LEGAL DRAFTING TO GIVE EFFECT TO P226

SECTION Q: BALANCING MECHANISM ACTIVITIES (Version 16)

Amend paragraph 1.1.1 to read as follows:

1.1.1 This Section Q provides for:

(a) the submission of data items in respect of relevant BM Units in accordance with the Grid Code;

(b) the submission of Physical Notifications in accordance with the Grid Code such as to enable Final Physical Notification Data to be submitted by the Transmission Company and Point FPNs to be established by the SAA in respect of BM Units for each Settlement Period;

(c) the submission of Final Physical Notification Data to enable Period FPNs to be established by the ECVAA in respect of Interconnector BM Units for each Settlement Period;

(d) arrangements for the submission by Lead Parties of Bid-Offer Pairs in respect of relevant BM Units and for the acceptance of Bids and Offers by the Transmission Company;

(e) the submission by the Transmission Company of Acceptance Data for the purposes of Section T and Section V;

(f) the submission by the Transmission Company of Balancing Services Adjustment Data for the purposes of Settlement; ~~and~~

(g) the submission by the Transmission Company to the BMRA of other operational data items for the purposes of Section V;~~.~~

(h) the submission of LCP Data in respect of BM Units associated with LCPs by relevant BSC Parties for the purposes of Section V; and

(i) the submission by BSCCo to the BMRA of LCP Data for the purposes of Section V.

Amend paragraph 1.2.1 to read as follows:

1.2.1 In this Section Q:

(a) at or in relation to a particular time and in relation to a particular data item, "**prevailing**" means most recently received by the Transmission Company in accordance with the Grid Code (and not invalidated thereunder) prior to that time or, in the absence of any such receipt and/or during a period of Outage, determined (where applicable) by the Transmission Company in accordance with the Grid Code;

(b) subject to paragraph 1.2.4, references to a "**relevant BM Unit**" are to a BM Unit in respect of which the Lead Party wishes to submit Bid-Offer Pairs from time to time under the Code;

(c) an "**Outage**" means any withdrawal by the Transmission Company (for maintenance or otherwise), breakdown or failure of any electronic data communications systems by which the Transmission Company receives and

accesses communications made by Lead Parties, where such withdrawal, breakdown or failure has (and for so long as it has) the effect that all Lead Parties are unable to submit Physical Notifications or Bid-Offer Data or the Transmission Company is unable to receive or access such data submitted by all Lead Parties;

(d) references to the period of Outage shall be to the period commencing at the time when such Outage first occurs and ending at the time when the Transmission Company's ability to receive and access Physical Notifications and Bid-Offer Data is restored.

(e) subject to paragraph 9.1.2, references to a **"BM Unit associated with a LCP"** are to a BM Unit that:

(i) comprises all or part of a LCP that is "existing plant" for the purposes of Article 2 of the LCPD;

(ii) is a Production BM Unit;

(iii) is registered in CVA; and

(iv) is connected to the Transmission System.

Insert new paragraph 9, as set out below, directly after paragraph 8.

9. LCP DATA SUBMISSION

9.1 Application

9.1.1 The provisions of this paragraph 9 shall apply to BSC Parties that are the Lead Party for a BM Unit associated with a LCP.

9.1.2 From the first occasion on which the BSC Party provides LCP Data in respect of a BM Unit, by virtue of this paragraph 9, the BM Unit will be and at all times continue to be a BM Unit associated with a LCP, unless varied in accordance with paragraph 10.1.2.

9.1.3 References in this paragraph 9 to a BM Unit or a LCP shall be construed as a reference to a BM Unit or a LCP in respect of which this paragraph 9 applies by virtue of paragraph 9.1.1.

9.1.4 References in this paragraph 9 to a BSC Party shall be construed as a reference to a BSC Party in respect of which this paragraph 9 applies by virtue of paragraph 9.1.1.

9.2 LCP Data

9.2.1 For each BM Unit, the BSC Party shall ensure that those items forming part of the LCP Data listed in paragraph 9.2.3(a) to (f) are submitted to BSCCo in accordance with the frequencies and the times set out in the table at paragraph 9.2.4 below.

9.2.2 The BSC Party shall send to the BSCCo the LCP Data in the form and manner prescribed in BSCP**[insert number]**.

9.2.3 The LCP Data shall comprise the following data items:

(a) the cumulative operational hours for Opted Out Plant from 1 January 2008 until 31 December 2015;

(b) the cumulative operational hours for Opted In Plant under ELV with a derogation in accordance with Article 5(1) of the LCPD, from the commencement date of the derogation;

(c) the details of any derogation applications made to the Environment Authority for each Opted In Plant under ELV in accordance with Article 5(1) of the LCPD as prescribed in BSCP **[insert number]**;

(d) the details of any derogations granted by the Environment Authority for each Opted In Plant under ELV in accordance with Article 5(1) of the LCPD as prescribed in BSCP **[insert number];**

(e) the details of any notifications made to the Environment Authority concerning the breakdown or abatement of each LCP in accordance with Article 7(1) of the LCPD as prescribed in BSCP **[insert number];**

(f) the details of any derogations granted by the Environment Authority for a breakdown or abatement of each LCP in accordance with Article 7(1) of the LCPD as prescribed in BSCP **[insert number];** and

9.2.4 For each BM Unit, the BSC Party shall send to the BSCCo the LCP Data set out in paragraph 9.2.3 at the frequencies and the times set out in the table below:

	DATA	**FREQUENCY**	**TIME**
(a)	Cumulative operational hours for Opted Out Plant	Monthly	Within 28 days after the end of each calendar month
(b)	Cumulative operational hours for Opted In Plant under ELV with a derogation in accordance with Article 5(1)	Monthly	Within 28 days after the end of each calendar month
(c)	Details of any derogation applications made in accordance with Article 5(1) for each Opted In Plant under ELV	For each application submitted	Within 1 Business Day of submission
(d)	Details of any derogations granted in accordance with Article 5(1) for each Opted In Plant under ELV	For each derogation granted	Within 1 Business Day of receipt of the derogation advice
(e)	Details of any notifications made in accordance with Article 7(1) of the LCPD	For each notification	Within 48 hours of malfunction or breakdown
(f)	Details of any derogations granted for a breakdown or abatement in accordance with Article 7(1) of the LCPD	For each breakdown or abatement	As soon as reasonably practicable after notification of the derogation

9.2.5 Where a BSC Party becomes aware that any data item included in the LCP Data that it has provided to the BSCCo is incorrect, it shall notify the BSCCo of the correct LCP Data within 1 Business Day of becoming aware of the incorrect data.

Insert new paragraph 10, as set out below, directly after new paragraph 9.

10. SUBMISSION OF DATA BY BSCCo

10.1 Submission of data to the BMRA

10.1.1 The BSCCo shall provide to the BMRA details of the BM Units that are associated with LCPs as defined in paragraph 1.2.1(e).

10.1.2 The BSCCo shall, as far as practicable, send the LCP Data to the BMRA not later than 2 Business Days after the receipt of LCP Data from a BSC Party.

10.1.3 The BSCCo shall notify the BMRA of any changes to the registration of a BM Unit associated with a LCP, including but not limited to:

(a) a change in ownership of all or part of a BM Unit; and

(b) the closing of all or part of a BM Unit.