

CUSC Amendment Proposal Form		CAP044
Title of Amendment Proposal:		
Extension of Election Arrangements to Panel Alternates.		
Description of the Proposed Amendment <i>(mandatory by proposer):</i>		
This amendment proposes that the election arrangements contained in Annex 8A.4 relating to "Resigning Panel Members" should be extended to include Resigning Panel Alternates which should also become a defined term in the CUSC.		
Description of Issue or Defect that Proposed Amendment seeks to Address <i>(mandatory by proposer):</i>		
The Proposal to amend Annex 8A.4 to makes it clear that the election arrangements currently in place to cater for "Resigning Panel Members" also applies to "Resigning Alternate Members". "Resigning Alternate Members" would also become a new defined term in the CUSC. The CUSC Amendments Panel agreed in principle at its meeting on 25 October that the fact that the CUSC does not deal with the problem of "Resigning Alternate Members" is a lacuna in the current Code which requires a solution.		
Impact on the CUSC <i>(this should be given where possible):</i>		
Annex 8A.4 of the CUSC would require amendment to give effect to the change proposed. The draft text to give effect to this proposal is contained in Annex 1.		
Impact on Core Industry Documentation <i>(this should be given where possible):</i>		
None.		
Impact on Computer Systems and Processes used by CUSC Parties <i>(this should be given where possible):</i>		
None.		
Details of any Related Modifications to Other Industry Codes <i>(where known):</i>		
None.		
Justification for Proposed Amendment with Reference to Applicable CUSC Objectives** <i>(mandatory by proposer):</i>		
The terms of the Transmission Licence require National Grid to establish and operate procedures for the modification of the CUSC, including the modification procedures themselves, so as to better facilitate achievement of the Applicable CUSC Objectives. Amendment to Annex 8A.4 to extend election arrangements currently applying in the event of Resigning Panel Members also to Resigning Alternate Members would improve efficiency in the amendment procedures. It would ensure that National Grid could more efficiently discharge its obligations in the amendment process by reducing the likelihood of inquorate CUSC Amendments Panel Meetings as well as improving the choice of Alternate Members available to Panel Members in the event that they were unable to attend Panel meetings.		
Details of Proposer: Organisation's Name	National Grid Company plc	
Capacity in which the Amendment is being proposed: (i.e. CUSC Party, BSC Party or "energywatch")	CUSC Party	

Details of Proposer's Representative: Name: Organisation: Telephone Number: Email Address:	Andy Balkwill National Grid Company plc 024 76423198 andy.balkwill@uk.ngrid.com
Details of Representative's Alternate: Name: Organisation: Telephone Number: Email Address:	Emma Groves National Grid Company plc 024 76423053 emma.groves@uk.ngrid.com
Attachments (Yes/No): Yes If Yes, Title and No. of pages of each Attachment: Attachment 1 – Draft Text to give effect to proposal. One page.	

Notes:

1. Those wishing to propose an Amendment to the CUSC should do so by filling in this "Amendment Proposal Form" that is based on the provisions contained in Section 8.15 of the CUSC. The form seeks to ascertain details about the Amendment Proposal so that the Amendments Panel can determine more clearly whether the proposal should be considered by a Working Group or go straight to wider National Grid Consultation.
2. The Panel Secretary will check that the form has been completed, in accordance with the requirements of the CUSC, prior to submitting it to the Panel. If the Panel Secretary accepts the Amendment Proposal form as complete, then he will write back to the Proposer informing him of the reference number for the Amendment Proposal and the date on which the Proposal will be considered by the Panel. If, in the opinion of the Panel Secretary, the form fails to provide the information required in the CUSC, then he may reject the Proposal. The Panel Secretary will inform the Proposer of the rejection and report the matter to the Panel at their next meeting. The Panel can reverse the Panel Secretary's decision and if this happens the Panel Secretary will inform the Proposer.

The completed form should be returned to:

Richard Dunn
 Panel Secretary
 Commercial Development
 National Grid Company plc
 National Grid House
 Kirby Corner Road
 Coventry, CV4 8JY
 Or via e-mail to: CUSC.Team@uk.ngrid.com

(Participants submitting this form by email will need to send a statement to the effect that the proposer acknowledges that on acceptance of the proposal for consideration by the Amendments Panel, a proposer which is not a CUSC Party shall grant a licence in accordance with Paragraph 8.15.7 of the CUSC. A Proposer that is a CUSC Party shall be deemed to have granted this Licence).

3. Applicable CUSC Objectives** - These are defined within the National Grid Company Transmission Licence under Section C7F, paragraph 15. Reference should be made to this section when considering a proposed amendment.

Attachment 1

Draft Text to give effect to the Amendment Proposal

ANNEX 8A ELECTION OF USER'S PANEL MEMBERS

8A.4. VACANCIES

8A.4.1 General

8A.4.1.1 If a **Panel Member** (the "**Resigning**" **Panel Member**) or an **Alternate Member** (the "**Resigning**" **Alternate Member**) ceases to hold office pursuant to Paragraph 8.5:

- (a) not less than 6 months before the expiry of the term of his office, Paragraph 8A.4.2 shall apply.
- (b) less than 6 months before the expiry of the term of his office, Paragraph 8A.4.3 shall apply.

8A.4.1.2 The provisions of Paragraph 8A.2.1.2 shall apply, mutatis mutandis, to any replacement **Panel Member** or **Alternate Member** under this Paragraph 8A.4.

8A.4.2 Replacement for not less than 6 months

8A.4.2.1 Where this Paragraph 8A.4.2 applies, a replacement **Panel Member** or **Alternate Member** shall be elected (for the remainder of the term of office of the **Resigning Panel Member** or **Resigning Alternate Member**) in accordance with Paragraph 8A.2 and 8A.3 but subject to the further provisions of this Paragraph 8A.4.2.

8A.4.2.2 Only those Users who voted for the **Resigning Panel Member** or **Resigning Alternate Member**, or who did not vote for (and are not **Affiliates** of any **User** which voted for) any elected **Panel Member** or **Alternate Member** still serving, shall participate in the election by nominating candidates or submitting voting papers.

8A.4.2.3 **NGC** shall circulate to all **Users** a list of the **Users** who are to participate in the election.

8A.4.2.4 For the purposes of this Paragraph 8A.4.2 a **User** is considered (in any election of **Users' Panel Members** and **Alternate Members**) to have voted for an elected candidate where that **User** indicated a **Preference Vote** in favour of that candidate which was counted (under the first or second or third voting round or further round under Paragraph 8A.3.6, as the case may be) in electing that candidate.

8A.4.2.5 The timetable for the election shall be expedited and **NGC** shall prepare a timetable accordingly.

8A.4.3 Replacement for less than 6 months

8A.4.3.1 Where this Paragraph 8A.4.3 applies, the **User** which nominated the **Resigning Panel Member** or Resigning Alternate Member shall be entitled (by notice to **NGC**) to appoint a replacement **Panel Member** or Alternate Member for the remainder of the term of office of the **Resigning Panel Member** or Resigning Alternate Member.

8A.4.3.3 If such **User** does not appoint a replacement, the position shall remain vacant until the next full election.

11.3 DEFINITIONS

"Resigning Alternate Member" as defined in Paragraph 8A.4.1