

CUSC Panel 24 February 2023

CUSC Panel Minutes

Date: 24/02/2023 **Location:** Teams Meeting

Start: 10:00 **End:** 13:00

Participants

Attendee	Initials	Company
Trisha McAuley OBE	TM	Independent Panel Chair
Paul Mullen	PM	Code Administrator, National Grid Electricity System Operator (Presenter of CMP409)
Teri Puddefoot	TP	Technical Secretary, Code Administrator, National Grid Electricity System Operator
Andrew Enzor	AE	Users' Panel Member
Andy Pace	AP	Consumers' Panel Member
Binoy Dharsi	BD	Users' Panel Member
Cem Suleyman	CS	Users' Panel Member
Claire Huxley	CH	Alternate, National Grid Electricity System Operator
Garth Graham	GG	Users' Panel Member and Proposer of CMP412
Grace March	GM	Users' Panel Member
Joe Dunn	JD	Users' Panel Member
Nadir Hafeez	NH	Authority Representative
Paul Jones	PJ	Users' Panel Member

Observers/Presenters

Attendee	Initials	Company
Rashmi Radhakrishnan	RR	BSC Observer

Nitin Prajapati	NP	Proposer of CMP411
Nick George	NG	Proposer of CMP410
Sarah Carter	SC	Observer, Code Administrator, National Grid Electricity System Operator

Apologies

Attendee	Initials	Company
Karen Thompson – Lilley	KTL	National Grid Electricity System Operator
Mark Duffield	MD	Users’ Panel Member (Alternate)

1. Introductions and Apologies

11763. Apologies were received from Karen Thompson – Lilley. A declaration of interest was noted by Garth Graham in relation to his capacity as the Proposer of CMP412.

2. Minutes from previous meetings

11764. The meeting minutes from the CUSC Panel held on 16 December 2022 and 27 January 2023 were approved.

3. Review of actions log

11765. PM provided the Panel with an update on Action 182. Consumer Scotland have inherited some of the statutory powers of Citizens Advice Scotland and a review of the wording in the CUSC is required to ascertain if modifications are required to be brought forward. PM noted that this action was ongoing and the latest plan is that a modification would be raised in March if it was deemed necessary.

4. Chair’s update

11766. No updates from the Chair.

5. Authority Decisions

11767. Ofgem provided an update on Modifications that have been decided upon, together with those currently awaiting their decision.

Decisions since last CUSC Panel

Modification	What this seeks to achieve	Decision
CMP328	Establish the process when any connection triggers a Distribution impact assessment.	On 14 February 2023, Ofgem sent back the CMP328 Final Modification Report for further work and directed CUSC Panel to revise and resubmit the CMP328 Final Modification Report.

Awaiting Decisions

Modification	What this seeks to achieve	Expected Decision Date
CMP286/CMP287	Seeks increased notice of the Target Revenue (CMP286) and inputs (CMP287) used in the TNUoS Tariff Setting Process	30 September 2023
CMP288	Explicit charging arrangements for customer delays and backfeeds iro transmission connections	Expected decision date was 28 February 2023 but now 13 March 2023
CMP292	Introduces a cut-off date for changes to the Charging Methodologies	31 October 2023
CMP298	Process for aggregated assessment of Distributed Generators that impact (or may impact) on the National Electricity Transmission System.	Expected decision date was 28 February 2023 but now 13 March 2023
CMP344	Clarifies that the allowed revenue for Transmission Owners recovered from Transmission Users under the Charging Methodologies is fixed for each onshore price control period for onshore transmission licensees and at the point of asset transfer for OFTOs.	28 April 2023
CMP384	Apply adjustments for inflation to manifest error thresholds using Indexation	Expected decision date TBC

Other Updates

11768. No other updates were provided.

6. New modifications

11769. The following new modifications were presented to the Panel:

CMP410 'Payment Timescales for Monthly Payments'

11770. NG presented CMP410 to the Panel and noted that this modification seeks to update payment timescales for monthly payments where invoices are issued late.

11771. The Panel agreed with the proposed timeline for this modification.

11772. NG clarified that the materiality is low and the Panel unanimously agreed that CMP410 should follow the Self Governance route and proceed to Code Administrator Consultation [**Post Meeting Note: Code Administrator Consultation was opened on 28 February 2023 and ran until 5pm on 21 March 2023**].

CMP411 'Introduction of Anticipatory Investment (AI) within the Section 14 charging methodologies'

11773. NP presented CMP411 to the Panel and outlined that the modification seeks to introduce Anticipatory Investment (AI) and a mechanism for the recovery of AI costs within the Section 14 charging methodologies.

11774. Some Panel members questioned if this Modification was being raised too early, in the light of the ongoing parliamentary process; however, NP argued that developers need certainty now although noted there are still some ambiguities at the time of raising CMP411. A Panel member asked how stakeholders would get visibility of the AI cost

gap and the Panel agreed that this was something that should be looked at by the Workgroup.

11775. The Panel agreed that CMP411 should follow the Standard Governance route and proceed to a Workgroup. The Panel also agreed the Terms of Reference (ToR) for the Workgroup subject to minor drafting comments. **(Post Meeting Note: ToR were circulated to the Panel and agreed offline)**

CMP412 'CMP398 Consequential Charging Modification'

11776. GG presented CMP412 to the Panel and noted that this seeks to facilitate the implementation of CMP398 and proposes a small change to Section 14 (BSUoS) to ensure that any validated costs arising via the CMP398 solution are recovered (as happens today with black start costs via BSUoS).
11777. The Panel discussed the details of this modification and noted the timeline constraints with CMP398 going to Panel in March, along with dependencies on GC0148 and the consistency required with GC0156.
11778. The Panel agreed that CMP412 should follow the Standard Governance route and proceed to Code Administrator Consultation. The Code Administrator Consultation will be run at the same time as CMP398.

7. In flight modification updates

11779. 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: [CUSC Panel Meeting \(Faraday House\) - 24022023 | National Grid ESO](#)
11780. PM also presented the latest rolling 12-month cross code view of all the Workgroups currently planned in and when Workgroup Reports and Draft Final Modification Reports are planned to be presented to the Panel, together with a view of modifications that are likely to be raised in the same period.

CMP376: Inclusion of Queue Management process within the CUSC

11781. PM advised the Panel that the penultimate Workgroup was held on 8 February 2023 with Workgroup Vote planned for 7 March 2023 (was 15 February 2023 but there were some outstanding issues on some of the Workgroup Alternatives). The Workgroup Report is now planned to be presented to the Panel in March 2023 (rather than February 2023 Panel) and therefore a timeline extension of one month is required. The Panel agreed to the timeline extension.

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

11782. PM informed the Panel that the ESO's "Calculation of the Generator TNUoS Adjustment Tariff for the purposes of the Limiting Regulation – Guidance for 2023/24" was published on 2 February 2023. The Workgroup meeting was held on 17 February 2023 to discuss the differences between the Guidance and the proposed CMP392 Original. The Workgroup Consultation will be run from 24 March 2023 to 25 April 2023. The timeline has been extended to allow the Proposer to review his Original based on ESO's Guidance. The Panel agreed to the timeline extension.

[CMP328: Connections Triggering Distribution Impact Assessment](#)

11783. PM noted that the CMP328 Final Modification Report, which seeks to establish the process when any connection triggers a Distribution impact assessment, was sent back for further work, with the Authority direction to the CUSC Panel to revise and resubmit the CMP328 Final Modification Report.

11784. The Panel considered the next steps and unanimously agreed for the Workgroup to be re-convened to consider Ofgem’s concerns. Panel also agreed with the proposed ToR and and that this would also need to be issued for a 2nd Code Administrator Consultation before the Draft Final Modification Report is re-presented to Panel.

11785. The next Modification Tracker will be published on 7 March 2023.

8. Discussion on Prioritisation

11786. The Panel reviewed the prioritisation stack. The updated Prioritisation Stack can be found via the following link: [CUSC Prioritisation Stack as at 24 February 2023.xlsx \(live.com\)](#)

11787. For each Modification in the prioritisation stack, the Panel have determined if the Priority is “High”, “Medium to High”, “Medium”, “Low to “Medium” or Low”. Panel continue to review the prioritisation stack on a monthly basis and every quarter hold a more in-depth review (ahead of this review, Proposers will be asked to provide updated justification against the prioritisation criteria).

11788. The CUSC Panel discussed the prioritisation of the following Modifications:

Modification	What this seeks to achieve	Panel Comments	Position in Prioritisation Stack
CMP328	Establish the process when any connection triggers a Distribution impact assessment.	Although this was prioritised as "High" when originally progressed, there was challenge that the materiality is not as high as when originally progressed. However, as the Workgroup are reconvening following an Authority send-back, Panel on balance was felt that this should have a Medium to High priority.	Medium to High
CMP411	Seeks to introduce Anticipatory Investment (AI) and a mechanism for the recovery of AI costs within the Section 14 charging methodologies.	Panel believed this should be prioritised alongside CMP402 (as this also relates to Anticipatory Investment) and therefore a Medium to High priority was agreed.	Medium to High

9. Workgroup Reports

11789. No Workgroup Reports were presented to the Panel.

10. Draft Final Modification Reports

11790. PM presented the following Draft Final Modification Report to the Panel:

[CMP379 'Determining TNUoS demand zones for transmission-connected demand at sites with multiple Distribution Network Operators \(DNOs\)'](#)

11791. PM informed the Panel that CMP379 seeks to clarify how TNUoS demand zones, and therefore TNUoS demand tariffs and charges, should be determined for transmission-connected demand users who connect at the boundaries of multiple DNO areas.

11792. PM added that there were no responses to the Code Administrator Consultation that was run from 4 January 2023 to 1 February 2023

11793. The Panel recommended unanimously that the CMP379 Original should be implemented.
(Post Meeting Note: Final Modification Report was sent to Ofgem on 8 March 2023).

11. Standing Groups

Transmission Charging Methodology Forum (TCMF)

11794. CH provided a summary of the topics discussed at the last TCMF meeting on 2 February 2023 which included Enduring Fixed BSUoS Arrangements, Payment timescales (CUSC 6.6.1), Connection Reform and TNUoS impact on investment decisions.

11795. The papers and presentations for this meeting can be found via the following link: [Transmission Charging Methodologies Forum \(TCMF\) - 02.02.2023 | National Grid ESO](#)

11796. The next TCMF meeting will be held on 9 March 2023, details of which can be found via the following link: [Transmission Charging Methodologies Forum \(TCMF\) - 09.03.2023 | National Grid ESO](#)

Joint European Stakeholder Group (JESG)

11797. GG informed the Panel that the February JESG meeting had been cancelled.

11798. The next meeting is on the 14 March 2023 details of which can be found via the following link: [JESG Meeting - 14 March 2023 | National Grid ESO](#)

Governance Standing Group

11799. No further updates for the Panel.

EU Codes

11800. No further updates for the Panel.

12. Update on other Industry Codes

11801. RR provided an update on Market Wide Half Hourly Settlement Reform and the latest information can be found [here](#)

11802. RR provided an update on the Elexon Board publication which is circulated on a six-monthly basis and detailing issues that the Elexon Board is currently focused on. Details can be found [here](#).

13. Relevant Interruptions Claim Report

11803. No further updates for the Panel.

14. Governance

11804. No further updates for the Panel.

15. Horizon Scan

11805. PM provided an update to the Panel, detail of which can be found [here](#).

16. Code Administrator Update

11806. No further updates for the Panel.

17. Any Other Business

11807. No further updates for the Panel.

The next CUSC Panel meeting will be held on 31 March 2023 at 10:00 via Microsoft Teams