodology and Use of System Charging Methodologies within the CUSC, and therefore better facilitates industry understanding of the Statements which will better facilitate competition.</p> <p>These are defined within the National Grid Electricity Transmission plc Licence under Standard Condition C10, paragraph 1</p>

Details of Proposer: (Organisation Name)	National Grid Electricity Transmission Plc
Capacity in which the CUSC Modification Proposal is being proposed: (i.e. CUSC Party, BSC Party or "National Consumer Council")	CUSC Party
Details of Proposer's Representative: Name: Organisation: Telephone Number: Email Address:	Andrew Wainwright National Grid Electricity Transmission Plc 01926 655944 andy.wainwright@uk.ngrid.com
Details of Representative's Alternate: Name: Organisation: Telephone Number: Email Address:	William Kirk-Wilson National Grid Electricity Transmission Plc 01926 655424 william.kirkwilson@uk.ngrid.com
Attachments (Yes/No): If Yes, Title and No. of pages of each Attachment: Appendix 1: Proposed legal text	

CUSC Definition Changes to incorporate Charging Methodology Statements

Below is a list of proposed changes to CUSC definitions to fully reflect incorporation of charging statements into CUSC.

"Connection Boundary"	shall be the boundary defined by Paragraph <u>14.2.6 of the Statement of the Connection Charging Methodology</u> ;	Deleted: [insert reference to paragraph 1.6 of connection charging methodology];
"Consents"	in relation to a particular User , as defined in its Construction Agreement ; <u>In relation to any Works:-</u> a) <u>all such planning and other statutory consents; and</u> b) <u>all wayleaves, easements, rights over or interests in land or any other consent; or for commencement and carrying on of any activity proposed to be undertaken at or from such Works when completed</u> c) <u>permission of any kind as shall be necessary for the construction of the Works;</u>	
<u>"Designated sum"</u>	<u>As defined in Standard Condition C13 of the Transmission Licence.</u>	
"Offer"	an offer for connection to and/or use of the National Electricity Transmission System made by The Company in relation to the CUSC ; <u>In the context of the Charging Methodologies</u> it shall have the meaning as defined in the BSC;	
"Transmission Licences"	the licences granted to The Company , SP Transmission Limited and Scottish Hydro Electric Transmission Limited under the Act;	Deleted: [Note: There is potential for confusion over the use of the singular to refer to The Company's licence and the plural to refer to all three licences and it may be helpful to distinguish between the two terms more clearly]
<u>"Transmission Licensees Assets"</u>	<u>The Plant and Apparatus owned by Transmission Licensees necessary to connect the User's Equipment to the GB Transmission System at any particular Connection Site in respect of which The Company charges Connection Charges (if any) as listed or identified in [Appendix A] to the Bilateral Agreement relating to each such Connection Site</u>	
<u>"Utilities Act 2000"</u>	<u>Electricity Act 1989, as amended by the Utilities Act 2000</u>	