

Structure of the CACM network code

Purpose

This document outlines a proposed draft structure for the CACM network code which broadly follows the guidance received from legal colleagues. It aims to identify the key sections of the code and to identify the chapter headings and issues to be addressed within each of them. It does not go to the Article level but seeks to summarise what may be covered in each section. It is hoped that this can be updated and agreed by drafting team convenors so it can help ensure a common and consistent drafting process. We also hope a division of responsibility can be agreed and, when published, it can be used to ensure we are covering the requirements of the FG. For that reason, we have tried to develop the structure in a way which is broadly consistent with the draft FG.

High level overview of legal structure

The elements of a regulation are shown below. It can be seen that the Enacting Terms is where the focus of the drafting teams will be.

| Section | Description | Responsible |
|----------------|--------------------|--------------------|
| Title | | Secretariat Legal |
| Name of Author | | Secretariat Legal |
| Citations | "Having Regard To" | Secretariat |
| Recitals | "Whereas" | Secretariat |
| Solemn Forms | | Secretariat Legal |
| Enacting Terms | Articles | Drafting Teams |
| Legal Force | | Secretariat Legal |
| Signatures | | Secretariat Legal |

Enacting Terms/ Articles

A draft structure for the enacting terms follows. This is a basis for discussion and will change as the code develops. It would be useful to assign responsibility at a fairly early stage.

| Title | Section | Chapter |
|-------------------------------------|--|--|
| Title 1 - General Provisions | | |
| Title 2 - Requirements | Section 1 - Definitions | |
| | Section 2 – Data Issues | Chapter 1 – Roles and responsibilities in data exchange |
| | | Chapter 2 – types of data |
| | | Chapter 3 Confidentiality issues |
| | Section 3 – Ensuring the optimal use of transmission network capacity in a coordinated way (i) - The Calculation of Capacity | Chapter 1 – Capacity Calculation Methodologies |
| | | Chapter 2 - Capacity Calculation process and Validation |
| | | Chapter 3 - Common Grid Model |
| | | Chapter 4 - Security Assessment & Risk Principles, Handling of uncertainties |
| | | Chapter 5 – Congestion Management and Remedial Actions |
| | Section 4 – Ensuring the optimal use of transmission network capacity in a coordinated way (ii) - The Determination, review and approval of Zones | Chapter 1 - Determination of initial zones |
| | | Chapter 2 -Approval of initial zones |
| | | Chapter 3 - Criteria for delimitation of zones |
| | | Chapter 4 -Frequency of review of zones |
| | | Chapter 5 - Approval of reviewed zones |
| | Section 5- Day-Ahead Capacity Allocation | Chapter 1: Roles and Responsibilities |
| | | Chapter 2 – Objectives & design of the coupling solution |
| | | Chapter 3 – The DA coupling process |
| | Section 6 – Intraday Capacity Allocation | Chapter 1 – Design of the intra-day solution |
| | | Chapter 2– Intra-day capacity allocation process |
| | | Chapter 3 – Nomination management and clearing |
| Section 7 –Firmness | Chapter 1 - Ensuring physical Firmness of day ahead & intra-day transactions | |
| Section 8 - Cost recovery | Chapter 1 - Recovery of costs of establishing the market coupling/intraday function. | |
| | Chapter 2 - Recovery of the costs of operating the market coupling/intraday function | |

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| | | Chapter 3 - Recovery of the costs of ensuring firmness |
| | Section 9 - Force majeure, back up and emergency procedures | Chapter 1 - Definition of Force majeure |
| | | Chapter 2 - Back up & emergency procedures (for capacity calculation and allocation) |
| | Section 10 – Transparency & publication of information | Chapter 1 – Obligations |
| | Section 11 –Deadlines for implementation | Chapter 1 – Capacity Calculation |
| | | Chapter 2 – Day Ahead |
| | | Chapter 3 – Intra-day |
| Title 3 - Compliance | | |
| Title 4 – Transitional Arrangements | | Chapter 1 – Criteria for initiating the intermediate solution and transition towards (enduring) intraday solution |
| | | Chapter 2 – Design of the intermediate intra-day solution |
| Title 5 - Final Provisions | | |