

DCUSA CHANGE REPORT	
CHANGE PROPOSAL	DCP 076 - DCP 072 Legal drafting update
DATE OF ISSUE	18 November 2010
ISSUED TO	DCUSA Contract Managers
PARTIES ENTITLED TO VOTE	All Parties
RETURN DEADLINE (Voting End Date)	02 December 2010 – DCUSA@electralink.co.uk

1 PURPOSE

- 1.1 This document is issued in accordance with Clause 11.20 of the DCUSA. The Change Report details DCP 076 – ‘DCP 072 Legal Drafting Update’. The voting process for the proposed variation and the timetable of the progression of the Change Proposal (CP) through the DCUSA Change Control Process is set out in this document.
- 1.2 Parties are invited to consider the proposed amendment attached as Appendix A and submit votes using the form attached as Appendix B to dcusa@electralink.co.uk by 02 December 2010.

2 DCP 076 – DCP 072 LEGAL DRAFTING UPDATE

- 2.1 DCP 072 – ‘Environmental Assessment of CPs’ was approved by the Authority on 09 November 2010 for implementation on 31 December 2010. DCP 072 seeks to amend the DCUSA to reflect the Distribution Licence changes as a consequence of Ofgem’s Code Governance Review.
- 2.2 DCP 072 was unanimously accepted by Parties but SP Distribution Limited recommended some alternative drafting to more accurately reflect the Distribution Licence drafting. In its decision letter for DCP 072, Ofgem recommended that proposed amendments should be added through a future DCUSA housekeeping change.
- 2.3 DCP 076 therefore seeks to amend the DCUSA to ensure that the alternative text put forward by SP Distribution Limited in the DCP 072 vote is included in the DCUSA.

3 PROPOSED AMENDMENT AND LEGAL DRAFTING

- 3.1 The proposed legal drafting for DCP 076 has been reviewed by Wragge and Co and is attached as Appendix A.

4 ASSESSMENT AGAINST THE DCUSA OBJECTIVES

- 4.1 It is considered that the Change Proposal will better facilitate General DCUSA Objective 3.1.31 as it will ensure that the DCUSA better reflects the requirements set out in the Distribution Licence.

5 IMPLEMENTATION

- 5.1 Although the CP impacts Clauses which are categorised as Part 1 matters, Ofgem has indicated its support for the proposal in its decision letter on DCP 072 and determined², in accordance with Clause 11.21, that the CP is a housekeeping matter and does not require Authority consent.

6 PANEL RECOMMENDATION

- 6.1 The Panel approved the DCP 076 Change Report at its meeting on 17 November 2010.

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

² Ofgem confirmed its decision at the Panel meeting 051 on 17 November 2010.

6.2 In accordance with Clause 12.4 of the DCUSA the Panel has determined that DCP 076 should be issued to all Parties for voting for a period of 10 Working Days.

6.3 The timetable for the progression of the Change Proposal is set out below:

Activity	Latest Date
Change Report agreed	17 November 2010
Party Voting	18 November – 02 December 2010
Change Declaration	06 December 2010
Implementation	31 December 2010

Appendices:

- A. DCP 076 – Legal Drafting
- B. DCP 076 – Voting Form