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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 cust.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 cust.team@nationalenergyso.com

Respondent details	Please enter your details	
Respondent name:	Charles Yates	
Company name:	Muir Mhòr Offshore Wind Farm Ltd	
Email address:	charles.yates@vattenfall.com	
Phone number:	07768337854	
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?	Mark the Objectives which you believe the proposed solution(s) better facilitates:
		Original <input type="checkbox"/> a <input type="checkbox"/> b <input type="checkbox"/> c <input type="checkbox"/> d
		WACM1 <input checked="" type="checkbox"/> a <input checked="" type="checkbox"/> b <input type="checkbox"/> c <input checked="" type="checkbox"/> d
		<p>We agree that important benefits of CMP435 are:</p> <ul style="list-style-type: none"> • Quicker connections for projects that are in a better position to progress to connection • A more coordinated and efficient network design for connections that delivers benefits for customers and consumers, since allocating capacity more efficiently to projects should lead to lower overall costs • A process which helps to efficiently deliver Net Zero by delivering timely connections dates <p>Muir Mhor is ready and able to quickly progress to connection with benefits to consumers and customers</p>

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		<p>and hence welcomes and seeks to take advantage of Connections Reform.</p> <p>WACM1 enhances competition and efficiency by providing Gate 2 qualified applicants with an opportunity to revise their application based on the results of the Gate 2 compliance check and updated competitor information, the Clean Power 2030 (CP30) regional technology quota proposals, and any NESO project designations. This will facilitate more informed Gate 2 applications and so enhance competition and efficiency in the delivery of CP30 and Net Zero</p>
2	Do you have a preferred proposed solution?	<p><input type="checkbox"/> Original</p> <p><input checked="" type="checkbox"/> WACM1</p> <p><input checked="" type="checkbox"/> Baseline</p> <p><input type="checkbox"/> No preference</p> <p>WACM1 enhances the baseline solution.</p>
3	Do you support the proposed implementation approach?	<p><input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p>We broadly support the proposed implementation approach but have concerns with the timeline, etc. There is a need to be realistic / flexible to allow adequate time for developers to meet Gate 2 criteria.</p> <p>Importantly, there is a need to see the accompanying three Methodologies and NESO's Guidance documents as soon as possible along with the regulatory framework / governance for them. Without these further documents we do not have a full picture and cannot fully evaluate the proposed solution.</p> <p>There is a need for the proposed implementation approach to be clear on when developers will need to act, when offers will be made, etc.</p>
4	Do you have any other comments?	<p>Allowing industry to help develop the full proposed solution, including Methodologies, and Implementation Approach would build support and lead to a code</p>

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		<p>modification which is easier to implement in practice and better facilitates delivery of the relevant CUSC objectives.</p> <p>The related concepts of Capacity Reservation and of Connection Point Reservation in the Connections Reform legal text reduce the valuable flexibility to optimise the connections queue to accelerate projects which can best contribute to achieving CP30. The draft text allows NESO discretion to reserve certain Connection Points and available capacity at those Connection Points for the use of projects its selects. These provisions usurp the standard two-gate process to some degree, specifically by allowing such Connection Points or capacity to be reserved in advance of their progress to Gate 2.</p>
5	Do you agree with the Workgroup's assessment that the modification does not impact the Electricity Balancing Regulation (EBR) Article 18 terms and conditions held within the CUSC?	<p><input checked="" type="checkbox"/> Yes</p> <p><input type="checkbox"/> No</p> <p>Click or tap here to enter text.</p>