

DCUSA Change Proposal Form

This form is provided in accordance with Clause 10.5 of the DCUSA.

Please return completed forms to DCUSA@electralink.co.uk for assessment by the DCUSA Panel.

Document Control	
CP Status	Standard / Urgent
Date Submitted	14/07/10
CP Number	<i>DCP 069</i>
Version Number	1.0
CP Ref	<i>07/10</i>
Attachments	Appendix A, Legal Drafting.

Originator Details	
Company Name	Npower
Originator Name	Sasha Pearce
Category	Distributor / Supplier / IDNO / DG / OTSO / Other (please specify)
Email Address	Sasha.Pearce@npower.com
Telephone Number	0121 336 5261

Change Proposal Details	
CP Title	Disclosure of confidential Information.
Impacted parties	Distributor / Supplier / IDNO / DG / OTSO / Other (please specify)
Impacted Clause / Schedule	35.3.4, 35.3.5, 51.3.4 and 51.3.5
Authority Consent Required	Yes – Clause 35 has been identified, in accordance with Clause 9.5, as a Part 1 matter.
Summary of Change	The DCUSA needs to be updated ensure that Clauses 35 and 51 reference directly to the disclosure of confidential information.
Related Change Proposals	<i>Please indicate if this CP is related to or impacts any other CP already in the DCUSA or other industry Change Process</i> n/a

Change Proposal Intent	
<i>Please set out the intent of the CP and the issue it is seeking to address</i>	
Sections 35 and Clause 51 of the DCUSA both entitled 'Confidentiality Restrictions on the User' deal with the obligations around confidential information. However, there are some clauses within the sections that do not directly reference the disclosure of such information. DCUSA Legal Counsel has proposed that additional drafting be added to these sections to ensure clarity.	

Business Justification & Market Benefits

The CP will ensure that the DCUSA is clear to all parties, when dealing with the issue of the disclosure of confidential information and address comments raised by DCUSA Legal Counsel.

Proposed Implementation Date

Please specify and give a reason if proposed date is outside the release schedule (February / June / November)

November 2010

Proposed Solution

Please insert proposed change marked legal drafting here. The Change Proposal Intent will take precedence in the event of any inconsistency

Clauses 35.3.4, 35.3.5, 51.3.4 and 51.3.5 - insert the following words at the beginning of the clause: "the disclosure of Confidential Information".

DCUSA Objectives

Please state which DCUSA Objective(s) will be better facilitated by this CP and give supporting reasons

It is considered that the Change Proposal will better facilitate DCUSA Objective 3.1.4¹ as the Change will ensure clarity of Parties obligations around the disclosure of confidential information are clarified.

DCUSA Objectives for Change Proposals to Charging Methodologies only

Please state which DCUSA Objective(s) will be better facilitated by this CP and give supporting reasons

n/a

Environmental Impact

Please indicate whether you consider that there may be any environmental impact as a consequence of this CP being implemented

n/a

¹ The promotion of efficiency in the implementation and administration of this Agreement and the arrangements under it