

Nadir Hafeez  
Ofgem  
**By email**

Anthony Pygram  
Independent Chair CUSC & Grid Code Panel

15 May 2026

CMP471 Request for Urgency

Dear Nadir

Connection and Use of System Code (CUSC) Modification Panel Request for Urgency and Recommended Timetable for **CMP471: Interim Contract Variation Process Ahead of CMP434 Gated Application Window.**

On 17 April 2026, **Muirhall Energy** raised **CMP471**. The Proposer sent a request to the CUSC Panel Secretary for this modification to be treated as urgent.

**CMP471** proposes a temporary, limited amendment to the CUSC allowing Users to adjust elements of their NESO contracts before the first CMP434 Gated Application Window. All documentation for this modification can be located via the following [link](#).

The CUSC Modifications Panel ("the Panel") on 15 May 2026, considered **CMP471** and the associated request for urgency. This letter sets out the views of the Panel on the request for urgent treatment and the procedure and timetable that the Panel recommends.

The Proposer set out their rationale for Urgency against Ofgem's Urgency criteria (a) which is as follows:

**a) A significant commercial impact on parties, consumers or other stakeholder(s).**

*This modification meets Ofgem's urgency criteria as it relates to an imminent and time-bound issue with significant commercial implications for Users. Users require the ability to amend connection dates ahead of the first CMP434 Gated Application Window and prior to the 01 April 2027 liability trigger. Without this, Users may be exposed to increased cost and liability profiles that do not reflect deliverable project timelines. The timing of implementation is therefore critical. A backstop implementation date of September 2026 is required to ensure that Users can utilise the proposed variation process before the relevant liability milestone is reached.*

*Without urgent implementation, Users will be required to enter the first CMP434 Gated Application Window with contractual connection dates that do not reflect current project delivery assumptions. This misalignment may lead to inefficient Gate 2 outcomes, including an increased risk of Users rejecting Gate 2 Offers due to inaccurate programme assumptions and associated cost exposure. The inability to amend connection dates ahead of the Gated Application Window*

*creates a clear timing constraint. If not addressed in advance of this window, Users will lose the opportunity to make proportionate adjustments within the scope of this proposal, resulting in avoidable inefficiencies and increased cost risk.*

## **Panel Consideration of the Request for Urgency**

The Panel considered the request for urgency with reference to [Ofgem Guidance on Code Modification Urgency Criteria](#). The unanimous view of the Panel is that **CMP471 does meet** Ofgem's Urgency criteria<sup>1</sup>. Therefore, the recommendation of the Panel is that **CMP471 should be** treated as an Urgent CUSC Modification Proposal.

Panel members set out their rationale behind this decision:

- Seven Panel members agreed with the Proposer's justification for urgency.
- The view of NESO Panel member was that the figures presented by the Proposer during Panel, show that it's clear this issue presents a significant commercial impact to some industry parties, which would not be solved in time by a modification progressing under a standard timeline. As such, NESO agrees with the case for urgency.

## **Procedure and Timetable**

The Panel discussed an appropriate timetable for **CMP471** in the instance that urgency is granted.

The Panel agreed that **CMP471** subject to Ofgem's decision on Urgency should follow the attached Code Administrator's proposed timetable (Appendix 1 **Urgent recommendation**). In Appendix 2 of this letter, the Code Administrator has also provided the timeline if this follows standard timescales with the assumption that Panel prioritises this high in the prioritisation stack.

Panel noted that if urgency is required, there would be;

- A Workgroup Consultation period of less than 15 Business Days
- Code Administrator Consultation period of less than 15 Business Days
- There would be less than 5 clear Business Days between publication of the Draft Final Modification Report and Panel's recommendation; and
- There would be less than 5 clear Business Days for Panel to check that their Recommendation Vote had been recorded correctly

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<sup>1</sup> Ofgem's current view is that an urgent modification should be linked to an imminent issue or a current issue that if not urgently addressed may cause:

- a) A significant commercial impact on parties, consumers or other stakeholder(s); or
- b) A significant impact on the safety and security of the electricity and/or gas systems; or
- c) A party to be in breach of any relevant legal requirements.

Under CUSC Section 8.24.4, we are now consulting the Authority as to whether this Modification is an Urgent CUSC Modification Proposal.

Please do not hesitate to contact me if you have any questions on this letter or the proposed process and timetable. I look forward to receiving your response

Yours sincerely

*Anthony Pygram*

Anthony Pygram  
Independent Chair of the CUSC and Grid Code Panel

### Appendix 1 – Urgent Timeline

Modification Stage	Date
Modification presented to Panel	15 May 2026
Workgroup Nominations	15 May – 19 May 2026
Ofgem decision on Urgency	By 5pm on 19 May 2026
Workgroups 1- 3	26 May 2026 29 May 2026 02 June 2026
Workgroup Consultation	03 June 2026 – 09 June 2026
Workgroups 4-5	11 June 2026 15 June 2026
Workgroup Report issued to Panel	17 June 2026
Panel sign off that Workgroup Report has met its Terms of Reference	19 June 2026 (Special Panel)
Code Administrator Consultation	23 June – 30 June 2026
Draft Final Modification Report (DFMR) issued to Panel	07 July 2026
Panel undertake DFMR recommendation vote	10 July 2026 (Special Panel)
Final Modification Report issued to Panel to check votes recorded correctly	10 July 2026
Final Modification Report issued to Ofgem	10 July 2026
Ofgem decision	17 July 2026
Implementation Date	31 July 2026

### Appendix 2 – Standard Timeline

Modification Stage	Date
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Modification presented to Panel	15 May 2026
Workgroup Nominations	26 May – 19 June 2026
Workgroups 1- 4	01 July 2026 05 August 2026 03 September 2026 01 October 2026
Workgroup Consultation	08 October 2026 – 29 October 2026
Workgroups 5-7	12 November 2026 10 December 2026 07 January 2027
Workgroup Report issued to Panel	21 January 2027
Panel sign off that Workgroup Report has met its Terms of Reference	29 January 2027
Code Administrator Consultation	08 February 2027 – 01 March 2027
Draft Final Modification Report (DFMR) issued to Panel	18 March 2027
Panel undertake DFMR recommendation vote	26 March 2027
Final Modification Report issued to Panel to check votes recorded correctly	31 March – 07 April 2027
Final Modification Report issued to Ofgem	12 April 2027
Ofgem decision	TBC
Implementation Date	TBC

### Appendix 3 – Panel Urgency Vote

See separate attachment