

Disputes 2016 – Frequently Asked Questions

Output from Understanding Your Prequalification Results Webinar

26th September 2016

Question	Answer
<p>Where NG has miscalculated de-rated capacity (overstated it) for a Conditionally Prequalified CMU and, as a result, miscalculated the amount of Credit Cover required, will you give written confirmation that the correct (and lower) amount of Credit Cover will be accepted – despite this differing from the amount on the Prequalification Results Letter? There is no time in the programme to wait for the results of the disputes process, as ESC is required to have received and approved receipt of Credit Cover by the same date as NG will issue Prequalification Results, post Tier 1 disputes.</p>	<p>You will need to provide the full amount of credit cover otherwise your application will become rejected. You can then dispute your figure and if successful, part of your credit cover will be refunded. Credit cover will need to be in place by the 4th November 2016.</p>
<p>We did not receive a letter explaining why we have been rejected, only the decisions. So we don't know why we have been rejected. Is this normal?</p>	<p>This notification is sent to all Main Admin account users listed on the portal. There should be information there. If there is not or you feel the information is not enough, please get in touch with us and we will provide you with the specific reasons for that application.</p>
<p>Will we hear the outcome of any disputes before the register is made public?</p>	<p>The results are released and register made public on the 14/10/2016.</p>
<p>Can a resubmitted certificate be dated post prequal window or does it need backdating?</p>	<p>It can be signed with the current date as you are able to provide new information during the appeals process.</p>
<p>What should you do if you have no rejections but believe there are errors on the Notices or the Portal? For example, CMU has prequalified and Portal shows the correct verified capacity but the Notice says the capacity is zero?</p>	<p>You can appeal in the same way as a CMU which has been rejected. Provide information as to why you think a mistake has been made and it will be assessed during the appeals assessment window.</p>
<p>Do dates on the Prequal and Code of Conduct certs have to be hand-written by the directors? Is a typed date grounds for rejection?</p>	<p>No, a typed date is not a reason for rejection. Though it has to be clear in the certs where the dates are.</p>
<p>Does this OS Grid ref have to be the same as that in the planning app? Does this OS Grid ref have to be the same as that in the planning app? The slide did not reference this. The reason I ask is because the planning app had the wrong OS grid reference initially.</p>	<p>Yes, or provide a reason as to why they are different, as long as it follows the format explained in the Webinar.</p>

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Rule 3.6.1(b) "In MWh to three decimal places" - can you confirm that a letter provided in kWh to two decimal places exceeds this requirement, as it is equivalent to MWh to five decimal places?	Yes that is fine.
Hello, May I ask when the Capacity Market Register will be published following the prequalification results? Thanks	14 October 2016, same day as the reassessed results will be known.
You have rejected ones previously passed	We have assessed the application based on the information provided at prequalification independent of previous prequalification periods.
I have not received letter. Can I access this in the portal and how.	If you go into the portal and click on view application, it should be there at the bottom of the page. Ensure you are a main admin for future, so you will get the emails.
It has been mentioned a few times not to remove anything from the exhibits. We need to submit exhibits A & C. Can I please check that it is ok to remove the inappropriate lines from exhibit A (aa, bb, f & joint owner)	Yes it is OK to remove those clauses. Any other non-square brackets have to remain in place.
I thought planning and grid could be deferred for new build sites but I have applications rejected on these grounds. How do I address this please?	This should not have been rejected for those reasons. It is likely that we have rejected the application for other reasons, but we have added in the conditionally prequalified reasons for information. If you disagree with the outcome, then please raise a Dispute Notice in the usual way.
Any guidance on placing credit cover this week?	EMRS have published some guidance on this and it is them who will collect it.
If we have received notice of Credit Cover liability for a CMU, but have already met the criteria to claim back credit cover for that CMU, how do we go about disputing our liability?	Dispute in the usual way, and show that the CMUs are the same and we will remove credit cover.
Can you publish the legal advice regarding why digital signatures are not permitted?	We reserve the right to reject an application without evidence of a physical signature as per rule 3.12.3. the applicant can re-submit a duly signed certificate at this tier 1 disputes process.