



National Grid

AMENDMENT REPORT

CUSC Proposed Amendment CAP072

Generation Reconciliation Statements

The purpose of this report is to assist the Authority in their decision of whether to implement Amendment Proposal CAP072

Amendment Ref	CAP072
Issue	1.0
Date of Issue	14 June 2004
Prepared by	National Grid

I DOCUMENT CONTROL**a National Grid Document Control**

Version	Date	Author	Change Reference
0.1	14/5/04	National Grid	Draft for internal comment
0.2	2/6/04	National Grid	Draft for Industry comment
1.0	14/6/04	National Grid	Formal version for submission to the Authority

b Document Location

Nation Grid Website:

<http://www.nationalgrid.com/uk/indinfo/cusc>

c Distribution

Name	Organisation
The Gas and Electricity Markets Authority	Ofgem
CUSC Parties	Various
Panel Members	Various
National Grid Industry Information Website	

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1.0 SUMMARY AND RECOMMENDATION

- 1.1 CAP072 will re-instate Paragraph 3.12.2 into the CUSC. This was erroneously deleted after the implementation of CAP065. The re-instated Paragraph will actually become 3.13.2 after the implementation of CAP055.
- 1.2 CAP072 was proposed by National Grid and submitted to the CUSC Amendments Panel for consideration at their meeting on 23rd April 2004. The Amendments Panel determined that the issue was appropriate to proceed to wider industry consultation by National Grid.
- 1.3 National Grid received a total of 3 responses to the consultation for CAP072. One respondent did not support and two respondents did support the Proposed Amendment.

National Grid Recommendation

- 1.4 National Grid recommends the implementation of CAP072.

2.0 PURPOSE AND SCOPE OF THE REPORT

- 2.1 This Amendment Report has been prepared and issued by National Grid under the rules and procedures specified in the Connection and Use of System Code (CUSC) as designated by the Secretary of State. It addresses issues relating to CUSC Amendment Proposal 072 – Generation Reconciliation Statements.
- 2.2 Further to the submission of Amendment Proposal CAP072 (see Annex 1) and the subsequent wider industry consultation that was undertaken by National Grid, this document is addressed and furnished to the Gas and Electricity Markets Authority (“the Authority”) in order to assist them in their decision whether to implement Amendment Proposal CAP072.
- 2.3 This document outlines the nature of the CUSC changes that are proposed. It incorporates National Grid’s recommendations to the Authority concerning the Amendment. Copies of all representations received in response to the consultation have been also been included and a ‘summary’ of the representations received is also provided. Copies of each of the responses to the consultation are included as Annex 3 to this document.
- 2.4 This Amendment Report has been prepared in accordance with the terms of the CUSC. An electronic copy can be found on the National Grid website, at <http://www.nationalgrid.com/uk/indinfo/cusc>

3.0 THE PROPOSED AMENDMENT

Background

- 3.1 National Grid submitted CAP072 to the Amendments Panel meeting held on 23rd April 2004. The Amendments Panel agreed that CAP072 should go straight out to industry consultation. National Grid issued the consultation paper on 27th April and requested comments by 28th May.

The Proposed Amendment

- 3.2 CAP072 will re-instate Paragraph 3.12.2 into the CUSC. This was erroneously deleted after the implementation of CAP065. The re-instated Paragraph will actually become 3.13.2 now that CAP055 has been implemented.
- 3.3 Paragraph 3.12.2 required NGC to produce a Generation Reconciliation Statement in respect of generation related TNUoS Charges and send it to the User as soon as practicable and in any event by 31st March in each financial year. The Statement shall specify the Actual Amount and the Notional Amount of generation related TNUoS Charges for each month during the relevant Financial Year and, in reasonable detail the information from which such amounts were derived and the manner in which they were calculated.
- 3.4 CAP065 was a Housekeeping Amendment Proposal submitted to the Panel by National Grid with a number of other Housekeeping Amendments on 18th September 2003. CAP065 proposed the deletion of a number of redundant Paragraphs in the CUSC related to NETA Go-Live. The Amendment Proposal included a list of Paragraphs for deletion one of which was Paragraph 3.12.2. This was an error - the Amendment Proposal should have referred to Paragraph 3.13.2 for deletion and not 3.12.2. The Authority approved CAP065 on 23rd December 2003 for implementation on 2nd January 2004. NGC agreed at the CUSC Amendments Panel meeting held on 26th March 2004 that there had been an error in CAP065 and agreed to bring forward an Amendment Proposal to the April 2004 Panel meeting to rectify the position.

4.0 IMPLEMENTATION AND TIMESCALES

- 4.1 There is no material impact associated with the timing of the implementation of CAP072. It is therefore proposed that implementation takes place with effect from 10 days after the Authority's decision.

5.0 IMPACT ON THE CUSC

- 5.1 CAP072 would require amendment to paragraph 3.13.2 of the CUSC.
- 5.2 The text required to give effect to the Proposed Amendment is contained as Annex 2 of this document.

6.0 ASSESSMENT AGAINST APPLICABLE CUSC OBJECTIVES

- 6.1 Correcting the CUSC in this way will enable National Grid to fulfil its obligations to facilitate competition in the generation and supply of electricity. Provision of the Generation Reconciliation Statements will enable National Grid to more easily and efficiently discharge its obligations under the Act and the Transmission Licence.

7.0 IMPACT ON CUSC PARTIES

- 7.1 The Proposed Amendment will have no impact on CUSC Parties since it will reinstate a Paragraph that was originally part of the CUSC.

8.0 IMPACT ON CORE INDUSTRY DOCUMENTS

- 8.1 The Proposed Amendment will have no impact on Core Industry Documents or other industry documentation or require any changes to computer systems established under Core Industry documents.

10.0 VIEWS AND REPRESENTATIONS

- 10.1 This Section contains a summary of the views and representations made by consultees during the consultation period in respect of the Proposed Amendment.

Views of Panel Members

- 10.2 Three responses were submitted during the consultation by Members of the Amendments Panel. The issue of whether Panel Members are responding as Panel Members or on behalf of their Company when they respond on Company letterhead was debated at the Panel meeting held on 21st May in the context of the CAP068 report. NGC agrees with the suggestion by the respondent in CAP072-AR-01 that unless Panel Members indicate that they are responding as Panel Members, the response will be treated as a response on behalf of the Company and NGC will adopt this practice in future.

View of Core Industry Document Owners

- 10.3 No responses have been received from Core Industry document owners noting any impact of CAP072 on Core Industry documents.

Responses to Consultation

- 10.4 The following table provides an overview of the representations received. Copies of the representations are attached as Annex 3.

Reference	Company	Supportive	Comments
CAP072-CR-01	British Gas	No	The respondent raises a number of further points addressed below.
CAP072-CR-02	EDF	Yes	
CAP072-CR-03	British Energy	Yes	The respondent raises a number of further points addressed below.

- 10.5 On point a) raised by the respondent in CAP072-CR-01 the Amendment Proposal referred to Paragraph 3.12.2 as this was the Paragraph in the

CUSC that was erroneously deleted by CAP065. NGC believed it was helpful for CUSC Users for the Amendment Proposal to refer to the original numbering of the paragraph concerned with the provision of Generation Reconciliation Statements. However, we also believed it was appropriate to point out to CUSC users that, as CAP055 would be implemented on 27th April and CAP072 was being submitted to the 23rd April Panel meeting, that the amendment would actually be to paragraph 3.13 of the CUSC in due course after 27th April rather than the existing CUSC numbering as at 23rd April. We believe it was implicit in this explanation that the legal text would simply be adjusted to reflect the new numbering.

- 10.6 On point b) raised by the respondent in CAP072-CR-01 NGC accepts that the legal text submitted with CAP072 was deficient in that it did not indicate that there would be a need for subsequent paragraph re-numbering in Paragraph 3.13 after the insertion of the new paragraph 3.13.2. A note has been inserted before the legal text to explain that subsequent paragraph numbering is required. As this note does not actually form part of the text for insertion in the CUSC we do not believe it needs to be submitted as an alternative amendment but is simply a consequential adjustment.
- 10.7 On point i) raised by the respondent in CAP072-CR-01 and the similar point raised by the respondent in CAP072-CR-03, NGC did not ultimately formally raise an Alternative Amendment to CAP072 and therefore these points do not need to be addressed in detail. Following consideration of the views of Panel Members and the Authority expressed at the Panel meeting held on 21st May that the Alternative Amendment for CAP072 that NGC were considering addresses a different defect than the original Amendment Proposal, NGC decided not to put forward an Alternative Amendment in the context of CAP072. The respondent in CAP072-CR-03 also suggests in this context that the date by which Generation Reconciliation Statements are to be provided by NGC (31st March) should be subject to a review and that such a review should only be considered once the relevant Paragraph has been reinstated in the CUSC to correct the original error. NGC is intending to bring forward a separate Amendment Proposal at the earliest opportunity addressing the defect we have identified in the paragraph to amend the date by which Generation Reconciliation Statements should be provided.
- 10.8 On point ii) raised by the respondent in CAP072-CR-01 this potential change is still outstanding. NGC intends to include a housekeeping amendment to delete the original paragraph that CAP065 should have referred to (3.13.2) as part of a suite of housekeeping amendments in due course. However, since the implementation of CAP055 the housekeeping amendment will need to refer to Paragraph 3.14.2 for removal.
- 10.8 The respondent in CAP072-CR-03 notes that the manner in which the inadvertent deletion of paragraph 3.12.2 of the CUSC occurred suggests that inadequate measures were in place to prevent it happening. In the context of "housekeeping" amendment proposals, the bundling off these into a suite of change proposals to improve the overall efficiency of the process has been an accepted practice to date. The respondent in CAP072-CR-03 goes on to say that clearly there is a need for a review of the internal processes and possibly improve the presentation of the material put into the reports, for example, by quoting both the affected clause reference and its contents in this specific case would have highlighted the mismatch between the change proposed and the actual content of the clause. NGC is reviewing the most efficient way to take forward housekeeping amendments in future to try to prevent a recurrence of this error.

- 10.9 The respondent in CAP072-CR-03 also says it is worth noting that the inadvertant deletion of clause 3.12.2 had a further unintended consequence. Had the clause not been deleted, NGC would have been in breach of the CUSC since it did not fully achieve the preparation and issue of Generation Reconciliation Statements to Users by the 31st March in 2004. The respondent also notes that the CUSC provides for the preparation and issue of Generation Reconciliation Statements for Interconnectors by 30th April (CUSC 9.10.5.2 refers) and comments that alignment of the date would seem a sensible option to consider at some point. NGC notes these points.
- 10.10 The respondent in CAP072-CR-02 agreed with the initial view of NGC that reinstatement of Paragraph 3.12.2 into the CUSC would better facilitate achievement of the Applicable CUSC Objectives and therefore supports CAP072.

11.0 SUMMARY OF PANEL MEMBERS' VIEWS

- 11.1 The Panel considered CAP072 at its meeting on 23rd April 2004. The Panel agreed that CAP072 should go straight to industry consultation.

12.0 NATIONAL GRID RECOMMENDATION

- 12.1 National Grid recommends implementation of CAP072.

13.0 COMMENTS ON DRAFT AMENDMENT REPORT

- 13.1 National Grid received 1 response following the publication of the draft Amendment Report. The following table provides an overview of the representation. A Copy of the representation is attached as Annex 4.

Reference	Company	Summary of Comments
CAP072-AR-01	British Gas Trading Ltd	Panel Members responding on Company letterhead should indicate if the response is in their capacity as a Panel Member, otherwise the response will be treated as on behalf of the Company. Full listing of the consequential changes to the CUSC should be described with the legal text for parties to consider and check.

- 13.2 The respondent in CAP072-AR-01 suggests that where a response is submitted by a Panel Member on Company letterhead, it should be considered as a response on behalf of the Company unless the respondent states clearly that the view provided is that of a Panel Member. NGC agrees that this is a practical way of identifying Panel Members' views as opposed to Company views and will ask Panel Members to adopt this approach in future. This Amendment Report has been amended to reflect this practice.
- 13.3 The respondent in CAP072-AR-01 does not believe that the insertion of a note in the legal drafting to the effect that consequential changes to numbering and cross-referencing will be made is sufficient and that a full listing of changes anticipated by NGC should be documented for parties to consider and check. NGC agrees with this point and has listed before the legal text the consequential changes to numbering and cross-referencing in Paragraph 3.13 of the CUSC that will be required if Paragraph 3.13.2 is inserted.

Annex 1 - Amendment Proposal Form

CUSC Amendment Proposal Form	CAP: 072
<i>Title of Amendment Proposal:</i>	
Generation Reconciliation Statements	
<i>Description of the Proposed Amendment (mandatory by proposer):</i>	
<p>CAP072 will re-instate Paragraph 3.12.2 into the CUSC. This was erroneously deleted after the implementation of CAP065. The new Paragraph will actually become 3.13.2 after the implementation of CAP055.</p> <p>Paragraph 3.12.2 required NGC to produce a Generation Reconciliation Statement in respect of generation related TNUoS Charges and send it to the User as soon as practicable and in any event by 31st March in each financial year. The Statement shall specify the Actual Amount and the Notional Amount of generation related TNUoS Charges for each month during the relevant Financial Year and, in reasonable detail the information from which such amounts were derived and the manner in which they were calculated.</p>	
<i>Description of Issue or Defect that Proposed Amendment seeks to Address (mandatory by proposer):</i>	
<p>CAP065 was a Housekeeping Amendment Proposal submitted to the Panel by National Grid with a number of other Housekeeping Amendments on 18th September 2003. CAP065 proposed the deletion of a number of redundant Paragraphs in the CUSC related to NETA Go-Live. The Amendment Proposal included a list of Paragraphs for deletion one of which was Paragraph 3.12.2. This was an error - the Amendment Proposal should have referred to Paragraph 3.13.2 for deletion and not 3.12.2. The Authority approved CAP065 on 23rd December 2003 for implementation on 2nd January 2004. NGC agreed at the CUSC Amendments Panel meeting held on 26th March 2004 that there had been an error in CAP065 and agreed to bring forward an Amendment Proposal to the April 2004 Panel meeting to rectify the position.</p> <p>A Housekeeping Amendment will be submitted to the Panel separately to propose deletion of Paragraph 3.13.2 (which will become Paragraph 3.14.2 after the implementation of CAP055 on 23rd April) in due course.</p>	
Impact on the CUSC <i>(this should be given where possible):</i>	
Paragraph 3.12.2 will be re-instated in the CUSC (see attachment). Post-implementation of CAP055 this will actually become Paragraph 3.13.2 in the CUSC.	
Impact on Core Industry Documentation <i>(this should be given where possible):</i>	
None.	
Impact on Computer Systems and Processes used by CUSC Parties <i>(this should be given where possible):</i>	
None.	
Details of any Related Modifications to Other Industry Codes <i>(where known):</i>	
None.	
Justification for Proposed Amendment with Reference to Applicable CUSC Objectives** (mandatory by proposer):	

Correcting the CUSC in this way will enable National Grid to fulfil its obligations to facilitate competition in the generation and supply of electricity. Provision of the Generation Reconciliation Statements will enable National Grid to more easily and efficiently discharge its obligations under the Act and the Transmission Licence.

Details of Proposer: Organisation's Name:	The National Grid Company plc
Capacity in which the Amendment is being proposed: (i.e. CUSC Party, BSC Party or "energywatch")	CUSC Party
Details of Proposer's Representative: Name: Organisation: Telephone Number: Email Address:	Ben Graff The National Grid Company plc 01926 656312 ben.graff@uk.ngrid.com
Details of Representative's Alternate: Name: Organisation: Telephone Number: Email Address:	Richard Dunn The National Grid Company plc 01926 656211 richard.dunn@uk.ngrid.com
Attachments (Yes/No): Yes If Yes, Title and No. of pages of each Attachment: Text of Paragraph 3.12.2 for re-insertion in the CUSC (1 page)	

Notes:

1. Those wishing to propose an Amendment to the CUSC should do so by filling in this "Amendment Proposal Form" that is based on the provisions contained in Section 8.15 of the CUSC. The form seeks to ascertain details about the Amendment Proposal so that the Amendments Panel can determine more clearly whether the proposal should be considered by a Working Group or go straight to wider National Grid Consultation.
2. The Panel Secretary will check that the form has been completed, in accordance with the requirements of the CUSC, prior to submitting it to the Panel. If the Panel Secretary accepts the Amendment Proposal form as complete, then he will write back to the Proposer informing him of the reference number for the Amendment Proposal and the date on which the Proposal will be considered by the Panel. If, in the opinion of the Panel Secretary, the form fails to provide the information required in the CUSC, then he may reject the Proposal. The Panel Secretary will inform the Proposer of the rejection and report the matter to the Panel at their next meeting. The Panel can reverse the Panel Secretary's decision and if this happens the Panel Secretary will inform the Proposer.

The completed form should be returned to:

Richard Dunn
Panel Secretary
Commercial Frameworks
National Grid Company plc
National Grid Transco House
Warwick Technology Park
Gallows Hill
Warwick, CV34 6DA
Or via e-mail to: CUSC.Team@uk.ngrid.com

(Participants submitting this form by email will need to send a statement to the effect that the proposer acknowledges that on acceptance of the proposal for consideration by the Amendments Panel, a proposer which is not a CUSC Party shall grant a

licence in accordance with Paragraph 8.15.7 of the CUSC. A Proposer that is a CUSC Party shall be deemed to have granted this Licence).

3. Applicable CUSC Objectives** - These are defined within the National Grid Company Transmission Licence under Section C7F, paragraph 15. Reference should be made to this section when considering a proposed amendment.

Text of Paragraph 3.12.2 for insertion in the CUSCGeneration Reconciliation

3.12.2 As soon as reasonably practicable and in any event by 31 March in each **Financial Year NGC** shall prepare a generation reconciliation statement (the "**Generation Reconciliation Statement**") in respect of generation related **Transmission Network Use of System Charges** and send it to the **User**. Such statement shall specify the **Actual Amount** and the **Notional Amount** of generation related **Transmission Network Use of System Charges** for each month during the relevant **Financial Year** and, in reasonable detail, the information from which such amounts were derived and the manner in which they were calculated.

Annex 2 – Proposed Text to modify CUSC

Text to give effect to the Proposed Amendment

Following the insertion of the Paragraph below all consequential Paragraphs and references contained therein will be re-numbered accordingly as follows:

Existing Paragraph	New Paragraph Number
3.13.2	3.13.3
3.13.3	3.13.4
3.13.4	3.13.5
3.13.5	3.13.6
3.13.6	3.13.7
3.13.7	3.13.8

Reference in the existing Paragraph 3.13.2 to Paragraph 3.13.6 will become a reference to Paragraph 3.13.7.

Reference in the existing Paragraph 3.13.4 to Paragraph 3.13.6 will become a reference to Paragraph 3.13.7.

References in the existing Paragraph 3.13.5 (a) to Paragraphs 3.13.3 and 3.13.5 will become references to Paragraphs 3.13.4 and 3.13.6 respectively.

Reference in the existing Paragraph 3.13.6 (a) (i) to Paragraph 3.13.4 will become a reference to Paragraph 3.13.5.

Reference in the existing Paragraph 3.13.6 (a) (iii) to Paragraph 3.13.6 will become a reference to Paragraph 3.13.7.

Reference in the existing Paragraph 3.13.6 (b) to Paragraph 3.13.6 will become a reference to Paragraph 3.13.7

Generation Reconciliation

3.13.2 As soon as reasonably practicable and in any event by 31 March in each Financial Year NGC shall prepare a generation reconciliation statement (the “Generation Reconciliation Statement”) in respect of generation related Transmission Network Use of System Charges and send it to the User. Such statement shall specify the Actual Amount and the Notional Amount of generation related Transmission Network Use of System Charges for each month during the relevant Financial Year and, in reasonable detail, the information from which such amounts were derived and the manner in which they were calculated.

Annex 3 – Copies of Representations Received to Consultation

This Annex includes copies of any representations received following circulation of the Consultation Document (circulated on 27th April), requesting comments by close of business on 28th May 2004.

Representations were received from the following parties:

No.	Company	File Number
1	British Gas Trading	CAP072-CR-01
2	EDF	CAP072-CR-02
3	British Energy	CAP072-CR-03

Reference	CAP072-CR-01
Company	British Gas Trading



National Grid Company plc
National Grid Transco House
Warwick Technology Park
Gallows Hill
Warwick CV34 6DA

For the Attention of Richard Dunn –
Commercial Frameworks

Centrica Energy

**Millstream East,
Maidenhead Road,
Windsor,
Berkshire SL4 5GD**

Tel. (01753) 431051
Fax (01753)
www.centrica.com

Our Ref.
Your Ref.
25 May 2004

Dear Richard,

Re: Consultation Document CAP072 – Generation Reconciliation Statements

Thank you for the opportunity to comment on the above referenced Amendment Proposal. Whilst BGT supports the principle of reinserting the clause that was erroneously removed by CAP065, we are not convinced that the proposal actually achieves the intended result.

Our concerns are as follows:

- a) The proposal is to reinstate Clause 3.12.2 which was erroneously removed. However, the proposal indicates that it would actually be reinstated as Clause 3.13.2.
- b) The legal text proposed does not reflect the fact that there is already a Clause 3.13.2 in the CUSC (the Proposal Form refers to a future Housekeeping change and the consequential interaction with CAP55).

We also have consequential concerns regarding the proposal;

- i) NGC have indicated that they may introduce a Consultation Amendment to amend the original text. We believe that any such a proposal is outside the requirement for an Alternative to be in respect of the same issue and as such should not be considered. Should there be a debate on amendments to this clause after its reinstatement we would be happy to contribute.
- ii) The original CAP065 intended to update CUSC, it is not clear whether the potential change identified by NGC (as identified in b) above will address this issue or whether it is still outstanding.

Therefore we do not support this Amendment Proposal but would support a proposal that addresses the concerns identified above.

Should you wish to discuss any of our comments, please do not hesitate to contact me.

Yours sincerely,

Simon Goldring
Transportation Manager

Reference	CAP072-CR-02
Company	EDF

**Our Ref
Your**

Richard Dunn
National Grid Company plc
National Grid Transco House
Warwick Technology Park
Gallows Hill
Warwick

Date 26 May 2004

Dear Richard

**CUSC Amendment Proposal CAP072: Generation Reconciliation
Statements**

We are pleased to provide the following comments on the CUSC Amendment Proposal CAP072.

EDF Energy agree with the initial view of National Grid that the re-instatement of Paragraph 3.12.2 into the CUSC would better facilitate achievement of the Applicable CUSC Objectives. We therefore support CUSC Amendment Proposal CAP072.

If you have any queries please do not hesitate to contact me on 0207 7523 2526.

Yours sincerely

Rupert Judson
Transmission Infrastructure
& Development Manager
EDF Energy

Reference	CAP072-CR-03
Company	British Energy



28th May 2004

Richard Dunn
Commercial Frameworks
National Grid Company plc
National Grid Transco House
Warwick Technology Park
Gallows Hill
Warwick
CV34 6DA

Dear Richard,

**CUSC Consultation Document CAP072: Generation
Reconciliation Statements**

In consideration of the above CAP, we would advise that we SUPPORT the proposed amendment and would endorse NGC's recommendation that the CAP should be approved and that the original clause, incorrectly deleted as a consequence of the 'housekeeping' amendment CAP065, be re-introduced into the CUSC.

The manner in which this inadvertent deletion occurred however, does suggest that inadequate measures were in place to prevent it happening. In the context of 'housekeeping' amendment proposals, the bundling of these into a suite of change proposals to improve the overall efficiency of the process has been an accepted practice to date. Clearly, there is a need for a review of the internal processes to prevent a recurrence and possibly improve the presentation of the material put into the reports. For example, quoting both the affected clause reference and its content in this specific case would have highlighted the mismatch

between the change proposed and the actual content of the clause.

It is also worth noting that the inadvertent deletion of clause 3.12.2 had a further unintended consequence. NGC did not fully achieve the preparation and issue of Generation Reconciliation Statements to Users by the 31st March, and would therefore have been in breach of the CUSC, had the clause not been deleted.

Therefore whilst the deleted clause should be re-introduced 'as is' to correct the original error, there is a need to consider a review of the date. We believe that such a review should only be considered once the clause has been reinstated to correct the original error. To propose a change to the date in the clause as an Alternative Amendment to this consultation, whilst it would appear to be more efficient, would actually have the effect of materially changing the CUSC provisions to the extent that the alternative would not actually address the original defect.

For future reference, it is worth noting that the CUSC provides for the preparation and issue of Generation Reconciliation Statement for Interconnectors "by 30th April" (CUSC 9.10.5.2 refers) and alignment of the dates would seem a sensible option to consider at some point.

If you have any queries associated with this response, please do not hesitate to contact me to discuss further

Yours faithfully,



Steve Phillips

Senior Trading Consultant
Market Development
Power & Energy Trading

Annex 4 – Copies of Comments received on the Draft Amendment Report

This Annex includes copies of any representations received following circulation of the Draft Amendment Report (circulated on 2nd June 2004), requesting comments by 1pm on 9th June).

Representations were received from the following parties:

No.	Company	File Number
1	British Gas Trading	CAP072-AR-01

Reference	CAP072-AR-1
Company	British Gas Trading

From: Goldring, Simon [Simon.Goldring@centrica.co.uk]
Sent: 09 June 2004 13:09
To: Dunn, Richard
Cc: 'David Edwards (E-mail)'; 'Steve Phillips (E-mail)'
Subject: RE: CAP072: Draft Amendment Report

Richard,

In response to the Draft Amendment Report circulated for comment I would note two points;

a) The response submitted by myself to the original consultation (and this message) are on behalf of BGT and are not made as a Panel Member. The report should be amended accordingly. NB I believe that unless that a response is submitted stating that it is as a Panel Member view it should not be construed as such by NGC.

b) Legal drafting - Following our discussions I note that you have now inserted a note in the legal drafting provided, to the effect that consequential changes to numbering and cross-referencing will be made. On consideration I do not believe that this is sufficient and that a full listing of the changes anticipated by NGC should be documented for parties to consider and check.

I hope that these comments are useful.

Regards

Simon Goldring

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