

Part A: Generic

DCUSA Change Proposal (DCP)		At what stage is this document in the process?
<h1>DCP 346</h1> <h2>Amendment to Code of Practice Confirmed Theft Definition</h2> <p>24 April 2019</p>		<p>01 – Change Proposal</p> <p>02 – Consultation</p> <p>03 – Change Report</p> <p>04 – Change Declaration</p>
<p>Purpose of Change Proposal:</p> <p>To update and align the Theft Code of Practice schedules to ensure the consistency in the definition of Confirmed Theft and investigation processes.</p>		
	<p>Governance:</p> <p>The Proposer recommends that this Change Proposal should be:</p> <ul style="list-style-type: none"> • Treated as a Part 2 Matter • Treated as a Standard Change • Proceed to Change Report <p>This Change Proposal will be presented to the DCUSA Panel on 15 May 2019.</p> <p>The Panel will consider the proposer’s recommendation and determine the appropriate route.</p> <p>The proposed Implemented Date is 07 November 2019</p>	
	<p>Impacted Parties: Suppliers</p>	
	<p>Impacted Clauses: DCUSA Schedule 23 (Theft of Electricity Code of Practice)</p>	

Contents		 Any questions?
1	Summary	2
2	Governance	3
3	Why Change?	3
4	Solution and Legal Text	4
5	Code Specific Matters	4
6	Relevant Objectives	4
7	Impacts & Other Considerations	5
8	Implementation	5
9	Recommendations	5
Indicative Timeline		 02074323008
The Secretariat recommends the following timetable:		Proposer: Sasha Pearce - Npower
Initial Assessment Report Issued to Panel	15 May 2019	 DCUSA@electralink.co.uk
Change Report Approved by Panel	19 June 2019	 Sasha.Pearce@npower.com
Change Report issued for Voting	21 June 2019	
Party Voting Closes	12 July 2019	
Change Declaration Issued to Parties	14 July 2019	
Implementation Date	07 November 2019	

1 Summary

What?

1.1 During a review of the Theft Code of Practice schedules, a member of the Theft Best practice Forum identified changes required to the definition of 'Confirmed Theft' in SPAA Schedule 33 and DCUSA Schedule 23. This Change proposal has been raised to progress a change to the theft schedules to help ensure the schedules are consistent with actual investigation processes.

Why?

1.2 A member of the Theft Best Practice Forum requested a change to the definition of Confirmed Theft in SPAA Schedule 33 as not all investigations require a review of the consumption levels prior to

submitting a case. There are several scenarios where a review of the consumption levels would not be required to constitute a Confirmed Theft, for example, meter tampering.

- 1.3 It was also identified in the Gas Theft Detection Incentive Scheme Audit Report Overall completed by BDO (Moore Stephens) that 25 of the compliant 99 investigations reviewed partially passed their assessment. All 25 of the investigations did not provide any specific details in respect of the desktop review that constitute 'an indication of theft via a desktop review of consumption levels. Nonetheless, the 25 investigation files provided sufficient evidence satisfying the other elements of the offence, thus constituting a 'Confirmed Theft'.
- 1.4 The schedules should be updated to help provide clarity and consistency with investigating processes.

How?

- 1.5 The definition of Confirmed Theft in DCUSA Schedule 23 states "an indication of theft via desktop review of the consumption levels". Not every scenario will require a review of the consumption levels before raising a job. As this process is more applicable when analysing internal data, the code should not specify a review of consumption levels. The proposer is requesting that the legal text should be updated to remove references to consumption levels,
- 1.6 The proposed changes to DCUSA Schedule 23 are provided as Attachment 1.

2 Governance

Justification for a Part 2 Matter

- 2.1 This change does not require authority consent as it is limited to amending the definition of Confirmed Theft. There will be no changes to processes or reporting as a result of the change

Requested Next Steps

This Change Proposal should:

- Be treated as a **Part 2 Matter**
 - Be treated as a **Standard Change**
 - Proceed to the Change Report phase
- 2.2 The Change will need to be introduced on **07 November 2019**.

3 Why Change?

- 3.1 A member of the Theft Best Practice Forum requested a change to the definition of Confirmed Theft in DCUSA Schedule 23 as not all investigations require a review of the consumption levels prior to submitting a case. There are several scenarios where a review of the consumption levels would not be required to constitute a Confirmed Theft.

- 3.2 It was also identified in the Gas Theft Detection Incentive Scheme Audit Report Overall completed by BDO (Moore Stephens) that 25 of the compliant 99 investigations reviewed partially passed their assessment. All 25 of the investigations did not provide any specific details in respect of the desktop review that constitute ‘an indication of theft via a desktop review of consumption levels’. Nonetheless, the 25 investigation files provided sufficient evidence satisfying the other elements of the offence, thus constituting a ‘Confirmed Theft’.
- 3.3 The schedules should be updated to help provide clarity and consistency with investigating processes.

Part B: Code Specific Details

4 Solution and Legal Text

- 4.1 The proposed legal text is provided as Attachment 1.

5 Code Specific Matters

- 5.1 None

6 Relevant Objectives

DCUSA General Objectives	Identified impact
<input type="checkbox"/> 1 The development, maintenance and operation by the DNO Parties and IDNO Parties of efficient, co-ordinated, and economical Distribution Networks	None
<input type="checkbox"/> 2 The facilitation of effective competition in the generation and supply of electricity and (so far as is consistent therewith) the promotion of such competition in the sale, distribution and purchase of electricity	None
<input type="checkbox"/> 3 The efficient discharge by the DNO Parties and IDNO Parties of obligations imposed upon them in their Distribution Licences	None
<input checked="" type="checkbox"/> 4 The promotion of efficiency in the implementation and administration of the DCUSA	Positive impact
<input type="checkbox"/> 5 Compliance with the Regulation on Cross-Border Exchange in Electricity and any relevant legally binding decisions of the European Commission and/or the Agency for the Co-operation of Energy Regulators.	None

The proposal better facilitates the DCUSA General Objective 4 as this change will help to ensure effective administration of the TRAS service and help Suppliers meet their licence conditions.

7 Impacts & Other Considerations

Does this Change Proposal impact a Significant Code Review (SCR) or other significant industry change projects, if so, how?

7.1 No

Does this Change Proposal Impact Other Codes?

n/a

Consideration of Wider Industry Impacts

- BSC
- CUSC
- Grid Code
- MRA
- SEC
- Other
- SPAA
- None

Consideration of Wider Industry Impacts

7.2 A similar change is being progressed to update Schedule 33 of the SPAA (Theft of Gas Code of Practice).

Confidentiality

N/A

8 Implementation

Proposed Implementation Date

8.1 The proposed Implementation date is 07 November 2019.

9 Recommendations

10 Attachments

- Attachment 1 - Schedule 23 - Redline Against Current DCUSA Text