

Public

Special CUSC Panel

Thursday 07 August 2025

Online Meeting via Teams

Public

WELCOME

Purpose of Panel & Duties of Panel Members

The **Panel** shall be the standing body to carry out the **functions** referred to in CUSC – Section 8 CUSC Modification (8.3.3)

The **Panel** shall endeavour at all time to operate:

- In an **efficient, economical and expeditious manner**, taking account of the complexity, importance and urgency of particular CUSC Modification Proposals; and
- With a view to ensuring that the CUSC facilitates **achievement of the Applicable CUSC Objectives**.

Duties of Panel Members & Alternates (8.3.4)

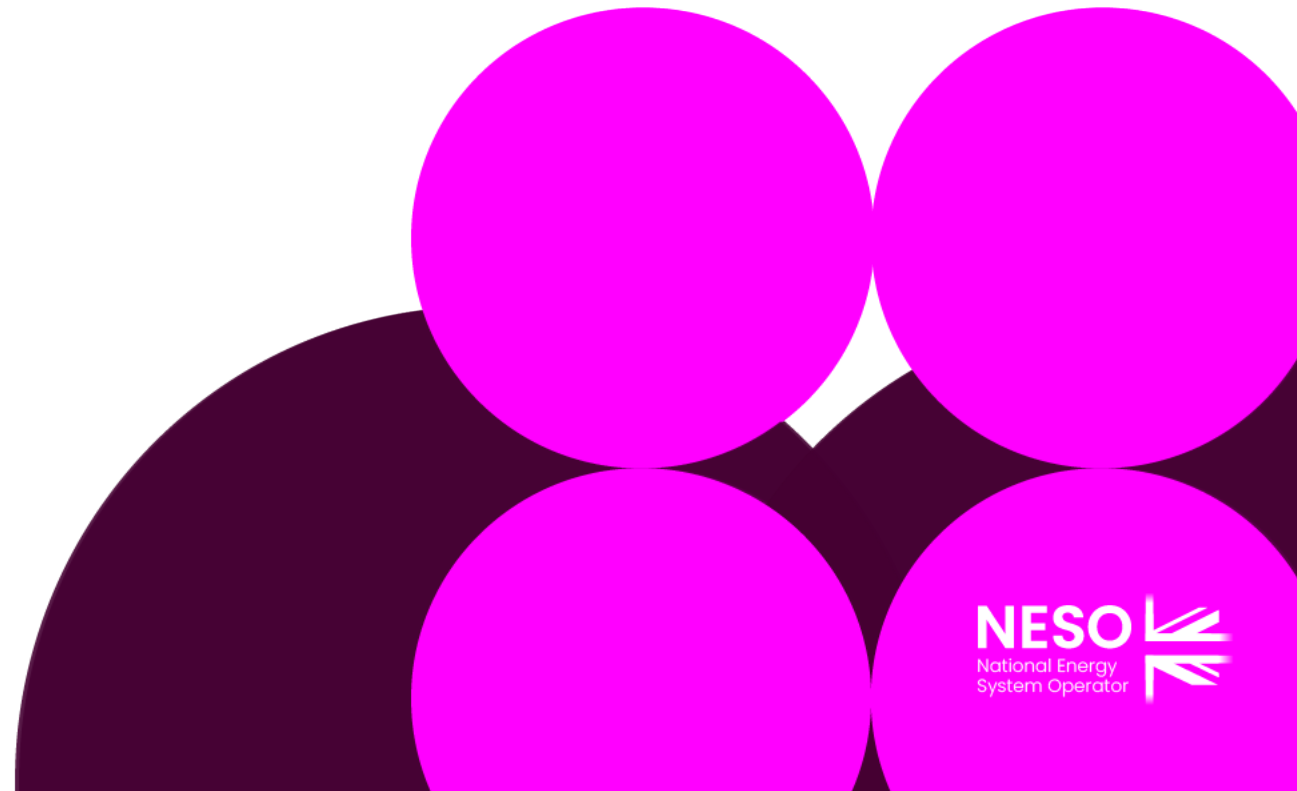
1. Shall act **impartially** and in accordance with the requirements of the **CUSC**; and
2. Shall not have any **conflicts of interest**.

Shall not be representative of, and shall act without undue regard to the particular interests of the persons or body of persons by whom he/she was appointed as Panel Member and any Related Person from time to time.

Draft Final Modification Report

CMP316: TNUoS Arrangements for Co-located Generation Sites

Catia Gomes



Background and steps taken since CMP316 Authority Send-Back

On 13 December 2024, the Authority sent back the CMP316 Final Modification Report for further work and directed Panel to revise and resubmit the CMP316 Final Modification Report.

Steps taken since Send-Back

On 10 March 2025, the CUSC Panel agreed the Terms of Reference for the Workgroup to consider ahead of a third Code Administrator Consultation being issued to industry:

- a) Ensure the Original solution legal text addresses the modification defect, the issues identified in the send-back letter, and is legal and operable.
- b) Ensure WACM1 legal text addresses the modification defect, the issues identified in the send-back letter, and is legal and operable.
- c) Investigate whether any simplifications can be made to the legal text so it can be more easily understood by stakeholders.

The Workgroup met 5 times to address the send back terms of reference, which resulted in simplification and correction of the modification legal text.

Solutions

- **Original:** Addition of a new formula to the TNUoS charging methodology to calculate wider locational charges for 'co-located' or Multi-Technology Power Station.
- **WACMI:** Same intention as the Original but there are differences in the calculation of tariff components for each technology type and use of scaled TEC (rather than site TEC) to calculate ALFs.

Code Administrator Consultation Responses

Summary of Code Administrator Consultation Responses:

Code Administrator Consultation was run from 30/06/2025 to 28/07/2025 and received 2 non-confidential responses [and 0 confidential responses]. Key points were:

- Both respondents indicated that the Original and WACM1 better facilitate objectives (d) and (e), and one respondent indicated that the Original and WACM1 better facilitate objectives (f) and (h).
- Both respondents believed that the deficiencies of the Send Back letter have been met.
- Both respondents supported the proposed implementation approach.
- One respondent indicated a preference for WACM1 over the Original on the basis that it is more cost reflective.
- One legal text issue was raised outside of the Code Administrator Consultation, to remove the word 'Not' within the WACM1 legal text in 14.18.7. The proposed change can be found in **Annex 18**.

Code Administrator Consultation – Legal Text Changes.

What do the CUSC Governance Rules say?

- 8.23.4 A draft of the **CUSC Modification Report** shall be tabled at the **Panel Meeting** prior to submission of that **CUSC Modification Report** to the **Authority** as set in accordance with the timetable established pursuant to Paragraph 8.19.1 at which the Panel may consider any minor changes to the legal drafting, which may include any issues identified through the **Code Administrator's** consultation and:
- (i) if the change required is a typographical error the **CUSC Modifications Panel** may instruct the **Code Administrator** to make the appropriate change and the **Panel Chairman** will undertake the **CUSC Modifications Panel Recommendation Vote**; or
 - (ii) if the change required is not considered to be a typographical error then the **CUSC Modifications Panel** may direct the **Workgroup** to review the change. If the **Workgroup** unanimously agree that the change is minor the **CUSC Modifications Panel** may instruct the **Code Administrator** to make the appropriate change and the **Panel Chairman** will undertake the **CUSC Modifications Panel Recommendation Vote** otherwise the **Code Administrator** shall issue the **CUSC Modification Proposal** for further **Code Administrator** consultation after which the **Panel Chairman** will undertake the **CUSC Modifications Panel Recommendation Vote**.
 - (iii) if a change is not required after consideration, the **Panel Chairman** will undertake the **CUSC Modifications Panel Recommendation Vote**.

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 8.23.4(i). Then we carry out Recommendation Vote; or**
- **Agree the changes are not needed under 8.23.4(iii). Then we carry out Recommendation Vote; or**
- **Under 8.23.4(ii) Direct the Workgroup to review the changes or ask for a further Code Administrator Consultation to be issued**

CMP316 Asks of Panel

- **AGREE** whether or not the proposed changes to the legal text are typographical
- **NOTE** that this Modification does not impact the Electricity Balancing Regulation (EBR) Article 18 terms and conditions held within the CUSC
- **VOTE** whether or not to recommend implementation
- **NOTE** next steps

CMP316 Next Steps

Milestone	Date
Final Modification Report issued to Panel to check votes recorded correctly	07 August 2025
Submission of Final Modification Report to Ofgem	07 August 2025
Ofgem decision date	Requested by 30 September 2025
Implementation Date	01 April 2026

Activities ahead of the next Panel Meeting

Modification Proposal Deadline for August Panel	07 August 2025
Papers Day	14 August 2025
Panel Meeting	22 August 2025

Close

Penny Garner

Acting Independent Chair, CUSC
Panel