

Proposal for a Capacity Market Rules Change



Making a positive difference
for energy consumers

Reference number (to be completed by
Ofgem): CP300

Name of Organisation(s) / individual(s):
Electricity Settlements Company (ESC)

Date Submitted:
17.10.17

Type of Change:

- Amendment
- Addition
- Revoke
- Substitution

If applicable, whether you are aware of an alternative proposal already submitted which this proposal relates to:

[Click here to enter text.](#)

Proposal summary (short summary, suitable for published description on our website)

Where the Metering Test has been failed a significant period of time prior to the Metering Test Certificate deadline amend the timescales to implement the rectification plan to account for more complex issues requiring site outages and or new Metering Equipment to be acquired. To make the implementation related to the Metering Test Certificate deadline as 40 working days from receipt of the failure notice may be beyond this deadline.

What the proposal relates to and if applicable, what current provision of Rules the proposal relates to (please state provision number):

The proposal relates Rule 13.3.8 (b)

Description of the issue that the change proposal seeks to address:

Where the Metering Test has been failed a significant period of time prior to the Metering Test Certificate deadline and where the rectification plan, following a failed Metering Test, requires a lot of work as it requires new Metering Equipment to be purchased and installed; and/or a site outage to allow work to take place, 40 working days is not enough time to implement the rectification plan. In addition the 40 working days from receipt of the failure notice may be beyond the Metering Test Certificate deadline. We would propose implementing the rectification plan by a period of time prior to the Metering Test Certificate deadline specified in Rule 8.3.3 (e).

If applicable, please state the proposed revised drafting (please highlight the change):

[Click here to enter text.](#)

Rule 13.3.8 (b)

(b) implement the rectification plan no later than:

- (i) in the case of a Unproven DSR CMU, the date falling six weeks prior to the start of the relevant Delivery Year;
- (ii) in the case of an Existing CMU or a Proven DSR CMU that has been awarded a Capacity Agreement in a T-4 Auction, the date falling 19 months prior to the start of the first Delivery Year;

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- (iii) in the case of an Existing CMU or a Proven DSR CMU that has been awarded a Capacity Agreement in a T-1 Auction or where the time period between the Delivery Year and the auction is less than eight months, the date falling six weeks prior to the start of the first Delivery Year.
- (iv) in the case of a Prospective CMU, as soon as reasonably practicable after the date on which the Capacity Provider receives notification under Rule 13.3.6(b) and in any event not later than four weeks prior to the Long Stop Date; or
- (v) (i) the date falling 40 Working Days after receipt of the notice under Rule 13.3.6(b), should that date fall later than the relevant date specified in (i) – (iv) above, or
(ii) where the date falling 40 Working Days after receipt of the notice under Rule 13.3.6(b) falls later than the relevant date specified in (i) – (iv) above, and after the deadline specified in Rule 8.3.3 (e) implement the rectification plan and submit a Metering Statement no later than:
- (i) in the case of a Unproven DSR CMU, the date falling three weeks prior to the start of the relevant Delivery Year;
- (ii) in the case of an Existing CMU or a Proven DSR CMU that has been awarded a Capacity Agreement in a T-4 Auction, the date falling 18 months and one week prior to the start of the first Delivery Year; (iii) in the case of an Existing CMU or a Proven DSR CMU that has been awarded a Capacity Agreement in a T-1 Auction or where the time period between the Delivery Year and the auction is less than eight months, the date falling three weeks prior to the start of the first Delivery Year.
- (iv) in the case of a Prospective CMU, as soon as reasonably practicable after the date on which the Capacity Provider receives notification under Rule 13.3.6(b) and in any event not later than one week prior to the Long Stop Date

Analysis and evidence on the impact on industry and/or consumers including any risks to note when making the revision - including, any potential implications for industry codes:

This will allow a Capacity Provider a reasonable amount of time to rectify issues identified in a failed Metering Test where they have been notified of the failure a significant period of time prior to the relevant Metering Test Certificate deadline. It will also clarify to any Capacity Provider that the Metering Test Certificate deadline takes precedence over the 40 working days specified in Rule 13.3.8 (b).

Details of Proposer *(please include name, telephone number, email and organisation):*

[Click here to enter text.](#)

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