

DCUSA CONSULTATION DOCUMENT	
CHANGE PROPOSAL	Distribution and Supply Licence Reviews – consequential changes
DATE OF ISSUE	18 September 2008
ISSUED TO	DCUSA Contract Managers
RETURN DEADLINE	02 October 2008 – DCUSA@electralink.co.uk

1 BACKGROUND

- 1.1 DCP 035 was raised by EDF Energy Networks and considered by the DCUSA Panel at its meeting on 20 August 2008. The Panel determined that the CP was a non-urgent Part Two change that should be progressed through the Definition Procedure.
- 1.2 As the CP relates to housekeeping matters the DCUSA Panel determined that Panel Members should form the DCP 035 Working Group and shall progress the CP through the Definition Process.

2 DCP 035 - DISTRIBUTION AND SUPPLY LICENCE REVIEWS – CONSEQUENTIAL CHANGES

- 2.1 DCP 035 was raised following a recommendation from the Panel that the DCUSA be reviewed in light of the Distribution and Supply Licence Reviews. The legal drafting has been provided by Wragge & Co and proposes consequential changes to DCUSA arising from the Distribution and Supply Licence reviews.
- 2.2 The DCUSA Panel considers that the implementation of DCP 035 will better facilitate Objective 3¹ of the DCUSA on the basis that it is more efficient to discharge obligations under the Licences if those obligations are properly referenced in industry codes.
- 2.3 The Panel further considers that Objective 4² of the DCUSA will be better facilitated noting that the administration of the DCUSA will be more efficient if cross references are correct throughout the Agreement.
- 2.4 The Panel has determined that DCP 035 be progressed as a Part 2 matter. Although the CP impacts Part 1 provisions in accordance with Clause 9.5 of the Agreement the Panel considers that the CP is not itself a Part 1 matter on the basis that making the drafting amendments does not meet any of the relevant criteria set out in Clause 9.4. This view is supported by the Authority.

3 CONSULTATION

- 3.1 The Panel has recommended that DCP 035 is put forward for consultation to allow parties an opportunity to review the drafting in detail.
- 3.2 Parties are asked to review the proposed CP and provide feedback, paying particular attention to the following:
 - Indicate whether you believe that the proposed variation better facilitates the DCUSA Objectives.
 - Identify any other relevant, suitable alternative solutions for consideration by the Working Group that would better facilitate the DCUSA Objectives.

¹ The efficient discharge by the DNO Parties and IDNO Parties of obligations imposed upon them in their Distribution Licences

² The promotion of efficiency in the implementation and administration of this Agreement.

- 3.3 Your response, or any part thereof, can be provided in confidence. Please clearly indicate which parts of your response are to be treated confidentially.
- 3.4 You are asked to provide as much relevant detail in your response as possible to enable the DCUSA Panel to understand your comments and the reasons behind them. A response form has been included in Appendix C for your convenience.

4 NEXT STEPS

- 4.1 Following the end of the consultation period the Panel will develop the final Change Report and determine which variation(s) will be put forward to the vote.

5 TIMESCALES

- 5.1 The Panel has determined that the consultation period should be 10 Working Days. Parties are invited to submit responses to DCUSA@electralink.co.uk no later than 02 October 2008.
- 5.2 If you have any questions about this paper or the DCUSA Change Process please contact the DCUSA Help Desk by email to DCUSA@electralink.co.uk or telephone 020 7432 3017.

6 APPENDICES

- Appendix A – DCP 035
- Appendix B – DCP 035 – DCUSA Drafting
- Appendix C – Consultation Response Form