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| Meeting Session | DCUSA Panel (Open Session) |
| Meeting Date | 21 December 2016 |
| Paper Reference | Panel_2016_1221_03_Derogation Application |
| Action | Decision |

Derogation Application

1. Synopsis

- 1.1 This paper seeks Panel approval for GnERGY Ltd derogation from the requirements set out in DCUSA Schedule 25 Theft Risk Assessment Service (TRAS) Section 8.

2. Executive Summary

- 2.1 In accordance with Clause 56 of the DCUSA, Parties are entitled to seek derogations from obligations set out in mandatory schedules within the Agreement.
- 2.2 The Panel may resolve to grant a derogation and specify any conditions as well as the term, scope and application of the derogation. The Panel may also amend or retract any such derogation, or any such conditions relating thereto, from time to time as it sees fit.
- 2.3 We have received one derogation application as set out in Section 3 below. The Panel is invited to consider each and determine whether or not the derogation should be granted and any associated conditions.

3. Derogation Application

- 3.1 We have received a derogation application as set out in the table below. The full details of the application are contained in Attachment 1.

| Party | Derogation From | Summary of supporting comments | Proposed timescales |
|------------|------------------------------|---|--|
| GnERGY Ltd | DCUSA Schedule 25, Section 8 | GnERGY current CRM system is not able to generate few fields for TRAS report. The main issue with GnERGY is extracting the data for 'Last meter inspection date' where GnERGY will need to do the manual input for an individual Electricity/Gas supply points which is impossible. GnERGY is in process of changing the CRM system. We expect the completion of the | A derogation is requested until the end of March 2017. |

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| | | CRM system to be completed by end of March 2017. At the mean time we will not be able to provide the data requested by TRAS until our new system is up and running. | |
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4. Representations and Objectives

- 4.1 The applications have been processed in accordance with Clause 56 and were issued to all Parties and Ofgem for a period of 10 Working Days

5. Decision Making Process

- 5.1 Clause 56.1 of the DCUSA states that the Panel may resolve *“to grant a derogation to any Party or Parties in relation to any obligation or obligations contained in this Agreement”* and that the Panel shall *“specify the term, scope and application of such derogation”*.

6. Wider Considerations

Interaction with SPAA Executive Committee

- 6.1 Applications for derogations from the equivalent obligations in the SPAA have also been made by GnERGY Ltd. The SPAA EC will consider this application at its meeting on 25 January 2017.

7. Recommendations

- 7.1 The DCUSA Panel is invited to:
- **NOTE** the contents of this paper; and
 - **DETERMINE** whether to grant a derogation to GnERGY Ltd.

8. Attachments

- Attachment 1 – GnERGY Ltd Derogation Application

Fungai Madzivadondo