

CUSC Modification Proposal Form

CMP422: CUSC Non- Charging Housekeeping changes update

Overview: This CUSC modification aims to make minor amendments to CUSC Sections and Exhibits.

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 2022/2023, several housekeeping changes needed for the CUSC (Connection Use of System Code) have been highlighted by the ESO. These are minor changes to the text, have no material impact on the CUSC.

Changes for CUSC Non-Charging Sections are needed to satisfy the CUSC Non-Charging Objectives. A separate but counterpart modification to deal with similar issues in the Charging Section 14 of the CUSC has also been raised – this is CMP421.

Why change?

These changes will tidy the CUSC and provide updates to erroneous wording to Non-Charging Sections and Exhibits. 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 Non-Charging Sections of the CUSC:

Current CUSC Reference	Why is change needed?	Type of change
Exhibit B Paragraph 8a	Change for "or" to "and/or" as per Ofgem direction in CMP390 decision	Wording
Exhibit D Paragraph 8a	Change for "or" to "and/or" as per Ofgem direction in CMP390 decision	Wording
Exhibit I Paragraph 8	Insert the approved, but not implemented, legal text from CMP390 in addition to changing for "or" to "and/or" as per Ofgem direction in CMP390 decision	Wording
Exhibit I Section E Paragraph 4	Insert the approved, but not implemented, legal text from CMP390	Wording

Legal Text

Please see Annex 1

What is the impact of this change?

Proposer's assessment against CUSC Non-Charging Objectives

Relevant Objective	Identified impact
(a) The efficient discharge by the Licensee of the obligations imposed on it by the Act and the Transmission Licence;	Neutral No costs or license impacts
(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;	Neutral No competition impacts

(c) Compliance with the Electricity Regulation and any relevant legally binding decision of the European Commission and/or the Agency *; and	Neutral No compliance implications
(d) Promoting efficiency in the implementation and administration of the CUSC arrangements.	Positive Improves CUSC Administration
**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

5 Working Days after the Appeal Window closes

Date decision required by

A decision is required from CUSC Panel in December 2023 to allow conclusion of the Appeals Window in January 2024.

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 ¹ | <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 – CMP422 Legal text

¹ 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.