

CUSC Modification Proposal Form

CMP399: CUSC Section 14 – Minor changes update

Overview: This CUSC modification aims to make minor amendments to CUSC Section 14.

Modification process & timetable



Status summary: The Proposer has raised a modification and is seeking a decision from the Panel on the governance route to be taken.

This modification is expected to have a: Low impact

CUSC signatories and the ESO

Proposer's recommendation of governance route

Self-Governance modification to proceed to Code Administrator Consultation

Who can I talk to about the change?

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What is the issue?

During the course of the financial year 2021/2022, several changes needed for CUSC Section 14 (Charging Methodologies) have been highlighted by the ESO. These are minor changes to the text, such as capitalising erroneous text and making minor changes to areas of Section 14 that have no material impact on the Connection Use of System Code (CUSC) itself. These changes will see some numbering updated to ensure correct cross referencing within Section 14.

A specific change for Section 14 is needed to satisfy the CUSC Charging Objectives. A separate but counterpart modification to deal with similar issues in the non-Charging areas of the CUSC has also been raised simultaneously – this is CMP400.

Why change?

These changes will tidy Section 14 and provide updates to erroneous cross referencing within Section 14. Raising these modifications as one CUSC change presents efficiencies for both ESO and for industry resource.

What is the proposer's solution?

Please see the below table of proposed changes to Section 14:

| Current CUSC Reference | Why is change needed? | Type of change |
|---|---|-----------------------|
| 14.17.38 | Error in paragraph numbering | Numbering |
| 14.17.32 | Errors in cross referencing | Numbering |
| 14.18.33 | Errors in cross referencing | Numbering |
| 14.29 (Two sections with this numbering) | Unclear section numbering and contents page | Numbering |
| Throughout Section 14 | "The Company" needs to be emboldened | Bolding defined terms |
| 14.18.18 | Errors in cross referencing | Numbering |
| Numbering 14.17.35.1 follows 14.17.37. Then the references increase up to 14.17.35.6 and continue 14.17.29.8. | Numbering is misaligned and needs to be realigned to be sequential | Numbering |
| 14.6.7 | Errors in cross referencing | Numbering |
| 14.14.5 (vi and viii) | Unclear paragraph numbering | Numbering |
| 14.14.5 | Paragraph sub-labelling may be interpreted as unclear to the reader | Numbering |
| 14.15.60 | Errors in cross referencing | Numbering |
| 14.15.90A | Errors in cross referencing | Numbering |
| 14.16.3 | Errors in cross referencing | Numbering |
| 14.17.35.1 | Incorrect paragraph numbering | Numbering |
| 14.17.35.2 | Errors in cross referencing | Numbering |
| 14.17.35.4 | Errors in cross referencing | Numbering |
| 14.17.35.5 | Errors in cross referencing | Numbering |
| 14.17.29.8 to 14.17.29.11 | Incorrect paragraph numbering | Numbering |
| 14.17.29.9 | Errors in cross referencing | Numbering |

| | | |
|---------------------------------------|--|-------------------------------|
| 14.17.29.11 | Errors in cross referencing | Numbering |
| Para 14.17.38 to 14.17.40 - | Incorrect paragraph numbering | Numbering |
| 14.18.18 | Errors in cross referencing | Numbering |
| 14.18.19 | Small Generator Charges no longer apply – delete paragraph | Superfluous text ¹ |
| 14.19.5 | Errors in cross referencing | Numbering |
| 14.23 v) a) | Errors in cross referencing | Numbering |
| 14.23 Adjustment Tariff | Incorrect paragraph numbering | Numbering |
| 14.23 Adjustment Tariff | Errors in cross referencing | Numbering |
| Throughout Section 14 | Updating consequential paragraph referencing | Numbering |
| Contents Page | Updating erroneous reference to CUSC Section 14.33 | Indexing |
| CMP395 Legal Text (14.30.27-14.30.34) | Numbering amended to 14.31.27-14.31.4 to reflect the renumbering on “14.29 Principles” to “14.30 Principles”. Paragraph references also amended to reflect change. Erroneous date amended. | Numbering |

Legal Text

Please see Annex 1

What is the impact of this change?

Proposer's assessment against CUSC Charging Objectives

| Relevant Objective | Identified impact |
|---|--|
| (a) That compliance with the use of system charging methodology facilitates effective competition in the generation and supply of electricity and (so far as is consistent therewith) facilitates competition in the sale, distribution and purchase of electricity; | Neutral No impact on competition |
| (b) That compliance with the use of system charging methodology results in charges which reflect, as far as is reasonably practicable, the costs (excluding any payments between transmission licensees which are made under and accordance with the STC) incurred by transmission licensees in their transmission businesses and which are | Neutral No cost or license impacts |

¹ Small Generator Charges no longer apply, as a result of cut-off date in ESO licence

| | |
|--|--|
| compatible with standard licence condition C26 requirements of a connect and manage connection); | |
| (c) That, so far as is consistent with sub-paragraphs (a) and (b), the use of system charging methodology, as far as is reasonably practicable, properly takes account of the developments in transmission licensees' transmission businesses; | Neutral No license implications |
| (d) Compliance with the Electricity Regulation and any relevant legally binding decision of the European Commission and/or the Agency *; and | Neutral No compliance implications |
| (e) Promoting efficiency in the implementation and administration of the system charging methodology. | Positive This will improve administration of the CUSC by correcting erroneous references |
| **The Electricity Regulation referred to in objective (d) is Regulation (EU) 2019/943 of the European Parliament and of the Council of 5 June 2019 on the internal market for electricity (recast) as it has effect immediately before IP completion day as read with the modifications set out in the SI 2020/1006. | |

Proposer's assessment of the impact of the modification on the stakeholder / consumer benefit categories

| Stakeholder / consumer benefit categories | Identified impact |
|---|---|
| Improved safety and reliability of the system | Neutral |
| Lower bills than would otherwise be the case | Neutral |
| Benefits for society as a whole | Neutral |
| Reduced environmental damage | Neutral |
| Improved quality of service | Positive This modification will update the CUSC and make it more user friendly. |

When will this change take place?

Implementation date

1 April 2023

Date decision required by

Decision required from CUSC Panel in December 2022 to allow conclusion of Appeals Window by 31 January 2023.

Implementation approach

N/A.

Proposer's justification for governance route

Governance route: Self-Governance modification to proceed to Code Administrator Consultation

This is an administrative modification that has minimal materiality and therefore meets Self-Governance criteria.

Given that the changes are immaterial, a Workgroup should not be necessary and propose this goes straight to Code Administrator Consultation.

Interactions

- | | | | |
|---|---|--|--------------------------------|
| <input type="checkbox"/> Grid Code | <input type="checkbox"/> BSC | <input type="checkbox"/> STC | <input type="checkbox"/> SQSS |
| <input type="checkbox"/> European Network Codes | <input type="checkbox"/> EBR Article 18 T&Cs ² | <input type="checkbox"/> Other modifications | <input type="checkbox"/> Other |

No interactions with other Codes

Acronyms, key terms and reference material

| Acronym / key term | Meaning |
|--------------------|--|
| BSC | Balancing and Settlement Code |
| CMP | CUSC Modification Proposal |
| CUSC | Connection and Use of System Code |
| EBR | Electricity Balancing Regulation |
| STC | System Operator Transmission Owner Code |
| SQSS | Security and Quality of Supply Standards |
| T&Cs | Terms and Conditions |
| ESO | Electricity System Operator |
| SG | Self-Governance |

Reference material

- Annex 1 - CMP399 Legal text

² If your modification amends any of the clauses mapped out in Exhibit Y to the CUSC, it will change the Terms & Conditions relating to Balancing Service Providers. The modification will need to follow the process set out in Article 18 of the Electricity Balancing Guideline (EBR – EU Regulation 2017/2195) – the main aspect of this is that the modification will need to be consulted on for 1 month in the Code Administrator Consultation phase. N.B. This will also satisfy the requirements of the NCER process.

