



## **AMENDMENT REPORT VOLUME 2**

### **CUSC Amendment Proposal CAP176**

#### **Correction of errors contained in the provisions for post-implementation reviews for Urgent Amendment Proposals**

**This document contains consultation responses**

Amendment Ref	CAP176
Issue	V1.0
Date of Issue	18 <sup>th</sup> December 2009
Prepared by	National Grid

## ANNEX 1 - REPRESENTATIONS RECEIVED DURING CONSULTATION

This Annex includes copies of any representations received following circulation of the Consultation Document (circulated on 07/10/2009, requesting comments by close of business on 29/10/2009).

Representations were received from the following parties:

No.	Company	File Number
1	EDF ENERGY	CAP176-CR-01
2	RWE group of companies including RWE Npower, RWE Supply and Trading GmbH and RWE npower renewables, a fully owned subsidiary of RWE Innogy	CAP176-CR-02
3	ScottishPowers's Energy Wholesale Business which includes ScottishPower Generation Ltd, Scottish Power Energy Management Ltd and ScottishPower Renewable Energy Ltd	CAP176-CR-03
4	Keadby Generation Ltd.; SSE Energy Supply Ltd.; SSE Generation Ltd.; Medway Power Ltd.; Slough Energy Supplies Ltd.; Airtricity Ltd. And Airtricity Generation (UK) Ltd.	CAP176-CR-04

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To : [Cusc.Team@uk.ngrid.com](mailto:Cusc.Team@uk.ngrid.com)

03 November 2009

Dear CUSC Team,

EDF Energy response to CAP176 : "Correction of errors contained in the provisions  
for  
post-implementation reviews for Urgent Amendment  
Proposals"

EDF Energy is delighted to have the opportunity to comment on CUSC Amendment Proposal 176, which we support. We record here our thanks the CUSC Governance Standing Group for their work with Grid in developing this CUSC Amendment Proposal.

We note that the baseline CUSC has provisions require that for Urgent Amendment Proposals, a post-implementation review "shall" be carried out in all circumstances where said Proposal is Implemented.

CAP176 seeks to introduce that such a review "may" be conducted, or "shall" only where there appears to be a reasonable level of support for such a review. We entirely agree that this should ensure that such a review only takes place where it is deemed to be necessary by the CUSC Amendments Panel, and avoid inefficient process "for process sake" which could arise from the existing CUSC wording.

Section 8.23.5 of the CUSC also has an error in referring to a working group alternative amendment in a context where this is not valid ; we note that CAP176 would correct the wording error.

Yours sincerely

Dr Sebastian Eyre, for and on behalf of EDF Energy

Bali Virk  
Electricity Balancing and Codes  
UK Transmission - Commercial  
National Grid  
Warwick Technology Park  
Gallows Hill, Warwick  
CV34 6DA

Your ref  
Our ref  
Name Charles Ruffell  
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29<sup>th</sup> October, 2009

**CAP175: Urgent Amendment Proposals – Revision to Process**  
**CAP176: Correction of errors contained in the provisions for post-implementation reviews for Urgent Amendment Proposals**  
**CAP177: Removal of the CUSC Amendments Panel's ability to raise Amendment Proposals**

Dear Bali,

Thank you for the opportunity to comment on the consultation documents for CUSC Amendment Proposals CAP175: Urgent Amendment Proposals – Revision to Process; CAP176: Correction of errors contained in the provisions for post-implementation reviews for Urgent Amendment Proposals; and CAP177: Removal of the CUSC Amendments Panel's ability to raise Amendment Proposals. This response is provided on behalf of the RWE group of companies, including RWE npower, RWE Supply and Trading GmbH and RWE npower renewables, a fully owned subsidiary of RWE Innogy.

We support the views expressed in the consultation document and believe that the amendment proposals reflect discussions at the CUSC Governance Standing Group on the urgency provisions in the CUSC. In our view, it is appropriate that the processes associated with Urgent Amendment Proposals are clarified and we agree with National Grid that CAP 175, CAP 176 and CAP177 better facilitate the Applicable CUSC Objectives. Consequently we support implementation of CAP 175, CAP 176 and CAP177.

We hope these views are helpful and would be happy to discuss them further.

Yours sincerely,

By email so unsigned

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Economic Regulation

RWE npower

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National Grid House  
Warwick Technology Park  
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CV34 6DA

**Ref** CAP175, CAP176 & CAP177  
**Date** 28<sup>th</sup> October 2009

**Tel No.** 01355 845207  
**Email:** [ukelectricityspoc@saic.com](mailto:ukelectricityspoc@saic.com)

Dear Beverley,

### **CUSC Amendment Proposals CAP175, CAP176 & CAP177**

Thank you for the opportunity to comment on the Consultation for Amendment Proposals CAP175, CAP176 & CAP177. This response is submitted on behalf of ScottishPower's Energy Wholesale Business which includes ScottishPower Generation Ltd, ScottishPower Energy Management Ltd and ScottishPower Renewable Energy Ltd.

ScottishPower support the proposed changes around the CUSC Urgent Amendment process. ScottishPower agree that these changes would add clarification, while simplifying the Urgent Proposal process.

I hope you find these comments useful. Should you have any queries on the points raised, please feel free to contact us.

Yours sincerely

Gary Henderson



For and on behalf of: ScottishPower's Energy Wholesale Business which includes ScottishPower Generation Ltd, ScottishPower Energy Management Ltd and ScottishPower Renewable Energy Ltd.

**Hook, Carole**

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**From:** Virk, Bali  
**Sent:** 28 October 2009 09:39  
**To:** Hook, Carole; Thomason, Alex  
**Subject:** FW: CAP176 Company Consultation

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**From:** Garth.Graham@scottish-southern.co.uk [mailto:Garth.Graham@scottish-southern.co.uk]  
**Sent:** Tuesday, October 27, 2009 5:54 PM  
**To:** Virk, Bali  
**Subject:** Re: CAP176 Company Consultation

Dear Sirs,

CAP176 - Correction of errors contained in the provisions for post-implementation reviews for Urgent Amendment Proposals

This response is sent on behalf of Keadby Generation Ltd.; SSE Energy Supply Ltd.; SSE Generation Ltd.; Medway Power Ltd.; Slough Energy Supplies Ltd.; Airtricity Ltd. and Airtricity Generation (UK) Ltd.

We welcome the proposed changes associated with CAP176, namely:-

- 1) to amend the process described in CUSC 8.21.1.9 through which a review will be conducted following implementation of an Urgent Amendment Proposal by seeking to make explicit how such a review will take place and tidy up the existing CUSC provision which currently contains some errors; and
- 2) correct a similar error in the clause relating to post-implementation review after implementation of an amendment in accordance with the Transmission Licence other than pursuant to the standard Amendment Procedures (8.23.5).

This we believe is a pragmatic development in light of the recent experience with 'urgent' CUSC Amendment Proposals, and in particular the concerns that were raised at the CUSC Panel with respect to the process followed with CAP168 and CAP170.

We agree with the National Grid view, as set out in paragraphs 1.5 and 1.6 of the consultation document, that this change would better facilitate the Applicable CUSC Objectives and in particular Objective (a).

Regards

Garth Graham, Electricity Market Development Manager

"Virk, Bali" <bali.virk@uk.ngrid.com>

To

cc

07/10/2009 10:05

Subject CAP175 - CAP177 Company Consultations

03/11/2009

## **ANNEX 2 - REPRESENTATIONS RECEIVED TO THE DRAFT AMENDMENT REPORT**

One representation was received following circulation of the draft Amendment Report (circulated on 03/11/09, requesting comments by 5pm on 10/11/09).

Representations were received from the following parties:

<b>No.</b>	<b>Company</b>	<b>File Number</b>
1	EDF Energy	CAP176-AR-01

**Hook, Carole**

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**From:** Mott, Paul [Paul.Mott@edfenergy.com]  
**Sent:** 06 November 2009 14:52  
**To:** .Box.Cusc.Team  
**Subject:** CUSC Amendment Proposal CAP176 - amendment report - comments

CUSC Amendment Proposal CAP176 - AMENDMENT REPORT VOLUMES 1 and 2

Dear CUSC team,

The amendment report for CAP176 and the summary therein of EDF Energy's submission to the company consultation (reference CAP176-CR-01) appear to be reasonable, comprehensive, and without error. EDF Energy notes the support given to the proposed amendment by all the other respondents, and continues to support the amendment as better facilitating the applicable CUSC objectives, as indicated in more detail in said previous submission by EDF Energy.

Yours faithfully,

Paul Mott writing for EDF Energy

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11/11/2009