

Final Self – Governance Modification Report

CMP399: CUSC Section 14 – Minor changes update

Overview: This CUSC modification aims to make minor amendments to CUSC Section 14.

Modification process & timetable

1	Proposal Form 13 October 2022
2	Code Administrator Consultation 03 November 2022 – 24 November 2022
3	Draft SG Modification Report 08 December 2022
4	Final SG Modification Report 06 January 2023
5	Appeals Window 06 January 2023 – 27 January 2023
6	Implementation 01 April 2023

Have 5 minutes? Read our [Executive summary](#)

Have 20 minutes? Read the full [Final Self – Governance Modification Report](#)

Have 30 minutes? Read the full Final Self – Governance Modification Report and Annexes.

Status summary: The Panel has made their determination vote and an appeals window will open on 6 January 2023.

Panel recommendation: The Panel has determined unanimously that the Proposer's solution is implemented

This modification is expected to have a: **Low impact on CUSC signatories and the ESO.**

Governance route	Self-Governance modification to proceed to Code Administrator Consultation	
Who can I talk to about the change?	Proposer: Joseph Henry, National Grid ESO Joseph.henry2@nationalgrideso.com Phone: 07970 673 220	Code Administrator Contact: Rashpal Gata – Aura Rashpal.gataaura@nationalgrideso.com Phone: 07971 235 535
Appeals window	If you want to appeal this decision, please send your appeals form and relevant documentary evidence to industrycodes@ofgem.gov.uk by 5pm on 27 January 2023 and inform the Code Administrator by emailing cusc.team@nationalgrideso.com that an appeal has been submitted.	

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Executive summary

This CUSC modification aims to make minor amendments to CUSC Section 14.

What is the issue?

During the course of the financial year 2021/2022, several changes needed for CUSC Section 14 (Charging Methodologies) have been highlighted by the ESO. These are minor changes to the text, such as capitalising erroneous text and making minor changes to areas of Section 14 that have no material impact on the Connection Use of System Code (CUSC) itself.

What is the solution and when will it come into effect?

Proposer's solution: Changes to CUSC Section 14 (Charging Methodologies).

Implementation date: 1 April 2023.

Panel determination: The Panel has determined unanimously that the Proposer's solution is implemented.

What is the impact if this change is made?

This modification proposal will have a low impact on CUSC signatories and the ESO if the change is made due to the materiality of the changes.

Interactions

No interactions with other Codes.

What is the issue?

During the course of the financial year 2021/2022, several changes needed for CUSC Section 14 (Charging Methodologies) have been highlighted by the ESO. These are minor changes to the text, such as capitalising erroneous text and making minor changes to areas of Section 14 that have no material impact on the Connection Use of System Code (CUSC) itself. These changes will see some numbering updated to ensure correct cross referencing within Section 14.

A specific change for Section 14 is needed to satisfy the CUSC Charging Objectives. A separate but counterpart modification to deal with similar issues in the non-Charging areas of the CUSC has also been raised simultaneously – this is CMP400.

Why change?

These changes will tidy Section 14 and provide updates to erroneous cross referencing within Section 14. Raising these modifications as one CUSC change presents efficiencies for both ESO and for industry resource.

What is the solution?

Proposer's solution

Please see the below table of proposed changes to Section 14:

Current CUSC Reference	Why is change needed?	Type of change
14.17.38	Error in paragraph numbering	Numbering
14.17.32	Errors in cross referencing	Numbering
14.18.33	Errors in cross referencing	Numbering
14.29 (Two sections with this numbering)	Unclear section numbering and contents page	Numbering
Throughout Section 14	" The Company " needs to be emboldened	Bolding defined terms
14.18.18	Errors in cross referencing	Numbering
Numbering 14.17.35.1 follows 14.17.37. Then the references increase up to 14.17.35.6 and continue 14.17.29.8.	Numbering is misaligned and needs to be realigned to be sequential	Numbering
14.6.7	Errors in cross referencing	Numbering
14.14.5 (vi and viii)	Unclear paragraph numbering	Numbering
14.14.5	Paragraph sub-labelling may be interpreted as unclear to the reader	Numbering
14.15.60	Errors in cross referencing	Numbering
14.15.90A	Errors in cross referencing	Numbering
14.16.3	Errors in cross referencing	Numbering
14.17.35.1	Incorrect paragraph numbering	Numbering
14.17.35.2	Errors in cross referencing	Numbering

14.17.35.4	Errors in cross referencing	Numbering
14.17.35.5	Errors in cross referencing	Numbering
14.17.29.8 to 14.17.29.11	Incorrect paragraph numbering	Numbering
14.17.29.9	Errors in cross referencing	Numbering
14.17.29.11	Errors in cross referencing	Numbering
Para 14.17.38 to 14.17.40 -	Incorrect paragraph numbering	Numbering
14.18.18	Errors in cross referencing	Numbering
14.18.19	Small Generator Charges no longer apply – delete paragraph	Superfluous text ¹
14.19.5	Errors in cross referencing	Numbering
14.23 v) a)	Errors in cross referencing	Numbering
14.23 Adjustment Tariff	Incorrect paragraph numbering	Numbering
14.23 Adjustment Tariff	Errors in cross referencing	Numbering
Throughout Section 14	Updating consequential paragraph referencing	Numbering
Contents Page	Updating erroneous reference to CUSC Section 14.33	Indexing
CMP395 Legal Text (14.30.27-14.30.34)	Numbering amended to 14.31.27-14.31.4 to reflect the renumbering on “14.29 Principles” to “14.30 Principles”. Paragraph references also amended to reflect change. Erroneous date amended.	Numbering

Legal text

The legal text for this change can be found in Annex 3.

¹ Small Generator Charges no longer apply, as a result of cut-off date in ESO licence

What is the impact of this change?

Proposer's assessment against the Applicable Objectives

Proposer's assessment against CUSC Charging Objectives	
Relevant Objective	Identified impact
(a) That compliance with the use of system charging methodology facilitates effective competition in the generation and supply of electricity and (so far as is consistent therewith) facilitates competition in the sale, distribution and purchase of electricity;	Neutral No impact on competition
(b) That compliance with the use of system charging methodology results in charges which reflect, as far as is reasonably practicable, the costs (excluding any payments between transmission licensees which are made under and accordance with the STC) incurred by transmission licensees in their transmission businesses and which are compatible with standard licence condition C26 requirements of a connect and manage connection);	Neutral No cost or license impacts
(c) That, so far as is consistent with sub-paragraphs (a) and (b), the use of system charging methodology, as far as is reasonably practicable, properly takes account of the developments in transmission licensees' transmission businesses;	Neutral No license implications
(d) Compliance with the Electricity Regulation and any relevant legally binding decision of the European Commission and/or the Agency *; and	Neutral No compliance implications
(e) Promoting efficiency in the implementation and administration of the system charging methodology.	Positive This will improve administration of the CUSC by correcting erroneous references
**The Electricity Regulation referred to in objective (d) is Regulation (EU) 2019/943 of the European Parliament and of the Council of 5 June 2019 on the internal market for electricity (recast) as it has effect immediately before IP completion day as read with the modifications set out in the SI 2020/1006.	

Code Administrator Consultation summary

The Code Administrator Consultation was issued on the 3 November 2022 and closed on 24 November 2022 and did not receive any responses.

Panel Determination vote

The Panel met on 16 December 2022 to carry out their determination vote.

They assessed whether a change should be made to the CUSC by assessing the proposed change and any alternatives against the Applicable Objectives.

Vote 1: Does the Original facilitate the objectives better than the Baseline?

Panel Member: **Andrew Enzor**

	Better facilitates AO (a)?	Better facilitates AO (b)?	Better facilitates AO (c)?	Better facilitates AO (d)?	Better facilitates AO (e)?	Overall (Y/N)
Original	Neutral	Neutral	Neutral	Neutral	Yes	Yes
Voting Statement						
Minor improvement to facilitation of ACO(e) achieved through ensuring consistent references and numbering.						

Panel Member: **Andy Pace**

	Better facilitates AO (a)?	Better facilitates AO (b)?	Better facilitates AO (c)?	Better facilitates AO (d)?	Better facilitates AO (e)?	Overall (Y/N)
Original	Neutral	Neutral	Neutral	Neutral	Yes	Yes
Voting Statement						
This modification makes some minor amendments to the CUSC legal text that improves transparency and clarity for stakeholders. We therefore assess this as better meeting charging objective (e) by promoting efficiency in the implementation and administration of the use of system charging methodology.						

Panel Member: **Binoy Dharsi**

	Better facilitates AO (a)?	Better facilitates AO (b)?	Better facilitates AO (c)?	Better facilitates AO (d)?	Better facilitates AO (e)?	Overall (Y/N)
Original	Neutral	Neutral	Neutral	Neutral	Yes	Yes
Voting Statement						
No Voting Statement provided.						

Panel Member: **Cem Suleyman**

	Better facilitates AO (a)?	Better facilitates AO (b)?	Better facilitates AO (c)?	Better facilitates AO (d)?	Better facilitates AO (e)?	Overall (Y/N)
Original	Neutral	Neutral	Neutral	Neutral	Yes	Yes
Voting Statement						
I believe that CMP399 better facilitates the Applicable CUSC Objectives for the same reasons as provided by the Proposer.						

Panel Member: **Garth Graham**

	Better facilitates AO (a)?	Better facilitates AO (b)?	Better facilitates AO (c)?	Better facilitates AO (d)?	Better facilitates AO (e)?	Overall (Y/N)
Original	Neutral	Neutral	Neutral	Neutral	Yes	Yes
Voting Statement						
No Voting Statement provided.						

Panel Member: **Grace March**

	Better facilitates AO (a)?	Better facilitates AO (b)?	Better facilitates AO (c)?	Better facilitates AO (d)?	Better facilitates AO (e)?	Overall (Y/N)
Original	Neutral	Neutral	Neutral	Neutral	Yes	Yes
Voting Statement						
This modification will correct typographical and numbering errors, making the CUSC easier to use and reducing confusion						

Panel Member: **Karen Thompson – Lilley**

	Better facilitates AO (a)?	Better facilitates AO (b)?	Better facilitates AO (c)?	Better facilitates AO (d)?	Better facilitates AO (e)?	Overall (Y/N)
Original	Neutral	Neutral	Neutral	Neutral	Yes	Yes
Voting Statement						
CMP399 improves the efficiency of Section 14 of the CUSC as it corrects erroneous referencing and tidies up other inaccuracies which would be considered as housekeeping						

Panel Member: **Paul Jones**

	Better facilitates AO (a)?	Better facilitates AO (b)?	Better facilitates AO (c)?	Better facilitates AO (d)?	Better facilitates AO (e)?	Overall (Y/N)
Original	Neutral	Neutral	Neutral	Neutral	Yes	Yes
Voting Statement						
Corrects errors so aids administration of code.						

Vote 2 – Which option is the best?

Panel Member	BEST Option?	Which objectives does this option better facilitate? (If baseline not applicable).
Andrew Enzor	Original	e
Andy Pace	Original	e
Binoy Dharsi	Original	e
Cem Suleyman	Original	e
Garth Graham	Original	e
Grace March	Original	e
Karen Thompson - Lilley	Original	e
Paul Jones	Original	e

Panel conclusion

The Panel has unanimously determined that the Proposer's solution should be implemented.

When will this change take place?**Implementation date**

1 April 2023.

Date decision required by

Decision required from CUSC Panel in December 2022 to allow conclusion of Appeals Window by 31 January 2023.

Implementation approach

N/A.

Interactions

- | | | | |
|---|---|--|--------------------------------|
| <input type="checkbox"/> Grid Code | <input type="checkbox"/> BSC | <input type="checkbox"/> STC | <input type="checkbox"/> SQSS |
| <input type="checkbox"/> European Network Codes | <input type="checkbox"/> EBR Article 18 T&Cs ² | <input type="checkbox"/> Other modifications | <input type="checkbox"/> Other |

No interactions with other Codes.

² If the modification has an impact on Article 18 T&Cs, it will need to follow the process set out in Article 18 of the Electricity Balancing Guideline (EBR – EU Regulation 2017/2195) – the main aspect of this is that the modification will need to be consulted on for 1 month in the Code Administrator Consultation phase. N.B. This will also satisfy the requirements of the NCER process.

Acronyms, key terms and reference material

Acronym / key term	Meaning
BSC	Balancing and Settlement Code
CMP	CUSC Modification Proposal
CUSC	Connection and Use of System Code
EBR	Electricity Balancing Regulation
STC	System Operator Transmission Owner Code
SQSS	Security and Quality of Supply Standards
T&Cs	Terms and Conditions
ESO	Electricity System Operator
SG	Self-Governance

Reference material

- None

Annexes

Annex	Information
Annex 1	Proposal form
Annex 2	CMP399 Self-Governance statement
Annex 3	CMP399 Legal text