



# Consultation Response

By email to [licensing@ofgem.gov.uk](mailto:licensing@ofgem.gov.uk)

24 April 2013

Industry Codes and Licensing

Ofgem

9 Millbank

London

SW1P 3GE

## **ELEXON's response to the Statutory consultation on licence modifications to implement Code Governance Review (Phase 2) final proposals**

We welcome the opportunity to comment on your [consultation](#) containing your proposed changes following the final proposals arising from the Code Governance Review (Phase 2).

Our response focuses on the changes to the proposed changes to Standard Condition C3, as the other changes do not relate to the Balancing and Settlement Code (BSC). However, we appreciate some comments may apply equally to the other Standard Condition changes, such as Condition C10: Connection and Use of System Code (CUSC) as the wording proposed is similar.

Our comments on the proposed wording, a subsequent question and comment are set out in the table below.

If you would like to discuss any areas of our response, please contact me on 020 7380 4327 or by email to [david.barber@elexon.co.uk](mailto:david.barber@elexon.co.uk) or Adam Lattimore on 020 7380 4363 or by email to [adam.lattimore@elexon.co.uk](mailto:adam.lattimore@elexon.co.uk).

Yours faithfully

**David Barber**  
**Senior Change Analyst**



# Consultation Response

## Standard Condition C3

### Comments on Proposed Wording

- No comments on changes to Paragraph 1(c).
- No comments on proposed new Paragraph 4 (af).
- No comments on changes to Paragraph 4 (b)(v)
- Comments on the proposed new Paragraph 13D.

Comment on Paragraph 13D (d): Can we clarify that only BSC parties and the Authority can object to a 'Fast Track' Self-Governance Modification as proposed in paragraph (d)? Does this mean that the licensee (even though they are recognised as a BSC Party as well), other persons or bodies (e.g. National Consumer Council) that can raise BSC Modifications in accordance with Condition C3 4(a) and supported by BSC Section F 2.2.1 cannot object to a 'Fast Track' Self-Governance Modification?

If this is not the intention, suggest amending this or referencing Condition C3 Paragraph 4(a) instead as it covers all those that can raise Modifications to the BSC.

- No comments on changes to Paragraph 14 (insertion of definition of 'fast track self-governance criteria').

### Further questions?

For 'Fast Track' Self-Governance Modifications would a direction from the Licensee still be required (in the same manner as for normal and Self-Governance Modifications) as per Condition C3 5(f) before any such 'Fast Track' Self-Governance Modification is implemented?

### Other comments

Following on from the question on Condition C3 5(f) above, it appears there may be a paragraph numbering/lettering typographical error in the 01 April 2013 consolidated Transmission Licence Standard Conditions. Section C3 paragraph 5 is missing a paragraph (c), which would mean paragraph C3 5(f) should be C3 5(e).