

# Code Administrator Meeting Summary

## Meeting name: CMP434 & CM095 Workgroup 24

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Date: 23/09/2024

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### Contact Details

Chair: **Claire Goult** [Claire.Goult@nationalgrideso.com](mailto:Claire.Goult@nationalgrideso.com)

Proposer: **Ruby Pelling** [ruby.pelling@nationalgrideso.com](mailto:ruby.pelling@nationalgrideso.com)

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## Key areas of discussion

The key areas in Workgroup 24 were to review Alternative Requests and the Draft Legal Text Discussion. The Chair noted quoracy and began the Workgroup.

### Legal Text Discussion

The workgroup discussed the legal text, with focus on sections 6 and 16. Workgroup members addressed comments they had left in the Draft Legal Text and the ESO's Legal SME responded to them. Workgroup members asked where the transparency of confirmation of Project progression is being picked up in the legal text. There was much debate on Statement of Works progress and if it is still necessary.

### Alternative Requests

Alternatives 10, 11, and 12 were presented by Community Energy Scotland.

The purpose of Alternative 12 is to allow more community generators access to the grid by having a small percentage of new transmission capacity ringfenced for community generators for 5-7 years before being released for other types of developers to use.

Alternative 11's purpose is to remove the discriminatory access issues that community generators face, which the Alternatives Proposer states goes against EU Regulation 2019/943. A Workgroup member stated that they were not sure what part of the ESO's proposal was deficient, and that this alternative would require more than just changes to the CUSC, such as licence changes. A Workgroup member asked if EU Regulation 2019/943 is being breached by this current modification. Workgroup members noted that this modification may not be the best place for this concept. OFGEM agreed to take this information away and verify that this EU law is still retained by the UK.

Alternatives 4 and 5 were presented by Electricity North West.

Alternative 4 is aiming to make the definitions for Embedded Generation clearer. The proposer made Figure 1 to show the current process for using the CUSC to determine what the CUSC constitutes as Embedded Generation. This Alternative proposes to replace the current definitions with Table 1.

Table 1: Alternative 4's Proposed Embedded Generation Definitions

	Category 1 Embedded Generator	Category 2 Embedded Generator
England and Wales	1MW up to 100MW	100MW and larger
Southern Scotland	200kW up to 30MW	30MW and larger
Northern Scotland	200kW up to 10MW	10MW and larger

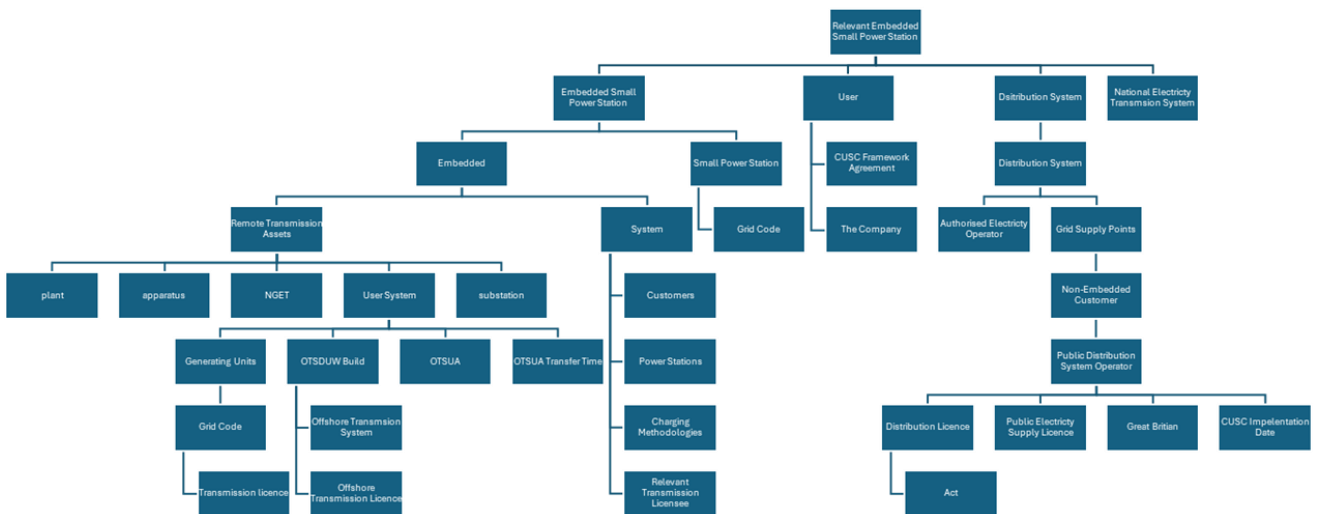


Figure 1: Diagram of Current CUSC Process for Embedded Generation

A Workgroup member asked how Table 1 would interact with the ongoing harmonisation efforts. The Alternative’s Proposer stated that these efforts will not interact with the Alternative’s purpose, which is aiming to take the current definitions and clarify them, not change them. Workgroup members stated they felt like it was too minor to be an Alternative and should just be incorporated in the ESO’s proposal. The ESO stated they do not currently intend to incorporate this Alternative. The definitions within the CUSC occasionally refer to the Grid Code, which Workgroup members believe it should not.

Alternative 5 is intending to raise the lower threshold at which embedded schemes follow the Primary Process, as the current lower threshold limit of 1 MW in England and Wales can cause these small projects to incur perceived unnecessary costs and effort. The provisional new lower limit boundaries given are 5, 7.5, and 10 MW, but these are open to change after further analysis. Workgroup members asked about combining alternatives 4 and 5.

An ESO SME gave an update that their intent is to change the proposal of plus 10 days to get all information on Embedded Generation from DNOs to the ESO, to plus 5 Days to get basic CPA data to the ESO and then plus 15 days to get system modelling data to the ESO.

Alternative 23 is about changing the number of days DNOs have to hand on distributed generation data to the ESO. The Proposer of this alternative has created a diagram to better explain their idea, as can be seen in Figure 2.

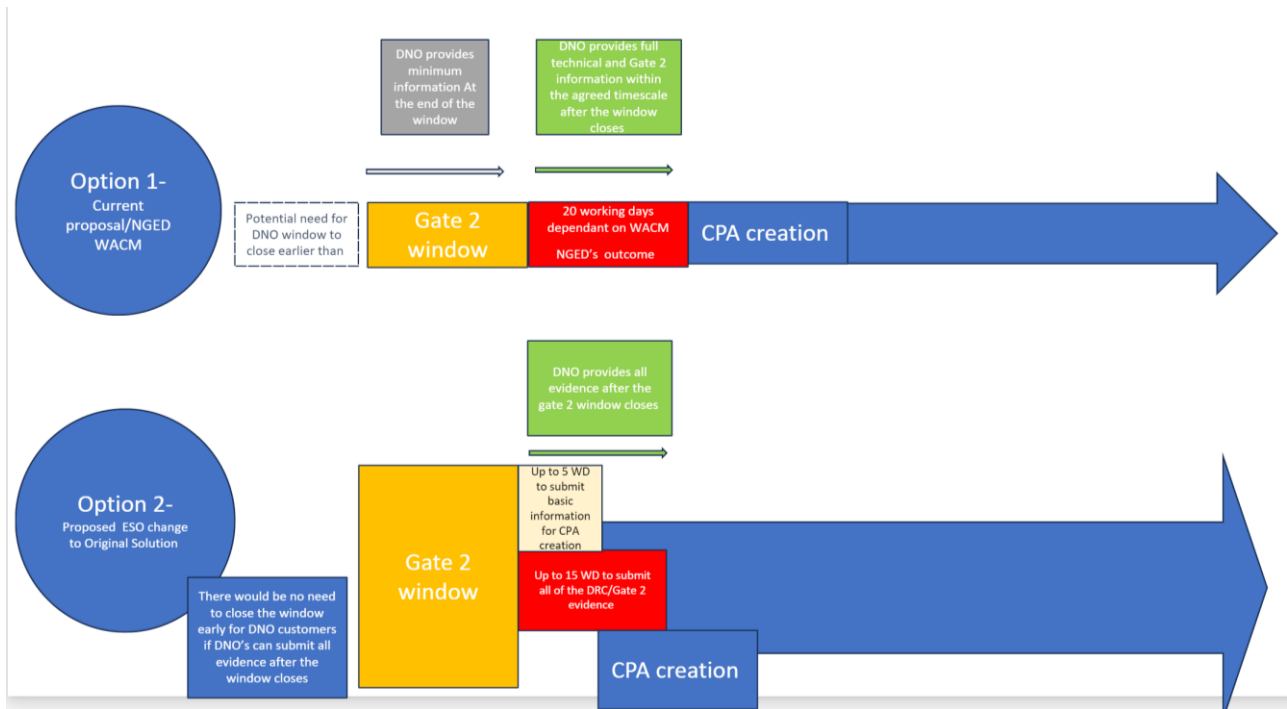


Figure 2: Alternative 23's Proposal

Alternative 21 was presented by Epsilon Energy. This alternative is concerned with a 12-month grace period to move redline boundaries freely after Gate 2 acceptance and getting rid of the 50% threshold. Workgroup members stated that this project could go against the efficient discharge Code Objective.

Alternative 25 was presented by RWE, which was intended to make the ESO codify all the information and requirements within the Methodologies. This has now changed to having the Methodologies codified in the future, rather than during this Modification. A Workgroup member stated that OFGEM had already committed to Methodologies, this Alternative's Proposer stated that this does not go against this Alternative.

Alternative 28 from ENSO Energy. This Alternative proposed that, for the first year only, the results from the ESO compliance process would be published and then applicants can remove their applications if they feel they are no longer relevant. This Alternative's Proposer believes this will speed up applications by up to 8 months. A Workgroup member asked if there were financial implications in this Alternative, the Proposer answered no. The ESO stated that the go live dates for CMP434 and CMP435 may not be the same day.

Alternative 27 intends to reintroduce M1 at Gate 2, and in some cases to reintroduce a financial instrument aspect. Workgroup members asked for the Proposal to include a table of financial instruments.

**Next steps**

Actions to be circulated to Workgroup members.

**Actions**

Action number	Workgroup Raised	Owner	Action	Comment	Due by	Status
11	WG2	All	Add agenda time to respond to papers provided by Workgroup members	Ongoing	WG4	Open
20	WG6	JN/AQ	Consider legal perspective on NESO designation	To remain open until legal text review 17/9	TBC	Open
24	WG7	MO	Consult ESO legal team to consider using existing legal definitions for clarification (substantial modification) and reconsider terminology being used (material/significant/allowable)	To remain open until legal text review 17/9	TBC	Open
31	WG9	MO	More detail requested by Workgroup to make a judgement on Connection Point and Capacity Reservation (including offshore)	To remain open until legal text review 17/9	TBC	Open
35	WG10	AC/AQ	ESO to confirm whether additional uncertainty clauses (which have been appearing in offers recently) will remain		TBC	Open
38	WG11	MO	Updated Action: To expand on licence change conditions/obligations, including any suggested changes to the Licensed offer timescales	ESO not drafting licence text suggestions	TBC	Open
40	WG11	RF	To share licence changes programme timescales with Workgroup		TBC	Open
49	WG17	MO	Updated action: SMEs to share a short summary of the methodologies and the underlying principles of this modification. This should include a plan for development of methodologies, including timescales and engagement with stakeholders.	Ongoing discussion with Ofgem	TBC	Open
51	WG18	HM	Provide further explanation/evidence on the perceived flexibility / timing differences between changing the content of a		TBC	Open

			methodology and changing the content of a code.			
58	WG18	PM	Clarify whether anything in Proposal could allow the Gate 2 criteria to be amended and applied retrospectively i.e. with a Gate 2 project then no longer being a Gate 2 project, even where it is complying with its ongoing compliance obligations.		TBC	Open
59	WG19	PM	Element 11 – Produce examples to provide clarification to the Workgroup (slide 25) on how using installed capacity could work in practice	No update	TBC	Open
60	WG19	PM	Element 11 – Consider Workgroup Member request to provide analysis to show which projects could benefit from the Proposals (slide 26) to have a milestone adjustment ability for ESO e.g. where a developer asks for an earlier date and gets a later date, or asks for and gets a later date (but this is due to a normal programme timescales e.g. mega projects) to avoid unintended outcomes.	No Update	TBC	Open
66	WG19	MO	More information on timeline on CP30 plans/impacts to be shared once they are available (to compare to the code change programme, including voting timetable).		TBC	Open
68	WG20	MO	Consider workshops to allow discussion time for forward looking milestones and expectations for planning		TBC	Open
72	WG21	TE/CH	Amend Alternative Request Proposal 22 and feedback to Workgroup		TBC	Open

73	WG21	LH	Provide analysis/evidence of the impact of Alternative Request 23 (NGED) and consider Alternative ways of solving the issue e.g. more windows (PY comment)	TBC	Open
75	WG21	AQ/LH	RE – Alternative Request 23 - To consult legal teams as to whether a 10- or 20-day obligation is most appropriate within the CUCS or in the licence	TBC	Open

**Attendees**

Name	Initial	Company	Role
Claire Goult	CG	Code Administrator, ESO	Chair
Lizzie Timmins	LT	Code Administrator, ESO	Chair
Stuart McLarnon	SM	Code Administrator, ESO	Tech Sec
Graham Lear	GL	ESO	Proposer
Ruby Pelling	RP	ESO	Proposer
Rory Fulton	RF	Ofgem	Authority Representative
Alison Price	AP	ESO	SME
Angela Quinn	AQ	ESO	SME
Michael Oxenham	MO	ESO	SME
Paul Mullen	PM	ESO	SME
William Kirk-Wilson	WW	ESO	SME
Alex Ikonic	AI	Orsted	Workgroup Member
Allan Love	AL	SPT	Workgroup Member
Andrew Yates	AY	Statkraft	Workgroup Member
Andy Dekany	AD	NGV	Workgroup Member
Ben Adamson	BA	Low Carbon	Workgroup Member
Bill Scott	BS	Eclipse Power Networks	Workgroup Member
Brian Hoy	BH	Electricity North West Limited (ENWL)	Workgroup Member
Charles Yates	CY	Fred Olsen	Workgroup Member
Claire Hynes	CH	RWE Renewables	Workgroup Member
Deborah MacPherson	DM	Scottish Power Renewables	Workgroup Member
Garth Graham	GG	SSE Generation	Workgroup Member

Grant Rogers	GR	Qualitas Energy	Workgroup Member
Greg Stevenson	GS	SSEN Transmisson (SHET)	Workgroup Member
Hugh Morgan	HM	Green Generation Energy Networks Cymru Ltd	Workgroup Member
Joe Colebrook	JC	Innova Renewables	Workgroup Member
Kyran Hanks	KH	CUSC Panel member	Workgroup Member
Laura Henry	LH	NGED	Workgroup Member
Mark Field	MF	Sembcorp Energy (UK) Limited	Workgroup Member
Nirmalya Biswas	NB	Northern Powergrid	Workgroup Member
Paul Jones	PJ	Uniper	Workgroup Member
Paul Youngman	PY	Drax	Workgroup Member
Phillip John	PJ	Epsilon Generation	Workgroup Member
Ravinder Shan	RS	FRV TH Powertek Limited	Workgroup Member
Richard Woodward	RW	NGET	Workgroup Member
Rob Smith	ROS	Enso Energy	Workgroup Member
Ross O'Hare	RO	SSEN	Workgroup Member
Samuel Railton	SR	Centrica	Workgroup Member
Wendy Mantle	WM	Scottish Power Energy Networks	Workgroup Member
Zivanayi Musanhi	ZM	UK Power Networks	Workgroup Member
Zygimantas Rimkus	ZR	Buchan Offshore Wind	Workgroup Member