

DCP 314 Meeting 12 (Teleconference)

07 January 2019 at 10:00

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

Attendee	Company
Working Group Members	
Donna Townsend [DT]	ESP
Andrew Enzor [AE]	NPG
Chris Parish [CP]	Ofgem
Chris Barker [CB]	BU-UK
Dave Wornell [DW]	WPD
Code Administrator	
John Lawton [JL] (Chair)	ElectraLink
Huw Neyroud [HN] (Secretariat)	ElectraLink
Apologies	
Gillian Miller [GM]	Scottish Power

1. Administration

- 1.1 The Chair welcomed the members to the meeting and noted an apology from Gillian Miller.
- 1.2 The Working Group reviewed the “Competition Law Guidance” All Working Group members agreed to be bound by the Competition Laws Guidance for the duration of the meeting.
- 1.3 The Working Group ran through the actions from the previous meeting and the updated actions are shown in Appendix 1.
- 1.4 The last meeting’s minutes were reviewed during the meeting and it was agreed they were an accurate record.

2. Purpose of the meeting

- 2.1 The Chair explained the purpose of the meeting was to review the Change Report Pack prior to submission to the Panel.

3. Review of Change Report

- 3.1 The Chair began the meeting by running through the updates that were made prior to the meeting to meet the change of the intent of DCP 314 that was agreed at the December Panel meeting.
- 3.2 The Working Group agreed to the document changes and accepted to update the list of Defaulted Suppliers to eight. After the list was updated the Chair inquired if the Working Group had any final changes or suggestions to which they had none and therefore the Change Report was signed off as final.

4. Review legal texts DCP 314

- 4.1 The Working Group then proceeded to review the tracked change legal text from Gowlings PLC with the aim to approve the content.
- 4.2 The Working Group agreed with the changes made by Gowlings and then considered the embedded comment associated with clause 8.2 c) which is shown below;

- (c) the amount of the DNO Party's charges to the EDNO under this Schedule 19 (in the formats specified in Paragraphs 8.4 and 8.5) in respect of:

- (i) Settlement Days (or in the case of non-half-hourly settlement and half-hourly aggregated settlement runs) up to and including the Final Day of Supply for which the EDNO has not received payment from the Defaulting Supplier; and

- (ii) premises to which the Defaulting Supplier was responsible for the supply of electricity, and the number of days (if any) for which the Unrecovered EDNO Bad Debt for each such period was outstanding past its due date at the end of the Final Day of Supply;

- 4.3 Gowlings found the wording in the first legal text draft easier to follow before this update and suggested that it could be simplified to set out the Unrecovered EDNO Bad Debt and the premises and periods to which it relates.

- 4.4 The Working group agreed that this section does not relate to the Unrecovered Bad Debt as this is covered under 8.2 e) and that this legal text section actually relates to the total DNO debt pre-offsetting of collateral and needs to stay. Therefore, to meet the needs of both simplifying the wording and to more concise with what this section of the text is defining the Working Group amended the legal text to read:

- (c) the amount of the DNO Party's charges to the EDNO under this Schedule 19 (in the formats specified in Paragraphs 8.4 and 8.5) in respect of which the EDNO has not received payment

from the Defaulting Supplier, and the number of days (if any) for which the Unrecovered EDNO Bad Debt for each such period was outstanding past its due date at the end of the Final Day of Supply;

The Working Group agreed that this would need to also be the same for DCP 314A.

- 4.5 After agreeing the previous point, the Working Group then proceeded to review the legal text for DCP 314A in which only two sections differed to DCP 314. The Working Group agreed to the document and were happy for both legal texts to be returned to Gowlings for a final review and update before submitting to the Panel.

Action 12/01: ElectraLink to return the Legal text to Gowlings with the updated text for 8.2c) and explain why the section must remain in DCP 314 and DCP 314A.

5. Unrecovered Bad Debt Models Option A and C

- 5.1 The Chair explained that the Models and the populated examples are both now completed and are ready for the Change Report Pack and inquired if there was any feedback from the Working Group regarding the Models.
- 5.2 The Working Group had no further suggestions to the Models and accepted the current examples as fit for purpose.

6. Next Steps

- 6.1 The Working Group agreed the next steps as follows:
- Send the updated legal text to Gowlings and ask for a finalised copy of the legal text;
 - Circulate the legal text to the working group and seek approval; and.
 - Update Work Plan to show 2019 dates.

7. Any Other Business

- 7.1 There were no items of AOB and The Chair closed the meeting.

8. Date of Next Meeting:

- 8.1 The Working Group agreed that no further meetings will be necessary due to the Change Report Pack proceeding to the Panel for review.

9. Attachments

- 9.1 Below are attachments to the Minutes;
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- Attachment 1 – Meeting 11 Final Minutes
- Attachment 2 – DCP 314 Work Plan

Actions DCP 314 Meeting 12

Action Ref.	Action	Owner	Update
12/01	ElectraLink to return the Legal text to Gowlings with the updated text for 8.2c) and explain why the section must remain in DCP 314 and DCP 314A.	HN	Completed returned to Gowlings PLC for final review before the Panel.

Closed Actions DCP 314

Action Ref.	Action	Owner	Update
11/01	DT to discuss the Credit Cover/Collateral issue with IDNO parties offline and feedback the final response to the issue.	DT	Completed
11/02	AE to modify the Models considering the IDNO approach of utilising Collateral on the oldest debt first.	AE	Completed
11/03	ElectraLink to Draft a Change of Intent paper for the December Panel and circulate to the Working Group by the 5th of December.	HN	Completed Paper Circulated for input on the 6 th of December

11/04	Draft the changes to the Change Report to consider the change of Intent and circulate to the Working group for review.	JL	Completed Paper Circulated for input on the 4th of December
11/05	ElectraLink to email UK Power Network to close the Action log for Change pack.	HN	Completed Response Received and circulated to the Working Group.