



Proposed Changes to Draft Legal Text for Modifications

P34, P36, P71, P61 and P86

The purpose of this note is to inform interested parties of proposed changes to the draft legal text contained within a number of Modification Reports currently with, or due to be submitted to, the Authority. The changes are necessary to correct some minor errors that have recently been identified. The Modification Reports in question are those in respect of Modifications P34, P36, P71, P61 and P86. A description of the required amendments is provided below.

These changes are all of a minor and inconsequential nature and do not alter the intent or effect of any of the Modifications in question. However, if you have any queries or objections in relation to any of these changes, please send your comments to modifications@elexon.co.uk by 2pm on Friday 26 July 2002.

If no material objections to the identified changes are received, corrected versions of the legal text will be submitted to the Authority and published on the BSC Website.

P34 'Transfer of Imbalances Caused by Balancing Services to NGC' and P71 'Transfer of Imbalances Caused by Balancing Services to NGC'

The same error occurs in the proposed legal text in respect of P34, P34 Alternative and P71. In all three cases, Section Q of the BSC refers to the term "Applicable Balancing Services Volume Data". This term is used quite extensively throughout the text. However, in the proposed revisions to Annex X-1 of the BSC, this term has been defined as "Applicable Balancing Services Adjustment Data" whereas it should read "Applicable Balancing Services Volume Data".

P36 'The Generation of Bid-Offer Acceptances Relating to Energy Delivered as a Result of Providing Applicable Balancing Services'

For the new definitions to be inserted into Annex X-1:

"Applicable Balancing Services Bid Acceptance Data" should read "Applicable Balancing Services Bid Acceptance Volume Data". This change does not need to flow through to the main text as it already uses the latter.

"Applicable Balancing Services Offer Acceptance Data" should read "Applicable Balancing Services Offer Acceptance Volume Data". This change should also flow through into Section Q 6.5.2.

P61 'Ad Hoc Adjustments to Settlement Involving Material Errors Without Resorting to Ad Hoc Settlement Runs'

The amended wording in paragraph 2.2.3 (f) of Section U does not capture the intention of the Modification Report as clearly as desirable. As drafted, the text would work, however it is not totally clear, and if it were to be applied at some stage in the future, there is the potential for confusion. It is proposed that the following minor changes be made to the legal text. This would clarify that 2.2.3(f)(i) applies to all Trading Charges that might be paid in part to a Party by way of an extra-settlement amount, and that 2.2.3(f)(ii) applies to the amount payable by some Parties by way of interim proportion (related to Daily Party Residual Settlement Cashflow).

Below is the proposed revised legal text:

- (f) without prejudice to the generality of paragraph (e), subject to paragraph (g), unless the Final Reconciliation Settlement Run and related Final Reconciliation Volume Allocation Run for the relevant Settlement Day have already taken place, such determination may (where appropriate in the Panel's opinion) be made so that:
- (i) extra-settlement amount(s), so far as ~~relating to trading charge(s) being amounts payable to Trading Parties or the Transmission Company~~, are determined and payable only as to a proportion (the "**interim proportion**") of the amounts that would be payable on the basis of an exact determination of the relevant Trading Charge(s) in accordance with the Code; and
- (ii) extra settlement amounts ~~so far as relating to Daily Party Residual Settlement Cashflow payable by Trading Parties~~, are determined for and payable by some Trading Parties only (each an "**included**" Trading Party)

where "**extra-settlement amounts**" means the amounts payable pursuant to paragraph (b) by way of Ad-Hoc Trading Charges pursuant to an Extra-Settlement Determination;

- (g) where a determination is made in accordance with paragraph (f): ...

Also, under Section P, the relevant clause is 6.5 and 6.5.1 (not 6.1 and 6.1.1 as in the drafting). This was an error that occurred due to automatic renumbering.

P86 'Clarification of Frequency and Timing of Data Submission of Generating Plant Demand Margin and Surplus'

The paragraph impacted is 6.1.3 in Section Q of the BSC. The change results in 'Operational Day' being changed to 'day' in the first line of 6.1.3. This is consistent with the approach already proposed for 6.1.5 and 6.1.6 of Section Q.

Below is the proposed revised legal text:

- 6.1.3 Not later than 1500 hours each ~~Operational Day day~~, the Transmission Company shall send to the BMRA the following data applicable for each Operational Day from the 2nd day following the current

Operational Day to the 14th day following the current Operational Day: the peak National Demand forecast expressed as an average MW value for the Settlement Period at the peak of the day.

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