

Alternative request Proposal form

Grid Code

Modification potential alternative submitted to:

GC0106 [WACM1]

Mod Title: As per original (TSO to provide where DSOs/SGUs do not provide)

Purpose of alternative Proposal: As per the Original.

Date submitted to Code Administrator: 9th May 2018

You are: A Workgroup member

Workgroup vote outcome: Formal alternative

What stage is this document at?

01 Proposed alternative

02 Formal Workgroup alternative



Any Questions?

Contact:

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Alternative Proposer(s):

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Should you require any guidance or assistance with this form and how to complete it please contact the Code Administrator at grid.code@nationalgrid.com

1 Alternative proposed solution for workgroup review

During the assessment of the GC0106 original proposal questions arose as to the legal position with respect to the form of words that appear in:

Articles 44 and 51 (concerning DSOs);
Article 47 (concerning SGUs);
Articles 48, 49 and 50 (concerning power generating facility owners of a power generating module which are an SGU);
Article 52 (concerning transmission connected demand facility owners); and
Article 53 (concerning distribution connected SGUs which participate in demand response to third parties).

The form of words (which appear in a very closely similar form in the above-mentioned Articles) is:

“Unless otherwise provided by the TSO, each DSO shall provide its TSO, in real-time, the information related to” [taken from Article 44]

The legal questions that arose from this form of wording is detailed in Annex 2, together with the Workgroup discussion in Section 9, of the Workgroup consultation.

This Alternative proposal will set out that, for each of the relevant Articles noted above, that where the TSO can provide one or more of the relevant data items set out in the Article(s) that it will provide that data to itself and thus the relevant stakeholder will not therefore be required to themselves provide that same one (or more) data item(s) to the TSO.

For the avoidance of doubt, where the TSO does not provide the said data item(s) then the relevant stakeholder will provide that same data item(s) themselves to the TSO (and / or DSO, if applicable).

2 Difference between this proposal and Original

This Alternative proposal will use all the same changes in the original GC0106 proposal except where the Original proposal deals with the provision (or non-provision) of the data items related to the Articles listed in (1) above; where this Alternative proposal will make it clear that only where the TSO itself provides the said data item(s) does the relevant stakeholder not need to provide that same data item(s).

3 Justification for alternative proposal against Grid Code objectives

The justification for this Alternative proposal is set out in Annex 2, together with the Workgroup discussion in Section 9, of the Workgroup consultation.

Impact of the modification on the Relevant Objectives:	
Relevant Objective	Identified impact
To permit the development, maintenance and operation of an efficient, coordinated and economical system for the transmission of electricity	Positive
To facilitate competition in the generation and supply of electricity (and without limiting the foregoing, to facilitate the national electricity transmission system being made available to persons authorised to supply or generate electricity on terms which neither prevent nor restrict competition in the supply or generation of electricity)	Positive
Subject to sub-paragraphs (i) and (ii), to promote the security and efficiency of the electricity generation, transmission and distribution systems in the national electricity transmission system operator area taken as a whole	Positive
To efficiently discharge the obligations imposed upon the licensee by this license and to comply with the Electricity Regulation and any relevant legally binding decisions of the European Commission and/or the Agency; and	Positive
To promote efficiency in the implementation and administration of the Grid Code arrangements	Positive/Negative/Neutral

By clarifying the legal questions that arose in the GC0106 Workgroup assessment, as set out in Annex 2 and Annex 3, this Alternative proposal will ensure that the Authority will be able to implement the proposal (be that the Original or the Alternative) that ensures legal compliance with EU law.

4 Impacts and Other Considerations

As per the Original.

Consumer Impacts

As per the Original.

5 Implementation

As per the Original.

6 Legal Text

As per the Original, except with respect to the Articles (see below) where the form of wording used relates to the TSO providing the data item(s) where, in this case it will be clear, in the legal text, that if the TSO does not provide the said data item(s) then the relevant stakeholders shall provide that same data item(s).

Articles 44 and 51 (concerning DSOs);

Article 47 (concerning SGUs);

Articles 48, 49 and 50 (concerning power generating facility owners of a power generating module which are an SGU);

Article 52 (concerning transmission connected demand facility owners); and

Article 53 (concerning distribution connected SGUs which participate in demand response to third parties).

[end]

