

CUSC Panel Minutes: 27 March 2020

CUSC Panel Minutes: Meeting Number 247

Date: 27/03/2020 Location: WebEx

Start: 10:00am End: 14:00pm

Participants

Attendee	Initials	Company
Trisha McAuley	TM	Independent Panel Chair
Paul Mullen	PM	Code Administrator, National Grid Electricity System Operator
Ren Walker	RW	Technical Secretary, Code Administrator, National Grid Electricity System Operator
Jon Wisdom	JW	National Grid Electricity System Operator
Joseph Dunn	JD	Users' Panel Member
Paul Mott	PMO	Users' Panel Member
Nadir Hafeez	NH	Authority Representative
Andy Pace	AP	Users' Panel Member
Grace March	GM	Users' Panel Member
Mark Duffield	MD	Users' Panel Member

Paul Jones	PJ	Users' Panel Member
Cem Suleyman	CS	Users' Panel Member
Phil Smith	PS	National Grid Electricity System Operator – Proposer of CMP341
Rob Pears	RP	National Grid Electricity System Operator – Presenter (agenda item 17 - Code Administrator Website Update)
Robert Longden	RL	Observer
Apologies	Initials	Company
Garth Graham	GG	Users' Panel Member
Damian Clough	DC	BSC Representative
Andrew Enzor (Dial In)	AE	Users' Panel Alternate
Simon Lord	SL	Users' Panel Alternate

1. Introductions and Apologies for Absence

10125. Apologies were received from Garth Graham, Damian Clough, Andrew Enzor and Simon Lord.

2. Approval of minutes from previous meeting

10126. The minutes from the Panel held on 28 February 2020 were approved.

3. Action log

10127. The CUSC Panel reviewed the open actions from the meeting held on 28 February 2020, which can be found on the Actions Log.

4. Chair update

10128. TM had no updates for the Panel.

5. Authority decisions

CMP332 'Transmission Demand Residual bandings and allocation (TCR)'

10129. JW advised that NGENSO published a letter to Ofgem on 25 March 2020, requesting consent to withdraw CMP332. JW stated that this is due to industry concerns about the capacity for implementation by April 2021. JW advised that because Ofgem directed that NGENSO raise CMP332, NGENSO now need consent to withdraw and Ofgem is responsible for re-directing that another Modification be raised. PM noted the governance rules in relation to the withdrawal process for Modifications, with an action on RW to circulate the governance rules on withdrawing a modification to Panel. **ACTION**

10130. NH confirmed that Ofgem are working internally to provide their decision on this withdrawal request but are looking to respond soon. (Post meeting note – Ofgem published their approval for NGESO to withdraw the modification on 31 March 2020 and directed NGESO to raise a new modification. The response letter can be found via the following link: <https://www.nationalgrideso.com/industry-information/codes/connection-and-use-system-code-cusc-old/modifications/cmp332>
10131. NH advised the Panel that from 25 March 2020, Ofgem will pause publication of documents, with the exception of legally required publishing. The notification of the moratorium can be found using the following link: <https://www.ofgem.gov.uk/publications-and-updates/ofgem-s-work-programme>
10132. NH stated that in light of this moratorium, all decisions on CUSC Modifications currently with the Authority will be made no earlier than mid April, (once the two-week moratorium has concluded, although this period could be extended further). TM questioned if Ofgem will be treating the CMP332 withdrawal letter and urgency requests for CMP337 & CMP338 'Impact of DNO Contributions on Actual Project costs and Expansion Factors', CMP339 'Consequential changes for CMP317/CMP327 (TCR) and CMP340 'Consequential changes for CMP332 (TCR) as priorities. NH stated that Ofgem will try and make a decision on each of these by the requested timelines.
10133. NH confirmed that due to the legal text implications of implementing a number of modifications that change the same sections of CUSC, Ofgem would accept that housekeeping modifications following implementations may present the most pragmatic approach to ensuring modifications have been implemented as directed.

6. New modifications

CMP341 'CUSC Sandbox: Enabling derogation from certain obligations to support small-scale trials of innovative propositions.'

10134. PS from National Grid ESO delivered a presentation on CMP341 'CUSC Sandbox: Enabling derogation from certain obligations to support small scale trials of innovative propositions.' The presentation slides can be found using the following link: <https://www.nationalgrideso.com/codes/connection-and-use-system-code-cusc/meetings/cusc-panel-meeting-27-March -2020>
10135. PS explained to the Panel that the purpose of this modification is to enable parties to be derogated from specific CUSC obligations in order to conduct small-scale, time-limited live trials of innovative technologies, connections, products or services. PS advised the Panel that at the Grid Code Panel, held 26 March 2020, the Panel was presented with GC0140 'Grid Code Sandbox: enabling derogation from certain obligations to support small-scale trials of innovative propositions' as these modifications have the same purpose. The GC0140 proposal form can be found via the following link: <https://www.nationalgrideso.com/industry-information/codes/grid-code/modifications/gc0140-grid-code-sandbox-enabling-derogation>
10136. PS noted that the Grid Code Panel recommended that GC0140 and CMP341 work jointly due to the cross - code impacts. The CUSC Panel unanimously recommended that CMP341 should follow standard governance and proceed to a Workgroup and agreed the Terms of

Reference for the Workgroup. The CUSC Panel also supported the Grid Code Panel's view of joint working across codes. The Code Administrator took an action to circulate the Terms of Reference to the Panel for five working days for review and a further action to ensure there is alignment of the Terms of Reference for both the modifications. **ACTION**

7. In Flight Modification Updates

10137. PM talked the Panel through the progression of the in-flight modifications. The in-flight modifications can be found within the CUSC Panel papers pack on the National Grid ESO website via the following link:

<https://www.nationalgrideso.com/codes/connection-and-use-system-code-cusc/meetings/cusc-panel-meeting-27-March-2020>

10138. PM advised the Panel that CMP311 'Reassessment of CUSC credit requirements for Suppliers, specifically for 'User Allowed Credit' Workgroup Report will be presented to the Panel in May 2020 rather than April 2020 and requested an extension on this Modification. The Panel agreed to this request but raised concerns over how long it is taking to finalise the Workgroup Alternative. PM took an action to liaise with the Chair of CMP311 and voice the concerns Panel have on the delay of progressing this modification. **ACTION (Post Meeting Note: Concerns relayed to CMP311 Chair).**

10139. PM advised the Panel that the CMP324/325 Workgroup Report will be presented to the Panel in May 2020 rather than April 2020 and requested an extension on this Modification. Panel agreed to this noting that Workgroup Alternatives may be required.

CMP334 'Transmission Demand Residual – consequential definition changes (TCR)'

10140. PM advised the Panel that in order to maintain with the current timetable for CMP334, the Panel would need to be in agreement that they are comfortable with having 3 working days to review the Draft Final Modification Report rather than 5 working days. The CUSC Panel confirmed they were content with this approach.

8. Discussions on Prioritisation

10141. The CUSC Panel reviewed the prioritisation stack and, gave careful consideration to the current placing of modifications in the three tranches, in the light of the changes with the current TCR-related modifications. The CUSC Panel's rationale on the prioritisation stack is included to show transparency to industry members. The revised version of the stack can be found via the following link:

<https://www.nationalgrideso.com/codes/connection-and-use-system-code-cusc/meetings/cusc-panel-meeting-27-March-2020>

10142. Given the urgency and numbers of TCR Modifications, the Panel agreed that Workgroups for the Modifications in Tranche 3 will not be held until June 2020. The Panel will keep this position under review and Proposers are entitled to ask Panel to consider moving their Modification Proposal up the prioritisation stack by first contacting the Code Administrator.

10143. CMP341 was the only New Modification that was assessed for prioritisation at March's Panel – this was added to Tranche 3 as the Panel agreed that there are no timeline constraints for CMP341.

9. Workgroup Reports

CMP333 ‘BSUoS – charging Suppliers Users on gross demand (TCR)’

10144. PM delivered a presentation on CMP333 ‘BSUoS – Charging Suppliers Users on gross demand (TCR)’. PM stated that CMP333 was raised by National Grid Electricity System Operator on 12 December 2019 and presented to the CUSC Panel on 13 December 2019 following the Authority direction on 21 November 2019 to raise the change. The Proposer requested that the modification be treated as Urgent, but the Authority did not grant this.
10145. PM advised the Panel that no alternatives were raised as part of the Workgroup process and six responses were received to the Workgroup Consultation. PM confirmed that the Workgroup unanimously agreed that the Original better facilitates the applicable CUSC Objectives and should be implemented.
10146. PM advised the Panel that late comments have been received from Workgroup Members on the proposed legal text for CMP333. PM proposed that the Panel confirm if the Terms of Reference has been met and agree a five working day period where Panel can assess the legal text before CMP333 proceeds to Code Administrator Consultation. **ACTION**
10147. The CUSC Panel unanimously agreed that CMP333 had met its Terms of Reference and could proceed to Code Administrator Consultation, pending the five working day review.

10. Draft Final Modification Reports

10148. There were no Draft Final Modification Reports presented to the CUSC Panel.

11. Standing Groups

Transmission Charging Methodology Forum (TCMF)

10149. JW advised the Panel that TCMF was held on 3 March 2020. The main agenda items discussed at TCMF were Code Modifications and an update from GM on the progression of the BSUoS Task Force. The TCMF presentation slides and minutes can be found using the following link:

<https://www.nationalgrideso.com/codes/transmission-charging-methodology-forum-tcmf>

The next TCMF meeting will be held on 2 April 2020.

Joint European Stakeholder Group (JESG)

10150. The Panel was advised that the recent JESG meeting had been cancelled and the next meeting would be held in April.

Governance Standing Group

10151. No further updates.

EU Codes

10152. NH advised the Panel that Code Administrators should consider if any Codes need to be updated as a result of Brexit. **ACTION**

12. Update on Other Industry Codes

10153. PM highlighted the ongoing joint working between CUSC and DCUSA for CMP334 ‘Transmission Demand Residual – consequential definition changes (TCR) and DCP359

‘Ofgem Targeted Charging Review (TCR) implementation – customers: who should pay?’ is proceeding well.

13. Relevant Interruptions Claim Report

10154. There were no further updates on the Relevant Interruptions Claim Report.

14. Governance

Ensuring Justification for Urgency is clear & For Urgency Vote, can Panel Members ask other Panel Members/Alternates to vote on their behalf?

10155. PM stated that these are the informal actions that the Code Administrator took from the Special Panel meeting held on 18 March 2020. PM started by addressing the first point around urgency justification. PM stated that when the Code Administrator receives a request for urgency, they will be built into the critical friend checks an assessment as to whether or not the Proposer has provided clear justification against some or all of Ofgem’s Urgency Criteria.

10156. PM provided the Panel with an update on urgency voting. PM stated that Section 8 of the CUSC, 8.24.2, outlines the governance rules for voting when a modification has been raised as urgent. Section 8 of the CUSC can be found using the following link:

<https://www.nationalgrideso.com/document/91381/download>

15. Horizon Scan

10157. The next Horizon scan update will be presented at the May Panel meeting.

16. CACoP Update

Website

10158. The next CACoP update will be provided at the April Panel meeting.

17. Forward Plan Update

Code Administrator Website Update

10159. RP from the Governance Team provided the Panel with a demonstration of the new Code Administrator website. RP stated feedback from industry on the website has been taken on board and Code Admin have been working with an external company to deliver a better website for industry.

10160. RP advised the Panel to contact if they had any further feedback on the new website and took an action to confirm to Panel when the new website has gone live. **ACTION**

Panel thoughts on Proposal Summary for CMP341

10161. PM advised the Panel that the Code Administrator has developed a proposal summary document which contains a one-page summary to help industry understand what a modification is about. PM advised that this has been trialled on the Grid Code and has received good feedback, so using this as best practice for CUSC Modifications. PM confirmed the proposal summary will be completed by the Code Administrator and will be submitted with Panel papers.

10162. The Panel raised some concerns in relation to the proposal summary, stating that key information could be missed and that it could feel like a copy and paste from the proposal. The Panel advised Code Admin that they need to ensure the detail and complexity of a modification is balanced in the proposal summary. PM took an action to feedback these concerns and ensured they are addressed when completing a proposal summary. **ACTION**

18. AOB

Code Administrator – Our approach to team resource

10163. PM advised the Panel that in the event that Code Admin team are unfit to work due to Coronavirus, Code Panels will be the priority, followed by high priority Workgroups. PM stated that a contingency is in place should the Panel Chair be unable to attend the meeting (Governance Rule 8.7.1) and for Panel to be quorate we would require 6 Panel members, one of which must be The Company (Governance Rule 8.10.2). PM also advised that there are only two alternative CUSC Panel members, with a rota system in place for who should attend (Governance Rule 8.7.2). However, in light of resource concerns re: Coronavirus, PM agreed to clarify under what circumstances any further alternates could be appointed. **ACTION**

10164. AP raised a question regarding the governance rules on holding a Panel meeting if Panel aren't holding a meeting in person. PJ confirmed that Section 8, 8.8.8 confirms that Panel can be held via teleconference. PM agreed to send the Governance Rules that apply. **ACTION**

10165. PM took an action to confirm if Panel members can appoint a Panel member to vote on their behalf if there are no Panel alternates available. **ACTION**

Delivery Plan for TCR and discussion on Panel's concerns surrounding the coronavirus outbreak

10166. NH advised Ofgem are working with the government and expect industry to take proactive steps and ensure business continuities are in place. NH stated that Ofgem are committed to ensure consumers are protected and if Panel had further enquires they should contact Covid-19@ofgem.gov.uk

10167. TM questioned if NGESO needed anything further from the Panel in regards the on-going work with the delivery of TCR modifications. JW advised that the decision on CMP332 is required from Ofgem which will help to ensure there is a sensible progression of modifications over the next few weeks.

10168. JD suggested that it would be useful if Code Admin contacted Workgroup Chairs and requested that in the light of the implications of COVID-19, they think further forward in terms of the detail of planned work to see if there's anything Panel can do to support them. TM requested that Code Admin liaise with the Chair of the Workgroups and feed this message back. **ACTION**. TM advised that if Workgroups need anything further, they should highlight this to the CUSC Panel.

The next CUSC Panel meeting will be held on Friday 24 April 2020 via WebEx.

