

# Topic 2: Timeline and process for submitting a query

# What can be queried?

- There are no formal “Queries” under the CMC but Participants can request review of certain decisions of the TSOs.
- This is limited to the **Provisional SO Qualification Decisions** only.
- In advance of a Capacity auction, Participants are required to submit an Application for Qualification to the TSOs.
- This process has been detailed in the Capacity Market training presentations.
- The timing of events is defined by the **Capacity Auction Timetable** which is published in advance of each Capacity Auction.
- This will identify **Prescribed Timeframes** for each action that takes place in the query / review process.

# What can be queried?

- **SO Qualification Decisions** in respect of a **Capacity Market Unit** include:
  - Its identity.
  - Whether or not it is clean (used only in auction tie-breaking).
  - the Firm Offer Requirement (as applicable).
  - The Awarded Capacity it holds already for the Capacity Year.
  - Details of Initial Capacity, Gross De-Rated Capacity, Awarded Capacity held already, and Net De-Rated Capacity in respect of Existing and New Capacity.
- For each **Candidate Unit** comprising the **Capacity Market Unit**:
  - Similar information to that above which was used to derive the data for the Capacity Market Unit (though not Awarded Capacity as this is only awarded to Capacity Market Units).
  - Whether the Alternative Qualification Process was applied and details of any changed data used.
  - The Autoproducer Offer Price Cap Breakpoint (where applicable).
  - A curve called the Existing Capacity Offer Price Cap Curve, which describes the price cap at different points of existing capacity (but not Unit Specific Price Cap data).

# What can be queried?

- Where a Participant disagrees with **Provisional SO Qualification Decisions**, they can submit an **Application for Review** to the System Operators.
- This should set out:
  - a) a concise statement identifying the Reviewable Decision concerned;
  - b) a concise statement of the reasons, explaining how the Participant believes the System Operators have not followed the process under the Code in making the Reviewable Decision; and
  - c) a copy of any relevant documents which the Participant believes support its position
- This must be submitted within the **Prescribed Timeframe** of being notified of the **Reviewable Decision**.
- Each **Prescribed Timeframe** is documented in the applicable **Capacity Auction Timetable**.

# What can be queried?

- An **Application for Review** can be rejected by the System Operator where it does not fulfil the previous requirements.
- A rejection by the SO must be notified within a further **Prescribed Timeframe**.
- The SO can request further information from the submitting Participant which must be provided for according to a further **Prescribed Timeframe**.
- Once all data has been received, the SO will reconsider the initial decision and notify the submitting Participant of the results of this process within a further **Prescribed Timeframe**.
- Where the outcome is to reject the Application for Review, the submitting Participant can submit a notice of a **Qualification Dispute**.
- This is then managed under the Capacity Market Disputes process.

# What can be queried?

- As noted, the exact **Prescribed Timeframe** is documented in the applicable **Capacity Auction Timetable**. However, **indicative** timeframes are proposed by the CMC.
- The indicative timelines are as follows:
  - An Application for Review should be submitted **2 working days after the decision has been notified**.
  - Rejection by the SO should be **2 working days after submission**.
  - Submission of additional information by the Participant to the SO should be **2 working days after request from SO**.
  - SO must notify the outcome of its review **5 working days after either submission of Application for Review** (or after submission of additional information if requested).
  - Any dispute must be raised **3 working days after notification of outcome** of the review.