

## **WORKING GROUP TERMS OF REFERENCE AND MEMBERSHIP**

### **Working Group Terms of Reference and Membership**

#### **TERMS OF REFERENCE FOR CAP148 WORKING GROUP**

##### **RESPONSIBILITIES**

1. The Working Group is responsible for assisting the CUSC Amendments Panel in the evaluation of CUSC Amendment Proposal CAP148 tabled by Wind Energy (Forse) Limited at the Amendments Panel meeting on 27<sup>th</sup> April 2007.
2. The proposal must be evaluated to consider whether it better facilitates 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.
3. 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**

4. The Working Group must consider the issues raised by the Amendment Proposal and consider if the proposal identified better facilitates achievement of the Applicable CUSC Objectives.
5. In addition to the overriding requirement of paragraph 4, the Working Group shall consider the following specific issues:
  - Planning assumptions and TEC
  - Interactions between i) removal of barriers, ii) removal of discrimination, iii) facilitated entry, and iv) competition
  - Interaction between Government Policy objectives, faster market penetration by renewable energy, enhancing competition, Ofgem's Objectives, NG's Licence Conditions and the CUSC Applicable Objectives
  - Have regard to context of Renewables Directive, Markets Directive, Human Rights Directive

- Note CAP131 is not part of the current baseline.
  - CAP148's compatibility with competition law
  - Definitions of Renewable, low carbon generation, replacement generation, deep and local reinforcement, shallow connection,
  - Security of Supply and the potential impact of CAP148
  - Impact on SQSS
  - Impact on system operation, balancing systems and codes with particular reference to costs and timescales for implementation, although enduring costs to also be considered
  - Have regard to work of TASG and BSSG
6. The Working Group is responsible for the formulation and evaluation of any Working Group Alternative Amendments (WGAAs) arising from Group discussions which would, as compared with the Amendment Proposal, better facilitate achieving the applicable CUSC objectives in relation to the issue or defect identified.
  7. The Working Group should become conversant with the definition of Working Group Alternative Amendments which appears in Section 11 (Interpretation and Definitions) of the CUSC. The definition entitles the Group and/or an individual Member of the Working Group to put forward a Working Group Alternative Amendment if the Member(s) genuinely believes the Alternative would better facilitate the achievement of the Applicable CUSC Objectives. The extent of the support for the Amendment Proposal or any Working Group Alternative Amendment arising from the Working Group's discussions should be clearly described in the final Working Group Report to the CUSC Amendments Panel.
  8. The Working Group is to submit their final report to the CUSC Panel Secretary on 15<sup>th</sup> July 2007 for circulation to Panel Members. The conclusions will be presented to the CUSC Panel meeting on 27<sup>th</sup> July 2007.

## MEMBERSHIP

9. It is recommended that the Working Group has the following members:

Chair	Malcolm Taylor
National Grid	Patrick Hynes
Industry Representatives	Mike Davies (Wind Energy (Forse) Limited)
	Garth Graham (Scottish & Southern)
	Ben Sheehy (E.ON)
	Richard Ford (RES)/Jeremy Sainsbury (Natural Power)
	Tony Cotton (Energy Technical)
	Bill Reed (RWE Npower)
	Bob Brown (Bizz Energy)
	Dennis Gowland (Research Relay)
	Simon Lord (International Power)
	Robert Longden (Airtricity)
	John Morris (British Energy)

Tony Diccico (RWE Npower)  
Graeme Cowper (BWEA)  
Dewi Ab Iorwerth (Centrica)  
Alec Morrison (Scottish & Southern)  
James Anderson (Scottish Power)

Authority Representative Jo Witters or Hannah Cook

Technical Secretary Richard Dunn/Bali Virk

[NB: Working Group must comprise at least 5 Members (who may be Panel Members) and will be selected by the Panel with regard to WG List held by the Secretary]

10. The membership can be amended from time to time by the CUSC Amendments Panel or the Working Group Chairperson.

#### RELATIONSHIP WITH AMENDMENTS PANEL

11. The Working Group shall seek the views of the Amendments Panel before taking on any significant amount of work. In this event the Working Group Chairman should contact the CUSC Panel Secretary.
12. Where the Working Group requires instruction, clarification or guidance from the Amendments Panel, particularly in relation to their Scope of Work, the Working Group Chairman should contact the CUSC Panel Secretary.

#### MEETINGS

13. The Working Group shall, unless determined otherwise by the Amendments Panel, develop and adopt its own internal working procedures and provide a copy to the Panel Secretary for each of its Amendment Proposals.

#### REPORTING

14. The Working Group Chairman shall prepare a final report to the July 2007 Amendments Panel responding to the matter set out in the Terms of Reference.
15. A draft Working Group Report must be circulated to Working Group members with not less than five business days given for comments.
16. Any unresolved comments within the Working Group must be reflected in the final Working Group Report.
17. The Chairman (or another member nominated by him) will present the Working Group report to the Amendments Panel as required.



## **– INTERNAL WORKING GROUP PROCEDURE**

1. Very summary meeting notes of agreements reached or issues raised for further assessment, together with actions from each meeting will be produced by the Technical Secretary (provided by National Grid) and circulated to the Chairman and Working Group members for review.
2. The notes and actions will be published on the National Grid CUSC Website after they have been agreed at the next meeting or sooner on agreement by Working Group members.
2. The Chairman of the Working Group will provide an update of progress and issues to the Amendments Panel each month as appropriate.
4. Working Group meetings will be arranged for a date acceptable to the majority of members and will be held as often as required as agreed by the Working Group in order to respond to the requirements of the Terms of Reference set by the Amendments Panel.
5. If within half an hour after the time for which the Working Group meeting has been convened the Chairman of the group is not in attendance, the meeting will take place with those present.
6. A meeting of the Working Group shall not be invalidated by any member(s) of the group not being present at the meeting.

