**CMP446 Legal Text**

1. Edits shown to **CUSC** Section 6 Para 6.5.1 in red (nb: there are changes proposed to Para 6.5.1 for CMP434, as structured this change will not have any interactions/implications for CMP434 original or WACMs other than WACM1)

|  |
| --- |
| **6.5 OBLIGATIONS OF USERS WHO OWN OR OPERATE DISTRIBUTION SYSTEMS** 6.5.1  (a) Any **User** who owns or operates a **Distribution System** shall submit a request to **The Company** for an **Evaluation of Transmission Impact** upon an application for or acceptance of (as agreed between **The Company** and the **User**) a connection to and/or for the use of that **User’s Distribution System** from a **Relevant Embedded Power Station.** For the purposes of this section 6.5, **Relevant Embedded Power Station** shall also include a group of **Embedded Power Stations** which collectively would be considered equivalent to a **Relevant Embedded Power Station.** (b) Should the **User** be uncertain as to whether an **Embedded Power Station** (either singularly or as part of a group) has a significant impact on the **NETS** and should be classed as a **Relevant Embedded Power Station**, the **User** shall submit a request to **The Company** for an **Evaluation of Transmission Impact** on behalf of the **Embedded Power Station** as per Paragraph 6.5.1(c).For avoidance of doubt, such significant impact will be deemed if the **Embedded Power Station** involves an **Active Power**, **Apparent Power**, **Reactive Power**, kiloamp or kilovolt value larger than as advised by **The Company** to the **User**.Any **User** who owns or operates a **Distribution System** shall not **Energise** the connection between a **Relevant Embedded** **Power Station** and its **Distribution System** nor permit the use of its **Distribution System** by the same until an **Evaluation of Transmission Impact** has concluded (as per paragraphs 6.5.5.6, 6.5.5.7, 6.5.8.5 or any other processes as agreed under 6.5.1(e)) and;**The Company** has confirmed to the **User** that all **Transmission Reinforcement Works** associated with the **Relevant Embedded Power Station** listed in the relevant **Construction Agreement** (if any were identified) have been completed, andin the case of a **Relevant Embedded Medium Power Station** or **a Relevant Embedded Small Power Station,** **The Company** and the **User** have confirmed thatthe requirements of the **Evaluation of Transmission Impact** have been fulfilled, orin the case of a **Relevant Embedded Medium Power Station** or **a Relevant Embedded Small Power Station** which is the subject of a **Bilateral Agreement, The Company** has confirmed to the **User** who owns or operates the relevant **Distribution System** that the person owning or operating the plant has, where required, completed the **Use of System Application (Generators)** and has entered into a **Bilateral Agreement** in the appropriate form with **The Company**,orin the case of a **Large Power Station,** the **Large Power Station** has entered into a **Bilateral Agreement** in the appropriate form with **The Company** and (if such person is not already a party to **CUSC)** has entered into an **Accession Agreement.**Sub-paragraph (a) shall not apply to any **User** who owns or operates a **Distribution System** that is not directly or indirectly connected to the **National Electricity Transmission System.**The **User** may request that the **Evaluation of Transmission Impact** is undertaken by **The Company** using one of the following options;**Statement of Works** and **Confirmation of Project Progression** (as documented in paragraph 6.5.5)**Transmission Impact Assessment** (as documented in paragraph 6.5.8) Any other published process as agreed between **The Company** and the **User** following written approval from the **Authority** and consultation with such persons who may be considered to have an appropriate interest.  (f) In England and Wales, it is acknowledged that (unless notified otherwise by The Company and on basis this should be the exception rather than the norm) only an Embedded Small Power Station which [has a Registered Capacity (as defined in the Distribution Code) of][is] 5MW or above is a Relevant Embedded Small Power Station requiring the submission of an Evaluation of Transmission Impact to The Company in accordance with Paragraph 5.1(a) above." |

[no changes are proposed to these, but the following definitions are shown for ease in the discussion

|  |  |
| --- | --- |
| **"Embedded"** | a direct connection to a **Distribution System** or the **System** of any other **User** to which **Customers** and/or **Power Stations** are connected;  in the context of the **Charging Methodologies** it shall mean a direct connection to a **Distribution System** or the **System** of any other **User** to which **Customers** and/or **Power Stations** are connected, such connection being either a direct connection or a connection via a busbar of another **User** or of a **Relevant** **Transmission Licensee** (but with no other connection to the **National Electricity** **Transmission System**); |
| **"Relevant Embedded Small Power Station"** | an **Embedded Small Power Station** that the **User** who owns or operates the **Distribution System** to which the **Embedded Small Power Station** intends to connect reasonably believes may have a significant system effect on the **National Electricity Transmission System**~~.~~; |
| **"Small Power Station"** | as defined in the **Grid Code**; |

1. Edits shown in red and strikeout to relevant provisions in CUSC Schedule 2 Exhibit 1A – the ATV which introduces the Transmission Impact Assessment Process and App G (Clause 2.5 and Schedule 2 of Appendix G)

2.5 The following shall be added as Clause [ ] of the Bilateral Connection Agreement and the Contents Page amended accordingly

[ ] Transmission Impact Assessment Process

[ ].1 The Company and the User have agreed a process utilising Transmission Impact Assessment (as detailed in Appendix G to this Bilateral Connection Agreement) to manage the Relevant Embedded Power Stations which require an Evaluation of Transmission Impact assessment by The Company under CUSC Paragraph 6.5.1.

Edits to Appendix G Schedule 2, section 10, paragraph 3 shown in red and strike out