

DCUSA CHANGE REPORT	
<b>CHANGE PROPOSAL</b>	DCP 072 (URGENT) – ENVIRONMENTAL ASSESSMENT OF CPs.
<b>DATE OF ISSUE</b>	20 September 2010
<b>ISSUED TO</b>	DCUSA Contract Managers
<b>PARTIES ENTITLED TO VOTE</b>	All Parties
<b>RETURN DEADLINE (Voting End Date)</b>	04 October 2010 – <a href="mailto:DCUSA@electralink.co.uk">DCUSA@electralink.co.uk</a>

## 1 PURPOSE

- 1.1 This document is issued in accordance with Clause 11.20 of the DCUSA. The Change Report details DCP 072 – Environmental Assessment of CPs. 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](mailto:dcusa@electralink.co.uk) by 04 October 2010.

## 2 DCP 072 (URGENT) – ENVIRONMENTAL ASSESSMENT OF CPs

- 2.1 DCP 072 has been raised by EDF Energy Networks on behalf of the Panel to reflect the Distribution Licence changes as a consequence of Ofgem's Code Governance Review.
- 2.2 The Distribution Licence will be amended with effect from 31 December 2010 to include a new 9(A) as follows (Para 6 shown for context):
 

*6. The procedures contained in the DCUSA for the making of amendments to the DCUSA must have as their objective the achievement of the matters set out in the following provisions of this Part C.....*

*(9A) They must ensure that the evaluation required under paragraph 9 in respect of the Applicable DCUSA Objective(s) includes, where the impact is likely to be material, an assessment of the impact of the proposed amendment on greenhouse gas emissions, to be conducted in accordance with any such guidance (on the treatment of carbon costs and evaluation of the impact on greenhouse gas emissions) as may be issued by the Authority from time to time.*
- 2.3 The procedures within the DCUSA must be amended to reflect this new requirement. For completeness, Working Group Terms of Reference and the Change Process Guideline will also be updated, subject to the approval of this CP.

### 3 PROPOSED AMENDMENT AND LEGAL DRAFTING

- 3.1 The proposed legal drafting for DCP 072 has been reviewed by Wragge and Co and is attached as Appendix A.
- 3.2 Under the proposed drafting for DCP 072, the Change Proposer can give views on the environmental impact (clause 10.4); the Working Group must consider and assess the impact (clause 11.14); and the Working Group must report on the assessment (clause 11.20). In refining a change proposal and deciding which change proposal it prefers, the Working Group must have regard to the DCUSA Objectives alone (licence condition 22.12).

### 4 ASSESSMENT AGAINST THE DCUSA OBJECTIVES

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

### 5 IMPLEMENTATION

- 5.1 The CP has been categorised as 'urgent' in accordance with Clause 10.7.3 as it is linked to an imminent date related event – the implementation of changes to the Distribution Licence on 31 December 2010.
- 5.2 This CP is deemed to be a Part 1 matter in accordance with Clause 9.5.1 as it seeks to amend Part 1C, Clause 10 of the Agreement.

### 6 PANEL RECOMMENDATION

- 6.1 The Panel approved the DCP 072 Change Report at its meeting on 15 September 2010.
- 6.2 In accordance with Clause 12.4 of the DCUSA the Panel has determined that DCP 072 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	DATE
Change Report Agreed	15 September 2010
Party Voting	20 September – 04 October 2010
Change Declaration	05 October 2010
Authority Determination	06 October – 10 November 2010
Implementation	31 December 2010 <sup>2</sup>

#### Appendices:

- A. DCP 072 – Legal Drafting
- B. DCP 072 – Voting Form

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

<sup>2</sup> 31 December 2010 if an Authority decision is received on or before 10 December 2010, or 15 Working Days following an Authority decision if such decision is received after 10 December 2010.