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Code Administrator Consultation Response Proforma

CMP435: Application of Gate 2 Criteria to existing contracted background

Industry parties are invited to respond to this consultation, expressing their views and supplying the rationale for those views, particularly in respect of any specific questions detailed below.

Please send your responses to cusc.team@nationalenergyso.com by **5pm GMT on 26 November 2024**. Please note that any responses received after the deadline or sent to a different email address will not be accepted.

Please be aware that late responses will not be accepted.

If you have any queries on the content of this consultation, please contact elana.byrne@nationalenergyso.com and catia.gomes@nationalenergyso.com or cusc.team@nationalenergyso.com

Respondent details	Please enter your details	
Respondent name:	Rachel Hodges	
Company name:	Cubcio Sustainable Investments Ltd	
Email address:	rachel.hodges@cubcoinvest.com	
Phone number:	07765144505	
Which best describes your organisation?	<input type="checkbox"/> Consumer body <input type="checkbox"/> Demand <input type="checkbox"/> Distribution Network Operator <input checked="" type="checkbox"/> Generator <input type="checkbox"/> Industry body <input type="checkbox"/> Interconnector	<input type="checkbox"/> Storage <input type="checkbox"/> Supplier <input type="checkbox"/> System Operator <input type="checkbox"/> Transmission Owner <input type="checkbox"/> Virtual Lead Party <input type="checkbox"/> Other

I wish my response to be:

(Please mark the relevant box)

☒ **Non-Confidential** (*this will be shared with industry and the Panel for further consideration*)

☐ **Confidential** (*this will be disclosed to the Authority in full but, unless specified, will not be shared with the Panel or the industry for further consideration*)

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For reference, the Applicable CUSC (non-charging) Objectives are:

- a) *The efficient discharge by the Licensee of the obligations imposed on it by the Act and the Transmission Licence;*
- b) *Facilitating effective competition in the generation and supply of electricity, and (so far as consistent therewith) facilitating such competition in the sale, distribution and purchase of electricity;*
- c) *Compliance with the Electricity Regulation and any relevant legally binding decision of the European Commission and/or the Agency *; and*
- d) *Promoting efficiency in the implementation and administration of the CUSC arrangements.*

**The Electricity Regulation referred to in objective (c) 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.*

Please express your views in the right-hand side of the table below, including your rationale.

Standard Code Administrator Consultation questions						
1	Please provide your assessment for the proposed solution(s) against the Applicable Objectives?	<p>Mark the Objectives which you believe the proposed solution(s) better facilitates:</p> <table border="1"> <tr> <td>Original</td> <td><input checked="" type="checkbox"/>a <input checked="" type="checkbox"/>b <input type="checkbox"/>c <input checked="" type="checkbox"/>d</td> </tr> <tr> <td>WACM1</td> <td><input type="checkbox"/>a <input checked="" type="checkbox"/>b <input type="checkbox"/>c <input type="checkbox"/>d</td> </tr> </table> <p>Although we understand the rationale for WACM1 we are concerned that it will protract and complicate the process that has already added uncertainty to project development over the last 2 years.</p>	Original	<input checked="" type="checkbox"/> a <input checked="" type="checkbox"/> b <input type="checkbox"/> c <input checked="" type="checkbox"/> d	WACM1	<input type="checkbox"/> a <input checked="" type="checkbox"/> b <input type="checkbox"/> c <input type="checkbox"/> d
Original	<input checked="" type="checkbox"/> a <input checked="" type="checkbox"/> b <input type="checkbox"/> c <input checked="" type="checkbox"/> d					
WACM1	<input type="checkbox"/> a <input checked="" type="checkbox"/> b <input type="checkbox"/> c <input type="checkbox"/> d					
2	Do you have a preferred proposed solution?	<p><input checked="" type="checkbox"/>Original</p> <p><input type="checkbox"/>WACM1</p> <p><input type="checkbox"/>Baseline</p> <p><input type="checkbox"/>No preference</p> <p>Overall, this process is welcomed and we hope it brings about the aims that it sets out to achieve. The detail in the methodologies and the proposed CP2030/2035 plans will be the most critical elements here to ensure that the process is fair and transparent. Although we agree that they do not need to be codified; we are impressing on Ofgem the need</p>				

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		to make sure that the consultation and review of these documents and processes is clear and robust.
3	Do you support the proposed implementation approach?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Click or tap here to enter text.
4	Do you have any other comments?	<p>The cut-over arrangements for PP's, Mod Apps and BEGAs/BELLAs have not been provided and there is concern that applications made now will not have chance to be turned around in time to meet the Whole Queue to Gate 2 timeframes and will have to wait until the next Gate 2 window. This needs to be addressed urgently to avoid projects (especially embedded projects) being disadvantaged.</p> <p>There are also a large number of PPs that were held up by the 2-step offer process that are still not signed and passed on to generators or that have not been submitted / clock-started in a timely so we have no visibility of when they will be returned.</p> <p>It is also not clear what will happen to Technical Limit offers.</p> <p>And the treatment of embedded generators in the reallocation of queue positions is causing a considerable amount of concern. There still seems to be a real disconnect between ENA and NESO in the treatment of projects w.r.t queue management milestones, queue position and the overall impact of connections reform. We have had confirmation from DNOs that they do not intend to revise their LIFO Stack queue and so projects that are able to access the transmission system with a pre-2030 date because they are 'ready and needed' will still be impacted by projects that are 'less ready and less needed' when they connect later as they are ahead in the DNO queue. This needs to be re-assessed.</p>
5	Do you agree with the Workgroup's assessment that the modification does not impact the Electricity	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

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	Balancing Regulation (EBR) Article 18 terms and conditions held within the CUSC?	Click or tap here to enter text.
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