

DCUSA Panel Meeting 155 (Open Session)

15 May 2019 at 10:00

ElectraLink, Third Floor, Northumberland House, 303-306 High Holborn, London, WC1V 7JZ / Teleconference

Attendee	Representing	Company
Panel Members		
Kevin Woollard [KW]	Panel Member	DCUSA Ltd
Simon Yeo [SY]	Panel Member [Chair]	DCUSA Ltd
Alessandra DeZottis [AD]	Alternate Panel Member	DCUSA Ltd
Julia Haughey [JH]*	Panel Member	DCUSA Ltd
Donna Townsend [DT]	Alternate Panel Member	DCUSA Ltd
Peter Waymont [PW]	Panel Member	DCUSA Ltd
Karl Maryon [KM]	Alternate Panel Member	DCUSA Ltd
Observers (Open Session Only)		
Nadir Hafeez [NH]	Observer	Ofgem
Andrew Bard [AB]	Observer	MRA
Code Administrator		
Angelo Fitzhenry [AF]*	Secretariat	ElectraLink Ltd
George Dawson [GD]	Secretariat	ElectraLink Ltd
Huw Neyroud [HN]	Technical Secretariat	ElectraLink Ltd
Justina Grey [JG]	Secretariat	ElectraLink Ltd

*Dialled in

Apologies	Representing
Damian Clough [DC]	BSC

Part One: General (Open Session)

1. Administration

- 1.1 The Panel appointed Simon Yeo as the Chair as Julia Haughey was unable to attend in person.
- 1.2 The Chair noted an apology received prior to the meeting from Damian Clough of the BSC.
- 1.3 The Minutes of the last meeting were reviewed and approved.
- 1.4 The Panel reviewed the open actions, updates on all actions are set out in Appendix A.

2. DCUSA Operational Plan

- 2.1 The Panel noted the contents of the DCUSA Operational Plan (see Appendix B). AF informed the Panel that it may be sensible to merge the Operation Plan with the Horizon Scan. The Panel were very positive about the suggestion and approved the action to be taken to merge the two documents together with the Horizon Scan having an additional column providing commentary on the potential actions from the items on the Horizon Scan.
- 2.2 The Panel approved the suggestion and noted the update.

Action 155/01: AF and DT to merge the Operational plan with the Horizon scan to create a singular paper.

3. Updates from Industry Codes

Master Registration Agreement (MRA)

- 3.1 The MRA representative presented the MRA update paper that was circulated prior to the meeting. The Panel noted the content.

BSC

- 3.2 No update was provided prior to the meeting for the BSC.

Ofgem

- 3.3 Ofgem advised that they had no DCUSA Panel update but did mention that DCP 297 is progressing through the process and requires internal final sign off before the Authority decision is announced.

Smart Energy Code (SEC)

- 3.4 The SEC update will be circulated post meeting to the Panel as it was received after the Panel papers were issued.

4. Accession Applications

- 4.1 HN noted that there were no new accessions for the panel to approve.

5. Derogation Update

- 5.1 JG presented the Derogation update for Daisy Energy and noted that the Supplier has managed to submit the required test files and data at the beginning of May and therefore will not require the full 3-month derogation as originally indicated.
- 5.2 The Panel were content with the Progress of Daisy Energy in their Derogation and will continue to monitor to the end of the Derogation period.

6. Derogation Application

- 6.1 RT presented the Derogation application to the Panel, Derogation Application Cover Paper which had been circulated prior to the meeting. See paper (Panel_2019_0515_01).

Party	Derogation From	Summary of Supporting Comments	Proposed Timescales
Foxglove Energy Supply	Schedule 25, Paragraph 8	Foxglove Energy had made significant steps in order to submit, however due to increasing wholesale prices, company priorities changed towards the time of derogation end. They aim to submit data by August 2019 hence are requesting a 4-month derogation. The actions being taken by Foxglove Energy in order to become complaint are regular meetings between operations and senior staff being held and significant improvement with their CRM provider in order to better manage the data received.	4 Months

- 6.2 It was noted that Foxglove Energy Supply Ltd was previously granted a time limited Derogation from the requirements as set out in TRAS Schedule 25, Section 8 – ‘Supplier Data’ of the DCUSA on the grounds that they were not yet established enough to be able to meet the relevant obligations. This Derogation expired on 19 December 2018.
- 6.3 The Panel approved the application from Foxglove however requested that they provide updates that show progress towards the target.

Action 155/02: ElectraLink to progress the Derogation Application for Foxglove Energy and request frequent updates on progress.

7. DCMDG Headline Report

- 7.1 AF presented the DCMDG Headline Report. AF mentioned that the last meeting was on the 11th of April and that the number that attended was 23. AF explained that the rate of new issues raised to the DCDMG has tailed off significantly since the start of the Access and Forward-Looking SCR.
- 7.2 AF explained that the DCMDG has become more of a session for updates from Ofgem and other parties. The subjects of discussion were the following:

- Ofgem update
 - Access and Forward- Looking Charging SCR
 - Presentation from Elexon on Market wide HH settlement.
- 7.3 AF mentioned that Chris Ong of UKPN had originally intended to draft the required Change Proposals to implement the legal text improvement opportunities identified. Unfortunately, other demands on his time has meant he can longer assist with this.
- 7.4 AF asked if anyone from the Panel would be prepared to take on the work required to raise the Change Proposals to implement the legal text improvement opportunities identified? Alternatively, the Secretariat could put forward a proposal to undertake this work. SY asked AF if they could touch base after the Panel meeting to see if this work is something he could help with.
- 7.5 The next meeting is planned for June and will be via teleconference.
- 7.6 The Panel noted the update and had no further questions for AF.

Action 155/03: AF and SY to discuss the CEPA/TNEI opportunities post meeting.

8. DCUSA Monthly Horizon Scan

- 8.1 AF presented the DCUSA Monthly Horizon Scan, which had been circulated prior to the meeting. See paper (Panel_2019_0515_03). The Panel took the current Horizon Scan as read.
- 8.2 The panel noted the spreadsheet and approved the Horizon Scan.

Part Two: Change Administration (Open Session)

9. Change Register

- 9.1 HN presented the Change Register updates and the Work Plan activities. See paper (Panel_2019_0515_04).
- 9.2 The Work Plans were reviewed, and the Panel requested that the Work Plans are updated accordingly to show the most recent dates of work completed.

Action 155/04: ElectraLink to update DCP 329 Work Plans with the most up to date information available.

10. Initial Assessments

- 10.1 HN informed the Panel that there was one initial assessment for review this month.

DCP 346 'Amendment to Code of Practice Confirmed Theft Definition'

- 10.2 For DCP 346 the Panel decided to;
- Accept the referral of the CP;

- Treat the CP as a Standard change;
- Progress the CP to the Change Report phase;
- Treat the CP as a Part 2 Matter; and
- Progress the CP in accordance with timetable in section 3.2 of the paper.

10.3 The Panel approved the change to progress to Change Report.

Action 155/05: The Panel approved DCP 346 to progress to the Change Report phase in accordance with the timetable in Section 3.2 of the paper, ElectraLink are to progress this.

11. Change Reports

11.1 HN informed the Panel that there were no Change Reports for approval this month.

12. Housekeeping Log

12.1 HN presented the Housekeeping Log Summary Paper and Housekeeping Log which had been circulated prior to the meeting. See paper (Panel_2019_0515_06).

12.2 The Panel noted the updates to the Housekeeping Log.

13. Any other Business

13.1 There was no further business and the Chair closed the meeting.

Next Meeting – 19th June 2019 at 10:00am

13.2 The meeting venue is ElectraLink Ltd, Third Floor, Northumberland House, 303-306 High Holborn, London, WC1V 7JZ 2-3.

Appendix A: Summary of Actions

New and Open Actions – Open Session

Action Ref.	Action	Owner	Update
134/03	Investigate whether GFP Trading Ltd require a licence and provide confirmation to the Panel of the outcome of the investigation prior to resubmitting the Accession Application to the Panel.	ElectraLink / PW	<p>20/09/2017 – Ongoing: noted that licence not required due to amount of generation not exceeding limits after which a licence would be required. GFP Trading Ltd is not Party to the CUSC so does not meet conditions precedent. PW to confirm the best way forward.</p> <p>18/10/2017 – In progress – PW noted that GFP Trading are both a CVA registrant and a generator and believes that they can accede. Comfortable with no generation licence. ElectraLink to confirm with GFP if it their intention to accede to the CUSC within 6-months and in that case, accession can progress.</p> <p>Possibility to look at changing the conditions precedent and confirm whether the rules are applicable these days. PW will talk to DCUSA legal advisors to confirm the above.</p> <p>15/11/2017 – Ongoing: Panel noted they will wait until further information is received from the CUSC and will address at the December Panel meeting.</p> <p>20/12/2017 – Ongoing: Deferred until January as still awaiting feedback from the CUSC Helpdesk.</p> <p>17/01/2018 – PW has contacted the CUSC helpdesk, who have forwarded the issue to the National Grid legal department for a review to confirm whether an unlicensed Supplier is required to become a party to the CUSC. Ongoing.</p> <p>21/02/2018 – PW chatted with the Grid legal team so that they could better understand the situation. Internal discussions are ongoing with their lawyers and currently awaiting feedback in March Panel. Also, a condition precedent which is holding up DCP 295. Ongoing.</p> <p>21/03/2018 – Ongoing: PW still Awaiting feedback from the National Grid legal team.</p>

			18/04/2018 – No feedback provided by the legal team at National Grid, but this action is awaiting a result on DCP 295. 16/05/2018 - As above. Ongoing. 15/08/2018 - As above. Ongoing 17/10/2018 - As Above ongoing 21/11/2018 - As above. 16/01/2019 - As above 10/04/2019 - As above 15/05/2019 – DCP 295 is now approved update due for the Action.
155/01	AF and DT to merge the Operational plan with the Horizon scan to create a singular paper	ElectraLink	
155/02	ElectraLink to progress the Derogation Application for Foxglove Energy and request frequent updates on progress.	ElectraLink	
155/03	AF and SY to discuss the CEPA/TNEI opportunities post meeting.	AF & SY	This discussion has taken place and it is agreed that AF will present a proposal to the June Panel to undertake the drafting of the required CPs.
155/04	ElectraLink to update DCP 329 Work Plans with the most up to date information available.	ElectraLink	
155/05	The Panel approved DCP 346 to progress to the Change Report phase in accordance with the timetable in Section 3.2 of the paper, ElectraLink are to progress this.	ElectraLink	

Closed Actions Open session

Action Ref.	Action	Owner	Update
154/01	ElectraLink to circulate the BSC update with the minutes of the Panel meeting	ElectraLink	Completed
154/02	ElectraLink to process the Accession Application and prepare an Accession Agreement for Go Effortless Limited	ElectraLink	Completed
154/03	ElectraLink to update the DCUSA Monthly Horizon Scan to consider the new dates proposed for Brexit preparation	ElectraLink	Completed

154/04	ElectraLink to update DCP 329 Work Plan and submit to the May Panel	ElectraLink	Completed
154/05	ElectraLink to add the new housekeeping item regarding Schedule 27 to the Housekeeping Log.	ElectraLink	Completed

Appendix B: DCUSA Operational Plan

Active Projects (All amendments in this month are shown in blue)

No	Task	Status
1	DCUSA Brexit Preparations	<p>In preparation for Brexit, Ofgem and Code Administrators have been in communication regarding changes to industry codes. After an initial code trawl, where EU references clauses were identified, a legal review was carried out by the DCUSA legal advisor to confirm the level of impact that Brexit may have on each clause. This was information was provided to Ofgem and collated together into a report alongside other industry codes.</p> <p>Ofgem held a meeting on 26 January 2018 at which all Code Administrators and Code Chairs were invited. The following update, summarising the discussion during the meeting was provided to the DCUSA Panel at their meeting in February 2018:</p> <ul style="list-style-type: none"> • Positive news is that following the Code trawls of EU references there are none that would be inoperable (in the event they were not removed in time). • Main discussion was on the two different timing options which arise if implementation is either on a sequential basis i.e. Licence modification before a Code modification is undertaken or if in parallel (accepting that the parallel option has some risk of revisiting a Code modification should the Licence modification not go as originally intended). • Ofgem will issue a fully consolidated table of all the potentially impacted clauses within the Codes. • There will be a consultation process on Ofgem's proposed approach at some time in 2018. • Biggest risk is if Statutory Instruments (SIs) are raised prior to March 2019, as these may impact the initial transition of EU law into UK law. • There is nothing in principle to stop the Codes preparing for the 'housekeeping modifications' based on what is known thus far. Very likely that these modifications can be part of the Code self-governance process. • There is a potential opportunity for CACoP to play a role in helping to co-ordinate this <p>The Panel noted that there are no EU references in DCUSA that would render DCUSA inoperable and agreed to not proceed with a housekeeping change to amend the DCUSA at this point in time. The Panel requested that DCUSA Brexit preparations should be added to the Operational Plan.</p>

		18/07/2018 – Letter published by Ofgem regarding a plan for Brexit.
--	--	---