

Code Administrator Consultation Response Proforma**CMP380 'Making the CUSC Gender Neutral'**

Industry parties are invited to respond to this consultation expressing their views and supplying the rationale for those views, particularly in respect of any specific questions detailed below.

Please send your responses to cusc.team@nationalgrideso.com by **5pm on 7 January 2022**. Please note that any responses received after the deadline or sent to a different email address may not receive due consideration.

If you have any queries on the content of this consultation, please contact Paul Mullen paul.j.mullen@nationalgrideso.com or cusc.team@nationalgrideso.com

Respondent details	Please enter your details
Respondent name:	Grace March
Company name:	Sembcorp Energy UK Ltd
Email address:	Grace.march@sembcorp.com
Phone number:	07554439689

I wish my response to be:

(Please mark the relevant box)

 Non-Confidential Confidential

Note: A confidential response will be disclosed to the Authority in full but, unless agreed otherwise, will not be shared with the Panel or the industry and may therefore not influence the debate to the same extent as a non-confidential response.

For reference the Applicable CUSC (non-charging) Objectives are:

- a) *The efficient discharge by the Licensee of the obligations imposed on it by the Act and the Transmission Licence;*
- 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;*
- c) *Compliance with the Electricity Regulation and any relevant legally binding decision of the European Commission and/or the Agency *; and*
- d) *Promoting efficiency in the implementation and administration of the CUSC arrangements.*

**Objective (c) refers specifically to European Regulation 2009/714/EC. Reference to the Agency is to the Agency for the Cooperation of Energy Regulators (ACER).*

Please express your views in the right-hand side of the table below, including your rationale.

Standard Code Administrator Consultation questions		
1	Do you believe that the CMP380 Original Proposal better facilitates the Applicable Objectives?	Yes, positive against objective d) as described by the Proposer
2	Do you support the proposed implementation approach?	Yes
3	Do you have any other comments?	<p>For ease of reading, Section 7 7.3.3 (a) could read “Where, in conducting an arbitration under this Section 7, an arbitrator or panel of arbitrators finds themselves or itself considering a Charging Dispute (whether or not forming part of an Other Dispute), they or it shall have no jurisdiction” as the plural could indicate the arbitrators forming the panel and is used in that way in 7.4.3 “Any arbitrator or panel of arbitrators ... such issues as are referred to them”</p> <p>The pdf of Section 8 also appeared to have 8.22.10 (c) highlighted – presumably accidental and unrelated to this Mod.</p>