

DCP 259 Working Group Minutes

Meeting Name	DCP 259 Working Group
Meeting Number	05
Date	08 February 2016
Time	9:00am
Venue	Web-Conference

Attendee	Company
Peter Turner [PT] (Chair)	Northern Powergrid
Jonathan Morris [JM]	Ofgem
Neil Magrath [NM]	UK Power Networks
Paul McGimpsey [PM]	Scottish Power
Tim Hughes [TH]	Western Power Distribution
Wayne Mullins [WM]	National Grid
Claire Hynes [CH] (Secretariat)	ElectraLink

Apology	Company
Brian Hoy	ENWL
Fruzsina Kemenes	RWE Innogy UK LTD
Gwen McIntyre	SSE

1 ADMINISTRATION

- 1.1 The minutes of the last meeting were approved without amendment. The Working Group updated the open and closed actions as set out in Appendix A.
- 1.2 The Working Group reviewed the "Competition Law Do's and Don'ts". All Working Group members agreed to be bound by the Competition Laws Do's and Don'ts for the duration of the meeting.

2 REVIEW OF THE DCP 259 DRAFT LEGAL TEXT

- 2.1 The Working Group noted the following points:
 - The DCUSA legal advisors view on whether there were any confidentiality issues that would prevent the DNO from justifiably sharing Customer information to show that they had sufficiently chased the debt with National Grid:

'The requirement for a distributor to provide evidence to NGET that the debt has been chased is set out in clause 16.5 of the DNO Connection Agreement in the CUSC. Therefore it fine for distributors to share this evidence with National Grid as it is a requirement of the CUSC and therefore a requirement of the distribution licence. Consequently, no confidentiality restrictions apply to distributors sharing customer information with NGET in order to show that they have sufficiently chased the debt'.

- Where a DNO applies for a refund having already paid the full liability amount to National Grid, Ofgem confirmed that the refund was not dependent on their approval. DNOs will be expected to comply with the National Grid debt recovery process.
- The group considered the scenario where the DG¹ connecting passes the credit check requirements as set out under CUSC² resulting in a security arrangement not being required but pulls out of the project and defaults on their payment. Members considered that the DNO could apply through the recovery mechanism to National Grid for payment if they were unable to recover the monies owed but the DNO would be holding no security. WM agreed to check what the next steps would be for the DNO in this example under CUSC and circulate them to the Working Group.

ACTION 05/01: WM

- 2.2 The Working Group considered the DCUSA legal advisor reviewed DCP 259 draft legal text which acts as Attachment 2. Members discussed their removal of the wording 'Cancellation Charge' from the draft legal text and it's reinsertion by the DCUSA legal advisor. The group agreed to not add a definition of 'Cancellation Charge' as it is self explanatory in the context of the DCP 259 draft legal text and the CUSC definition which DCUSA requires Parties to comply with is lengthy.
- 2.3 The Working Group agreed to amend the wording from '*NGET applies a cancellation charge for these GB Transmission System works*' to '*Should GB Transmission System works be required, NGET may apply a cancellation charge in the event that your project is cancelled or the capacity of your project reduces*'. The group agreed that the wording '*NGET may apply a cancellation charge*' allowed for the texts application to demand driven projects where it may apply but it will apply to generation projects.

3 NEXT STEPS

- 3.1 The DCP 259 Working Group agreed the next steps as follows:

- PT to update the change report based on discussions at the meeting.

ACTION 05/02: PT

- Review the updated Change Report and draft legal text via e-mail for submission to the DCUSA Panel on 10 February 2016.

ACTION 05/03: ALL**4 ANY OTHER BUSINESS**

- 4.1 There were no items of any other business.

5 NEXT MEETING

- 5.1 There are no further meetings scheduled.

ATTACHMENTS

- Attachment 1 – DCP 259 Draft Legal Text – 08 February 2016
- Attachment 2 – Action 05 01 - Wayne Mullins Post Meeting E-mail 08 February 2016

¹ Distributed Generation

² Connection and Use of System Code

APPENDIX A: SUMMARY OF ACTIONS**NEW AND OPEN ACTIONS**

Action Ref.	Action	Owner	Update
05/01	Check the next steps for a DNO requesting a refund through National Grids recovery mechanism for a generation project where no security is held and circulate the information to the Working Group.	Wayne Mullins	Post meeting note: Completed - please see Wayne Mullin's e-mail which acts as Attachment 2.
05/02	Update the Change Report	Peter Turner	
05/03	Review the draft Change Report and draft legal text	All	

CLOSED ACTIONS

Action Ref.	Action	Owner	Update
03/05	Provide a first draft of the DCP 259 change report for the review of the Working Group.	ElectraLink & Peter Turner	Completed.
04/01	Ask the DCUSA legal advisor a question on whether there are any confidentiality issues that would prevent the DNO from justifiably sharing Customer information to show that they had sufficiently chased the debt with National Grid.	ElectraLink & Peter Turner	Completed.
04/02	Provide the draft legal text and legal advice questions to Working Group members for final review by the 29 January 2016	ElectraLink	Completed