

# AGENDA

**MEETING NAME** Issue 76

**Meeting number** 1

**Date and time** 17 December 2018 10:00 – 16:00

**Venue** Pink Room, ELEXON, 4<sup>th</sup> Floor 350 Euston Road, NW1 3AW

**Teleconference** [+44 \(0\) 207 380 4005](tel:+442073804005)  
Conference Id: 5373472

**Classification** Public

Agenda item	Lead
<b>1. Welcome and introductions</b> Purpose and objectives of meeting Meeting format and approach	Chair – Lawrence Jones
<b>2. Background to Issue 76 and understanding the defect</b>	Proposer - Iwan Hughes & Mick Farr Gareth Evans
<b>3. Legal considerations</b>	ELEXON legal counsel - Nick Brown
<b>4. CM elements to include</b>	Workgroup
<b>5. Escalation routes for non payment</b>	Workgroup
<b>6. Nature of Account holding funds</b>	Workgroup
<b>7. Release of funds</b>	Workgroup
<b>8. Reporting</b>	Workgroup
<b>9. Applicable BSC Objectives</b>	Workgroup
<b>10. Other</b>	Workgroup
<b>11. Next steps</b>	Chair - Lawrence Jones

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## Appendix 1: Areas to Consider

### CM elements to include

- What period should the solution cover (assumed payments will be backdated to last payment month)?
- What CM elements and payments should the solution include?
- What Credit Cover elements should the solution include?
- Should mutualisation be included?
- interest?

### Escalation routes for non payment

- What payment default options should be included?
- How can the solution be enforced?
- What BSC sanctions should apply for non-payment?

### Legal Considerations

- Whether a prospective BSC solution risked being contrary to state aid rules
- Whether there were any steps we could take in designing a solution that might lower that risk

### Nature of Account holding funds

- Escrow, on trust, 'normal'

### Release of funds

#### On lifting of suspension

- What will be the trigger for releasing funds?
- Should these be released to the ESC or Suppliers?

#### On upholding of suspension

- What will be the trigger for releasing funds?
- Should these be released to Suppliers?

#### What if not one of the above?

- Longstop date?

### Reporting & monitoring

- What reporting should be made public?
- What other reporting and monitoring should be required?

### Other

- ELEXON costs
- Price cap