

## CMP196 Revisions to “recommendations” in the final CUSC Modification Report: Panel Recommendation Vote



CUSC Modifications Panel, 29<sup>th</sup> July 2011  
Alex Thomason, CMP196 Workgroup Chair

# CMP196: Removal of “Recommendations” in final CUSC Modifications Report

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- Raised by National Grid Electricity Transmission on 24<sup>th</sup> March 2011
- Raised on behalf of CAP190 Workgroup following QC advice and DECC correspondence
- Workgroup held 2 consultations in April and May 2011

## **CMP196: Defect & Solution**

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- CMP196 seeks to ensure existing rights of appeal to the Competition Commission are maintained
  - Statutory Instrument wording refers to “recommendation” in Amendment Report
  - Multiple “recommendations” could exist
- CMP196 removes references to “recommendation” other than CUSC Modifications Panel recommendation
  - Other “recommendations” will remain in essence, but have different names

## Workgroup conclusion

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- 4 responses received to first Workgroup Consultation
  - All supportive of CMP196
- 5 responses to second Workgroup Consultation
  - All supportive of CMP196
- Unanimous decision by Workgroup that CMP196 better facilitates Applicable CUSC Objective (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.

## Code Administrator consultation

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- 5 responses to the Code Administrator Consultation
  - All supportive of CMP196
  - Reiterated consistency issue between BSC and CUSC processes

## National Grid Recommendation

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- National Grid believes CMP196 better facilitates Applicable CUSC Objectives (a) and (b) and so should be implemented
- (a) the efficient discharge by the licensee of the obligations imposed upon it under the Act and by this licence; and
  - CMP196 clarifies terminology in the CUSC, reduces the potential for confusion, thereby enhancing efficiency
- (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
  - CMP196 removes potential barrier to right of appeal to Competition Commission

## Panel Recommendation Vote

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