



## **DCUSA Change Report**

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### DCP 092 – DELETION OF CLAUSE 13.10

## **1 PURPOSE**

- 1.1 The Distribution Connection and Use of System Agreement (DCUSA) is a multi-party contract between electricity Distributors and electricity Suppliers and large Generators. Parties to the DCUSA can raise Change Proposals (CPs) to amend the Agreement with the consent of other Parties and (where applicable) the Authority.
- 1.2 This document is a Change Report issued to all Parties in accordance with Clause 11.20 of the DCUSA. The Change Report details DCUSA Change Proposal (DCP) 092 – Authority Decision Making Process and asks parties to vote to accept or reject the proposed modification to the Agreement.
- 1.3 The voting process for the proposed variation, along with the timetable of the progression of this Change Proposal (CP) through the DCUSA Change Control Process, is detailed in this document.
- 1.4 Parties are invited to consider the proposed amendment which is attached as Appendix A and to submit their votes using the form attached as Appendix B to [dcusa@electralink.co.uk](mailto:dcusa@electralink.co.uk) by 30 June 2011.

## **2 DCP 092 - DELETION OF CLAUSE 13.10**

- 2.1 DCP 092 has been raised by CE Electric and seeks to remove clause 13.10<sup>1</sup> from the DCUSA.
- 2.2 DCP 092 seeks to address the work done under DCP 081 'Authority Decision Making Process', which updated the DCUSA to reflect modifications to the Electricity Distribution Licence. This will bring the Authority's decision-making process for charging methodology changes into accordance with other DCUSA change proposal processes. From 01 April 2011 all DCUSA CDCM CPs are issued to the Authority for determination rather than veto/non-veto within 28 days.
- 2.3 DCP 081 removed the veto process, but maintained it on a transitional basis for CDCM (i.e. for changes submitted prior to 31 March 2011).

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<sup>1</sup> The full text of Clause 13.10 can be found in the Appendix A

- 2.4 DCP 081 completed its process and has been implemented and DCP 092 seeks to amend the DCUSA drafting to remove Clause 13.10 to clarify situations which may arise following the implementation of DCP 081.
- 2.5 The CP will ensure the DCUSA accurately reflects, and coincides with, the Electricity Distribution Licence from 01 April 2011 and that the Change Process and Authority decision making process is clear to Parties.
- 2.6 The CP is classified as a Part 1 matter in accordance with Clause 9.5.1 of the DCUSA as it seeks to modify Section 1C – Change Control, which will require the Authority's consent.

### **3 ASSESSMENT AGAINST THE DCUSA OBJECTIVES**

- 3.1 The proposer recommends that the Change Proposal will better facilitate the General DCUSA Objective 3.2.4<sup>2</sup>.

### **4 LEGAL DRAFTING**

- 4.1 The proposed legal drafting for DCP 092 has been reviewed by Wragge and Co., and is attached as Appendix A.

### **5 IMPLEMENTATION**

- 5.1 The proposed implementation date for DCP 092 is the first DCUSA release following Authority approval.

### **6 PANEL RECOMMENDATION**

- 6.1 The Panel approved the DCP 092 Change Report on the 15 June 2011.
- 6.2 In accordance with Clause 12.4 of the DCUSA the Panel determined that DCP 092 should be issued to all Parties for voting.
- 6.3 The timetable for the progression of the Change Proposal is set out below:

<b>Activity</b>	<b>Latest Date</b>
Change Report Agreed	15 June 2011
Party Voting	16 June – 30 June
Authority Determination	04 July – 08 August
Implementation	First DCUSA release following Authority approval.

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<sup>2</sup> The promotion of efficiency in the implementation and administration of this Agreement

## **APPENDICES**

- Appendix A – Proposed Legal Text
- Appendix B – Voting Form