CM079 Solution Map – July 2023

TO/ESO process interaction	CMP374/414 Solution/Consequence	STC Changes	Change RAG	Wider considerations
Customer / ESO application stage	Contestability signalled as part of the application – ESO to pass on relevant data to TO to incorporate in initial offer (where possible)	Schedule 5+6 (STCP18-1 to follow?)	🟩 Green	STC would need to define the concept of contestability.
	ATOCO process may need to be adjusted for where potential works extend or influence beyond one TO area			Intervention process may need to work for multiple affected TOs?
	Fixed Application Fee charges may need to change in future	STCP19-4		To be considered if mod is approved and actual data justifies a change.
Intervention Process	Pre-emptive intervention process – how; by whom? when?	Section D Part Two – new section	🟧 Orange	Fully prescribed in new STCP?
	Process for where ESO/TO disagree on intervention	Section H	🟩 Green	
	Process for User-led disputes via CUSC re. intervention			
Adoption Agreement negotiated	Coordination between ESO and relevant TOs for User-led disputes via CUSC re. Adoption Agreement principles (e.g. "fair commercial terms")	Section H?	🟧 Orange	ESO action to clarify process – possible timeline interaction with independent arbitration process?
Works Delivery (subject to agreed Adoption Agreement)	Process for User failing to delivery Contestable Assets as agreed (above and beyond Adoption Agreement provisions) – e.g. TO incurring costs to intervene/rectify works on behalf of User.	N/A	🟥 Red	Matters for Adoption Agreement + licence + price control mechanisms. Coordination needed with Ofgem.
Definitions	Create new definitions to facilitate the changes needed	Section J + plus impacted STCPs and their associated definitions	🟩 Green	

Change RAG Key:

🟥 Red	Significant issue or significant additional legal text needed (e.g. new section)
🟧 Orange	Moderate issue or moderate additional legal text needed (e.g. new paragraphs)
🟩 Green	No issues or minor legal text adjustment required (e.g. words/sentences)