

Code Administrator Meeting Summary

Meeting name: CMP288/289 Workgroup meeting 11

Date: 16 February 2022

Contact Details

Chair: Jennifer Groome

Contact details: Jennifer.Groome@nationalgrideso.com

Proposer: Kenneth Doyle

Contact details: Kenneth.Doyle@nationalgrideso.com

Key areas of discussion

Views from CUSC Panel:

- The Panel were split as to whether the updated solution addresses the defect which refers to the need for explicit arrangements in the CUSC. Given that it can be interpreted both ways, they agreed that there is nothing to stop this solution from proceeding. However, there was a majority view that the solution proposed needed further development. It was generally accepted that the Workgroup can raise alternatives to add more explicit text into CUSC.

Updated Terms of Reference:

- The ToR were shared following minor amendments^s from the Panel. No comments or concerns were raised.

Actions update:

- The Proposer and Workgroup member representing NGET explained the process for ensuring the Proposed solution would provide transparency and have appropriate controls in place.
- The NGET Workgroup member put forward to commit to publishing the charging statement process to formalise and provide more transparency on the process. They also suggested that changes could be made to the STC and a mod raised by NGET to provide reassurance of the process if this extent is needed. The NGET Workgroup member assured the Workgroup that the Scottish TOs had been engaged with on this and are onboard. There is also ongoing work to improve consistency between the TOs.

- It was discussed that delay charges should be avoided and there is much work that could be done to business processes in order to improve this area. Though this is outside of the CUSC modification, the Workgroup agreed it was relevant to the solution. Communication should be improved to ensure that developers are aware of potential delay charges, so mitigation can be in place.
- The Proposer explained how the dispute process would work. A Workgroup member stated that the ESO should be checking, on behalf of the customer, that the charges have been correctly applied by the TO's.

Alternative solutions discussion:

- NGET shared with the Workgroup draft legal text which included more detail on the charges. The Proposer will consider including this in their Original proposal.
- A Workgroup member representing the ESO put forward four options for implementation, which could form part of alternative proposals. The Original solution uses option two.
 1. Look back through all current contracts and see if any missing charges should be applied
 2. All contracts entered after the implementation date or contain these charges already. (Original Proposal)
 3. Apply to only contracts modified after implementation date.
 4. Only apply to brand new bilateral connection contracts signed after the implementation date.

Other:

- The Workgroup considered the implications of these modifications being rejected by Ofgem. One Workgroup member shared that if the modifications were rejected, this would imply that the current arrangements for delay charges would need to change. The Chair explained that Ofgem would specify the reasons for a rejection in their decision letter. An action was taken to arrange a call with Ofgem regarding this and for this to be made clear in the Workgroup Consultation document.

Actions

Action Number	Workgroup raised	Owner	Action	Comment	Due by	Status
3	WG10	KD/GN/RWO/JD	Consider the differences in the charging statements and consider evidence required to justify economic and efficient spend		WG12	Open
4	WG11	KD/RWO	Consider changes to existing process to give early warning/insight into delay charges	(Informal arrangements, plus STC changes)	WG12	Open
5	WG11	KD	Consider how checks can be added to the process so that the ESO, on behalf of the customer, confirms that the TO has correctly applied delay charges		WG12	Open
6	WG11	KD/RWO	Consider including RWO's legal text within the original proposal. Consider sharing and additional consequences of asset use.		WG12	Open

7	WG11	JG/KD/RWO/GN	Engage with Ofgem to discuss impacts of approval/rejection/send back of the modification	WG12	Open
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Next Steps

- The next Workgroup meeting is scheduled for 7 March 2022. A draft Workgroup Consultation document will be shared prior to this.
- The Workgroup consultation is planned to be opened on 21 March 2022.

Attendees

Name	Company	Role
Jennifer Groome	National Grid ESO	Chair
Ruth Roberts	National Grid ESO	Tech Sec
Kenneth Doyle	National Grid ESO	Proposer
Grahame Neale	National Grid ESO	Workgroup member
Josh Logan	Drax	Workgroup member
Richard Woodward	NGET	Workgroup member
Andy Vaudin	EDF Energy	Workgroup member
Andy Colley	SSE	Workgroup member
Robert Longden	Eneco Energy Trade BV	Workgroup member
Harvey Takhar	National Grid ESO	Observer
Ryan Ward	Scottish Power Renewables	Observer