

Public

Special STC Panel

Friday 20 December 2024

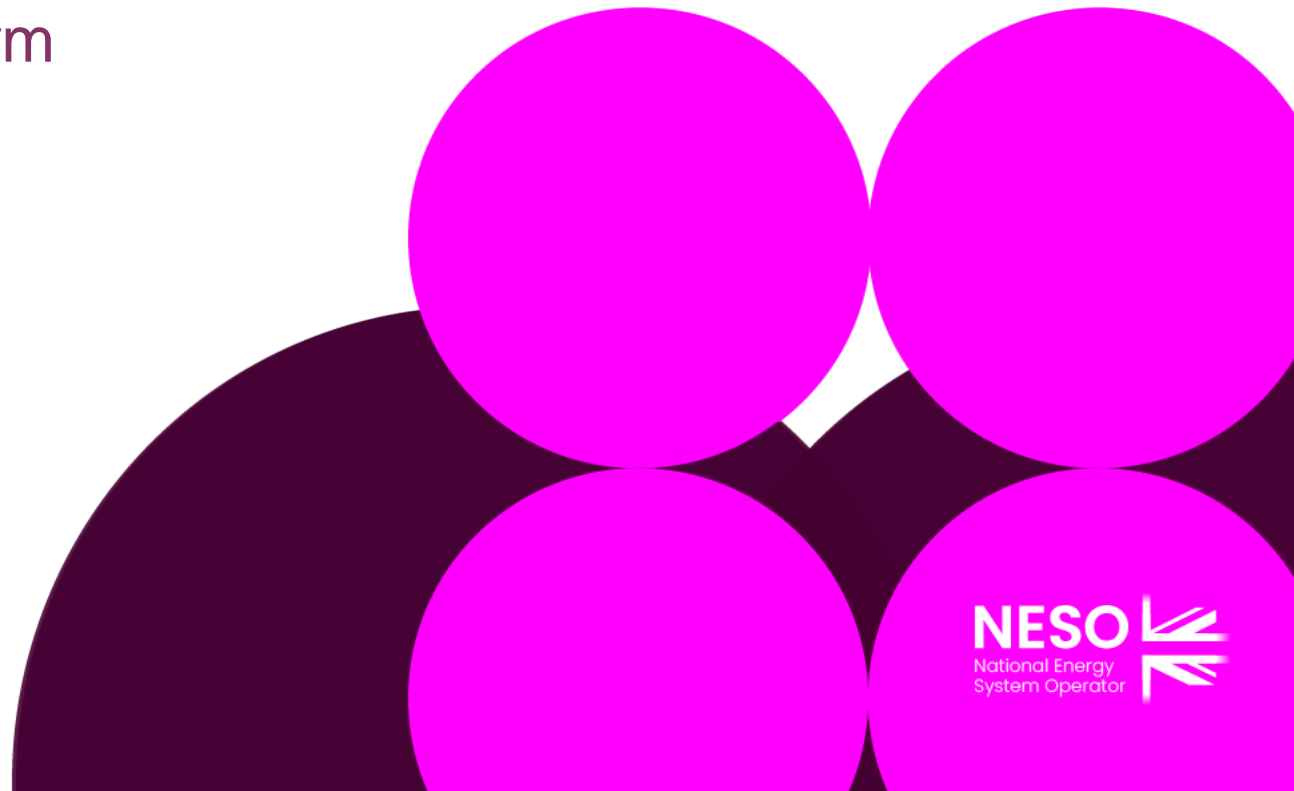
Online Meeting via Teams

Public

WELCOME

Draft Final Modification Report

CM095: Implementing Connections Reform
Elana Byrne, Panel Chair



Solutions

Proposer's solution:

To facilitate Connection and Use of System Code (CUSC) modification CMP434, this proposal outlines the following:

- To define the obligations and timing changes between the National Energy System Operator (NESO) and TOs in the STC) so that NESO can facilitate the combined Gate 1 and Gate 2 process in the required timescales for in scope projects (Component A).
- To propose a Connections Network Design Methodology (Component B).
- Introducing project specific and non-project specific processes through which NESO can reserve connection (or interface) points and/or capacity in the combined Gate 1 and Gate 2 process (Component C).

Summary of alternative solution:

ASM1: Obligation to Codify the Methodologies and Guidance Documents under Connection Reform

This option is in line with the Original proposal, however, also places an obligation on NESO to conduct a review of methodologies developed alongside CM095, and the TOs to provide any information to NESO to support in this review. The review will be presented to the STC Modification Panel to seek guidance on whether NESO should raise a code modification to incorporate relevant methodologies into the STC, taking into account any improvements identified following the review. This option should only be implemented if CMP434 WACM6 is implemented. The implementation of this Alternative STC Modification (ASM) is in line with the Original proposal.

Code Administrator Consultation Responses

Summary of Code Administrator Consultation Responses :

- CM095 Code Administrator Consultation was run from 08/11/2024 to 26/11/2024 and received 6 non-confidential responses, including 1 late response and 3 confidential responses. Key points were:
- Many respondents were supportive of the new reformed Connections process. Several respondents noted concern over the timelines for implementation and the expected increase in work required, particularly if the CMP435 implementation overlaps with the new application windows introduced within CMP434/CM095. Some respondents noted that the STCP changes associated with this modification have not yet been drafted.
- Three respondents highlighted legal text related issues as part of the Code Administrator Consultation. These concerns were generally around clarity of the legal text or minor typographical changes, However there were also comments that NESO legal concluded were not part of the solution for CM095. A summary of the legal text queries and proposed changes can be found in Annex 14.

Code Administrator Consultation Responses

Legal Text Changes:

Numerous Legal Text queries were raised through the Code Administrator Consultation.

Please see Annex 14 'CM095 Code Administrator Consultation Legal Text Queries' for a list of those queries and the Proposer's response from NESO's legal team.

In today's Panel meeting we will first review the legal text queries deemed by the Code Administrator clear 'typographical' changes, i.e. with no effect to intent, meaning or effect of the wording, for agreement to amend within the legal text.

These changes have been prepared within the legal text documents in Annex 13, subject to Panel agreement, and are marked in green in the queries spreadsheet, Annex 14, and slide 8.

Following that, we will review any legal text queries requiring a Panel decision (see the choices for Panel decisions on the next slide).

Code Administrator Consultation – Legal Text Changes.

What do the STC Governance Rules say?

7.2.5.11 Pursuant to sub-paragraph 7.2.5.10, the STC Modification Panel shall consider the representations made in response to the Proposed STC Modification Report and shall instruct the Panel Secretary to make such changes to the Proposed STC Modification Report as may be agreed by the STC Modification Panel (save for the contents of those sections where representations are to be provided by each Party Representative, the Proposer or other person designated by the Authority under sub-paragraph 7.2.2.1(b) (where appropriate) in its own capacity, as specified above, in which case such Party Representative may, after notifying the STC Modification Panel, direct the Panel Secretary to make reasonable changes to its representations). When the STC Modification Panel considers that any minor changes to the legal text contained in the STC Modification Report are necessary (such as changes of a typographical, grammatical or clarificatory nature) it shall be entitled to instruct the Panel Secretary to make such changes. Where the STC Modification Panel considers a change to the legal text contained in the STC Modification Report to be necessary, but such changes are not minor changes, the STC Modification Panel shall instruct the Panel Secretary to prepare revised legal text incorporating such changes and circulate that revised legal text to, and invite representations from, those persons to whom the Proposed STC Modification Report was circulated pursuant to sub-paragraph 7.2.5.10(b). Representations shall be provided within such period as the STC Modification Panel shall determine and, upon receipt, shall be dealt with in accordance with sub-paragraph 7.2.5.10(d) and this sub-paragraph 7.2.5.11.

Code Admin must present the proposed legal text changes

Panel have 3 choices:

- **Agree the changes are typographical and instruct Code Admin to make the change under Section B 7.2.5.11. Then we carry out Recommendation Vote; or**
- **Agree the changes are not needed. Then we carry out Recommendation Vote; or**
- **Under 7.2.5.11 (where changes are necessary and not minor), instruct Code Admin to make the changes and issue a further Code Administrator Consultation.**

Proposed typographical changes for Panel agreement

| Legal Text Section and Clause | Consulted Legal Text | Query | Code Provisionally Updated ahead of Panel approval | Provisional Response |
|--------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------|----------------------------------------------------|-------------------------------------------------------------------------------------------------------------------|
| Original and ASMI: Section D Part Two: 2.3 | The Company shall submit The Company Construction Application (where The Company Construction Application does not correspond to a Gate 2 Application under the Gated application and Offer Process or is for Reservation): | Capitalisation of the word "Application" in "Gated Application and Offer Process" | Yes | Updated to capitalise "Application" in "Gated Application and Offer Process" |
| Original and ASMI: Section D Part Two: 2.3A | The Company shall submit The Company Construction Application (where The Company Construction Application corresponds to a Gate 2 Application under the Gated application and Offer Process or is for Reservation): | Capitalisation of the word "Application" in "Gated Application and Offer Process" | Yes | Updated to capitalise "Application" in "Gated Application and Offer Process" |
| Original and ASMI: Section D Part Two: 2.3A.1 | Pursuant to sub-paragraphs 2.2.1 and 2.2.2, as soon as reasonably practicable and in any event (and except in the case of Reservation) within five business Days of the User Application Date in relation to such Relevant Connection Site; | Capitalisation of the word "Business" in "Business Days" | Yes | Updated to capitalise "Business" in "Business Days" |
| Original and ASMI: Section D Part Two: 2.3A.2 | Pursuant to 2.2.3, as soon as reasonably practicable, and in any event (and except in the case of Reservation) to the Onshore Transmission Owner within five Business Days of [the User Application Date in relation to such Relevant Connection Site]; | Removal of square brackets from the text | Yes | Updated to remove square brackets around "the User Application Date in relation to such Relevant Connection Site" |
| Original and ASMI: Section D Part Two: 2.3A.5 | Pursuant to 2.2.4 and in the case of Reservation, as soon as reasonably practicable and in any event within ten Business Days of the User Application Date in relation to such Relevant Connection Site | Add a semi-colon at the end of the statement. | Yes | Updated to add semi-colon at end of statement |
| Original and ASMI: Section D Part Two: 4.5 | A Transmission Owner shall prepare each TO Construction Offer (where The Company Construction Application corresponds to a Gate 2 Application under the Gated application and Offer Process or is for Reservation) in accordance with the Connections Network Design Methodology and in all cases so that, if the Construction Project to which it relates is constructed, such Transmission Owner would continue to comply with the obligations in respect of the planning and development of its Transmission System set out in Part One, paragraph 2.2 of this Section D by giving effect to such TO Construction Offer, except that: | Capitalisation of the word "Application" in "Gated Application and Offer Process" | Yes | Updated to capitalise "Application" in "Gated Application and Offer Process" |

CM095 – the asks of Panel

- **AGREE** whether or not the additional changes to the legal text in Annex 13 are typographical
- **AGREE** the following for the other changes featured in the legal text spreadsheet (Annex 14):
 - Is the change typographical?
 - Is a change required?
 - If not, does the change need to be raised with the Workgroup and/or require a second Code Administrator Consultation to be issued?
- **VOTE** whether or not to recommend implementation
- **NOTE** next steps on the ongoing timeline

CM095 – Next Steps

| Milestone | Date |
|-----------------------------------------------------------------------------|------------------|
| Draft Final Modification Report presented to Panel | 13 December 2024 |
| Final Modification Report issued to Panel to check votes recorded correctly | 20 December 2024 |
| Submission of Final Modification Report to Ofgem | 20 December 2024 |
| Ofgem decision date | Q1 2025 |
| Implementation Date | Q2 2025 |

Any other business

Activities ahead of the next Panel Meeting

| | |
|--------------------------------------------------|--------------------------|
| Grid Code Development Forum | 8 January 2025 |
| Modification Proposal Deadline for January Panel | 14 January 2025 |
| Papers Day | 21 January 2025 |
| Panel Meeting | 29 January 2025 Teams |

Close

Elana Byrne

Chair, STC Panel