

**DCP 267 Consultation Responses – Collated Comments**

<b>Company</b>	<b>Confidential/ Anonymous</b>	<b>1. Do you understand the intent of DCP 267?</b>	<b>Working Group Comments</b>
British Gas	Non-confidential	Yes we understand the intent of DCP 267	Noted.
Northern Powergrid Northeast and Yorkshire	Non-confidential	Yes, it makes the definition clear and brings it into line with the SPAA.	Noted.
Anonymous	Anonymous	Yes	Noted.
Scottish Power Energy Retail Limited	Non-confidential	Yes	Noted.
SSE Energy Supply	Non-confidential	Yes	Noted.
UK Power Networks	Non-confidential	Yes	Noted.
Utility Warehouse	Non-confidential	Yes	Noted.

Western Power Distribution	Non-confidential	Yes	Noted.
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Company	Confidential/ Anonymous	2. Are you supportive of the principles of DCP 267?	Working Group Comments
British Gas	Non-confidential	We are fully supportive of the principles of DCP 267	Noted.
Northern Powergrid Northeast and Yorkshire	Non-confidential	yes	Noted.
Anonymous	Anonymous	Yes	Noted.
Scottish Power Energy Retail Limited	Non-confidential	Yes	Noted.
SSE Energy Supply	Non-confidential	Yes	Noted.
UK Power Networks	Non-confidential	Yes	Noted.
Utility Warehouse	Non-confidential	Yes	Noted.

Western Power Distribution	Non-confidential	Yes	Noted.
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Company	Confidential/ Anonymous	3. Do you have any comments on the proposed legal text?	Working Group Comments
British Gas	Non-confidential	We have no comments	Noted.
Northern Powergrid Northeast and Yorkshire	Non-confidential	<p>We would suggest changing then to <b>that is</b> (but if the wording is the same in SPA then it makes sense to leave as is)</p> <p>that the means that a Supplier, Distributor or Revenue Protection Agent (as applicable) reasonably determines that, on the balance of probabilities and taking into account all of the <b>evidence then available</b>, one or more instances of Theft of Electricity has occurred. A Party may not make such a determination unless it has sufficient evidence to substantiate the occurrence of Theft of Electricity. Such evidence must include (as a minimum): (a) (where applicable) an indication of theft via a desktop review of consumption levels; and (b) a report of a site visit where access was successful; and (c) photographic evidence (or sketch) of the theft including any illegal connection/bypass or meter tamper; and (d) a determination of the value of electricity stolen; and (e) (where available) a police report or crime reference number.</p>	The Working Group agrees that 'Then available' is more specifically placed in a point in time than 'that is available' for theft detection and do not believe this change is required.

Anonymous	Anonymous	No	Noted.
Scottish Power Energy Retail Limited	Non-confidential	<p>The one section we need clarity on is part 'e' in relation to the criminal offence element as illegal abstraction of electricity by its very definition is a criminal offence. Although it also states we should provide a Police report or Crime Reference Number 'if available', I think this element should be amended to prevent any confusion by removing the 'only where the occurrence in question is a criminal offence' part.</p> <p>Part 'e' should therefore read – 'and (e) if available, a police or crime reference number'</p>	The Working Group was supportive of changing 'Where available' to 'If available'.
SSE Energy Supply	Non-confidential	No	Noted.
UK Power Networks	Non-confidential	No	Noted.
Utility Warehouse	Non-confidential	No	Noted.
Western Power Distribution	Non-confidential	No	Noted.

Company	Confidential/ Anonymous	4. Do you have any comments on the five guidelines set out in options (a) to (e) in the 'Confirmed Theft' definition?	Working Group Comments
British Gas	Non-confidential	We have no comments	Noted.
Northern Powergrid Northeast and Yorkshire	Non-confidential	No – they are clear guidelines	Noted.
Anonymous	Anonymous	For option (c) we would like to see witness statement included alongside photographic evidence and or a sketch, a witness statement would add far more evidential value when combined with a sketch.	The Working Group considered that a witness statement is already covered from a site visit and there is nothing to stop a witness statement being provided in the current wording of the drafting.
Scottish Power Energy Retail Limited	Non-confidential	Please refer to Q3	Noted. Please see the Working Groups response to question three.
SSE Energy Supply	Non-confidential	No	Noted.
UK Power Networks	Non-confidential	Following edits by the Working Group it now encompasses all types and instances of electricity theft.	Noted.
Utility Warehouse	Non-confidential	No, we are supportive of the five guidelines set out in the 'Confirmed Theft' definition	Noted.

Western Power Distribution	Non-confidential	No	Noted.
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Company	Confidential/ Anonymous	<p>5. Which DCUSA General Objectives does the CP better facilitate? Please provide supporting comments.</p> <ol style="list-style-type: none"> <li>1. The development, maintenance and operation by each of the DNO Parties and IDNO Parties of an efficient, co-ordinated, and economical Distribution System.</li> <li>2. The facilitation of effective competition in the generation and supply of electricity and (so far as is consistent with that) the promotion of such competition in the sale, distribution and purchase of electricity.</li> <li>3. The efficient discharge by each of the DNO Parties and IDNO Parties of the obligations imposed upon them by their Distribution Licences.</li> <li>4. The promotion of efficiency in the implementation and administration of this Agreement and the arrangements under it.</li> <li>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.</li> </ol>	Working Group Comments
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British Gas	Non-confidential	<p><b>We believe this CP will better facilitate DCUSA general objective 2. The facilitation of effective competition in the generation and supply of electricity and (so far as is consistent with that) the promotion of such competition in the sale, distribution and purchase of electricity.</b></p> <p>Under the Direction issued by the Authority on 10<sup>th</sup> July Electricity Suppliers are obliged to establish, operate and maintain a Theft Risk Assessment Service (TRAS). The Licensee must ensure that the TRAS carries on its activities in a manner that is most likely to facilitate “effective competition between Suppliers”.</p> <p>The TRAS provider is obliged to establish and maintain both a “Theft Methodology” and a “Theft Target”. In order for these to be established and maintained as effectively as possible Suppliers need to report back instances of “Confirmed Theft” in a consistent manner.</p> <p>This change will ensure Suppliers are using robust and consistent rules when assessing whether a “Confirmed Theft” has been identified.</p>	Noted.
Northern Powergrid Northeast and Yorkshire	Non-confidential	We believe it better facilitates with Object 4 – this will help the TRAS service and gives a definitive definition on what is confirmed theft in Schedule 23	Noted.
Anonymous	Anonymous	We agree that the CP facilitates DCUSA General Objective 4 as it will support the effectiveness of TRAS.	Noted.

Scottish Power Energy Retail Limited	Non-confidential	Support objectives proposed	Noted.
SSE Energy Supply	Non-confidential	We agree that DCUSA General Objective 4 is better facilitated as this change as it will help to ensure the effective operation of TRAS arrangements by providing Suppliers with a consistent definition of what constitutes a confirmed theft detection.	Noted.
UK Power Networks	Non-confidential	The creation of a standardised definition under this CP supports any future introduction of an electricity theft detection incentive scheme. Such a scheme, properly designed, would be expected to drive theft reduction efforts so benefitting Objective 1 in terms of the operation of an efficient, economical distribution system.	Noted.
Utility Warehouse	Non-confidential	General Objective 4 - The promotion of efficiency in the implementation and administration of this Agreement and the arrangements under it. General Objective 4 is better facilitated as this will provide Suppliers with a consistent definition of what constitutes a 'Confirmed Theft' when reporting outcomes to the TRAS.	Noted.
Western Power Distribution	Non-confidential	WPD agrees with the Working Group that this change better facilitates DCUSA General Objective 4.	Noted.



Company	Confidential/ Anonymous	6. It is proposed that DCP 267 be implemented on the 03 November to align with the equivalent SPAA CPs implementation date. Do you have a preference on the date that DCP 267 is implemented into the DCUSA?	Working Group Comments
British Gas	Non-confidential	We agree that DCP 267 should be implemented on 3 November 2016	Noted.
Northern Powergrid Northeast and Yorkshire	Non-confidential	No – alignment with SPAA is Ok	Noted.
Anonymous	Anonymous	No	Noted.
Scottish Power Energy Retail Limited	Non-confidential	In support of alignment with the equivalent SPAA	Noted.
SSE Energy Supply	Non-confidential	As above in line with SPAA.	Noted.
UK Power Networks	Non-confidential	No. An implementation date of 03 November appears sensible.	Noted.
Utility Warehouse	Non-confidential	Our preference would be for DCP 267 to be implemented on 03 November 2016 in line with the equivalent SPAA CP.	Noted.

Western Power Distribution	Non-confidential	No	Noted.
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<b>Company</b>	<b>Confidential/ Anonymous</b>	<b>7. Are you aware of any wider industry developments that may impact upon or be impacted by this CP?</b>	<b>Working Group Comments</b>
British Gas	Non-confidential	No	Noted.
Northern Powergrid Northeast and Yorkshire	Non-confidential	No	Noted.
Anonymous	Anonymous	No	Noted.
Scottish Power Energy Retail Limited	Non-confidential	Not at this time	Noted.
SSE Energy Supply	Non-confidential	No	Noted.
UK Power Networks	Non-confidential	No	Noted.

Utility Warehouse	Non-confidential	No	Noted.
Western Power Distribution	Non-confidential	No	Noted.

Company	Confidential/ Anonymous	8. Are there any alternative solutions or unintended consequences that should be considered by the Working Group?	Working Group Comments
British Gas	Non-confidential	No	Noted.
Northern Powergrid Northeast and Yorkshire	Non-confidential	No	Noted.
Anonymous	Anonymous	We do have concerns that the definition may dilute the standard of evidence required and leave the consumer exposed to accusations of theft when none has taken place.	The Working Group noted that the definition included in this DCP is the minimum standard.
Scottish Power Energy Retail Limited	Non-confidential	Not that we are aware of.	Noted.

SSE Energy Supply	Non-confidential	No	Noted.
UK Power Networks	Non-confidential	No	Noted.
Utility Warehouse	Non-confidential	No	Noted.
Western Power Distribution	Non-confidential	No	Noted.