

CUSC Special Panel Headline Report

30 May 2022

Connection and Use of System Code (CUSC) Panel

The CUSC Panel Headline Report is produced after every CUSC Panel and aims to provide an overview of the key decisions made. Minutes for these meetings will be published separately.

New Modifications

1 new Modification Proposal was presented for consideration.

CMP392 - Transparency and legal certainty as to the calculation of TNUoS in conformance with the Limiting Regulation

The Proposer believes it is relevant to identify whether (or not) particular charges fall within the Connection Exclusion taking into consideration the Judgment¹ made on 11 April 2022 and has therefore raised **CMP392** to provide stakeholders with legal certainty and transparency of the Methodology and process that ESO would apply.

The CUSC Panel on 30 May 2022 by majority recommended that **CMP392** did not meet Ofgem's Urgency criteria and therefore did not recommend urgent treatment to Ofgem. Panel's recommendation was sent to Ofgem on 30 May 2022 seeking Ofgem decision by 5pm on 7 June 2022. CUSC Panel also agreed that **CMP392** should be assessed by a Workgroup, with the 1st Workgroup being on 13 June 2022 if urgent treatment is granted.

CMP392 documentation can be found via the following link:

<https://www.nationalgrideso.com/industry-information/codes/connection-and-use-system-code-cusc-old/modifications/cmp392>

Questions or feedback?

Code Administrator Representative: Paul Mullen, *Code Administrator*

Panel Secretary: Ren Walker, *Code Administrator*

Email: cusc.team@nationalgrideso.com

¹ <https://www.bailii.org/ew/cases/EWHC/Admin/2022/865.html>