

Minutes

Meeting Name DCP 054 Working Group
Meeting Date 03 December 2010
Venue Teleconference

Meeting Number 016
Meeting Time 10:00

Attendee

Glenn Sheern (Chair)
Kevin Woollard
Andrew Wallace
Angela Mann
Chris Harding
Heath Watts-Robinson
Tony Savka
Sasha Pearce
Mike Blake
Paul Huffer
Alex Burford (Secretary)

Company

E.ON UK
British Gas
Ofgem
E.ON UK
EDF Energy Customers
Central Networks
Electricity North West
NPower
UK Power Networks
Ofgem
ElectraLink Limited

1. ADMINISTRATION

- 1.1 Apologies were received from and Paul Coule (Scottish Power) and Jon Spence (ELEXON).

2. MINUTES MEETING 015

- 2.1 The minutes of the previous meeting were agreed without amendment.

3. OUTSTANDING ACTIONS

- 3.1 An updated action log is attached as Appendix A.

4. DCP 054 SUBGROUP UPDATE

- 4.1 SP provided an update on the work done by the DCP 054 Subgroup. She noted that the subgroup met on 23 November 2010 and had divided the Code of Practice (CoP) into two separate sections, one for gas and one for electricity. It was noted that this split had aided industry understanding. The attendance of gas industry representatives at the last meeting greatly assisted with the development of those parts of the CoP which are gas specific.
- 4.2 SP noted that further work was required on a number of areas and highlighted "vulnerable customers" as one such key area.
- 4.3 SP noted that the CoP will be submitted to the DCP 054 Working Group following completion of the subgroup review. Members noted that the subgroup is awaiting Wragge & Co legal advice before it can progress further with certain parts of the CoP. It is expected that on completion of the legal review the CoP would be available for consultation.
- 4.4 It was noted that the subgroup will meet again to continue its review of the CoP on 17 December 2010.

5. REVIEW OF DCP 054 CONSULTATION

- 5.1 The group reviewed the DCP 054 Consultation drafted by Wragge & Co on behalf of DCUSA and representatives of the DCP 054 Working Group. It was noted that the consultation is seeking industry views on the areas of theft in conveyance that Ofgem and DCUSA require further clarification on.
- 5.2 MB noted that the consultation does not address a number of questions raised by EDF Energy Networks. GS noted that the legal advice takes into account the comments and that the consultation is seeking clarification on a number of areas where Ofgem and Wragge & Co cannot come to agreement. GS noted that the Working Group had aimed to achieve consensus on a number of issues and that the consultation would seek to address those areas where consensus has not been achieved.
- 5.3 The group reviewed comments on the draft consultation. It was noted the drafting implies that Wragge & Co are actively involved in formulating the industry approach, where their role is to advise the DCUSA Working Group members on legal interpretation of statute. The group agreed to amend the consultation introduction to reflect this.
- 5.4 The group noted Npower's comment that the consultation should seek views on whether a supplier may apply a fixed charge in circumstances where it is unable to charge for the quantity of electricity abstracted. The group considered and discussed this matter and agreed to make no amendment to the consultation in relation to this comment.

- 5.5 The group noted Npower's comments that the consultation should seek views on whether Schedule 7 (11) (1) (b) applies when electricity is stolen before it reaches the meter. The group noted that there are provisions that allow parties to withhold electricity until the situation has been resolved and this should be outlined in the deemed contract. The group considered and discussed this matter and agreed to make no amendment to the consultation in relation to this comment.
- 5.6 The group also noted the comment from Npower that the consultation paper should seek views on whether the Supplier becomes unauthorised if there is theft where electricity does not flow through the meter. The group considered and discussed this matter and agreed to make no amendment to the consultation in relation to this comment.
- 5.7 The group noted Npower's proposal to include a question seeking views on whose responsibility it is to deal with theft from a neighbouring property by way of abstraction from above the cut-out but below the meter. The group considered and discussed this matter and agreed that Npower should input its comments through its response to the consultation. The group will then address all comments at the next Working Group meeting in January 2010.
- 5.8 The group agreed to update the consultation drafting as per Npower's comments on the introduction.
- 5.9 It was agreed that the consultation, reflecting the revisions agreed at this meeting, will be issued to parties on 08 December 2010 with a 20 working days consultation period. The closing date for responses was agreed as 07 January 2011.
- 5.10 ElectraLink took an action to update the consultation and issue to DCUSA parties on 08 December 2010.

Action: ElectraLink

6. INCENTIVE SCHEMES UPDATE

- 6.1 KW updated the group on the progress of a Reasonable Endeavours Incentive scheme. KW confirmed that British Gas is still considering its position on the proposal but is minded to submit a change to the DCUSA.
- 6.2 KW also noted that a number of meetings have taken place under the BSC to discuss Issue 39, which deals with how to get missing units into Settlement. It was noted that an Issue 39 Impact Assessment has been circulated to industry by ELEXON with a closing date of 05 January 2011.
- 6.3 KW noted that a SETS incentive scheme for the gas industry is still being discussed internally at British Gas and may be taken forward at a future date.
- 6.4 KW noted that the DCP 054 Working Group comments on the National Revenue Protection Service (NRPS) for the gas industry have been issued to the Gas Forum for its review.
- 6.5 AW indicated that there would be merit in an agenda item being added to the next meeting, for a full update on the progression of the Incentive Schemes for Electricity. KW took an action to provide a detailed update to the group at its next meeting.

Action: KW

7. NEXT STEPS

- 7.1 It was agreed that the Working Group will meet again on 14 January 2011 to review the consultation on theft in conveyance responses. ElectraLink took an action to circulate the consultation collated comments to the Working Group by 12 January 2011.

Action: ElectraLink

- 7.2 The group noted that the DCP 054 Subgroup is set to meet on 17 December to review the CoP.

8. ANY OTHER BUSINESS

- 8.1 There were no other items of business.

9. DATE OF NEXT MEETING

- 9.1 The next DCP 054 Working Group will convene at 10.00 am on 14 January 2011 at ElectraLink, London.

APPENDIX A – ACTIONS**OPEN ACTIONS**

No.	Action / Update	On	Due
005/02	Speak with the Information Commissioner's Office (ICO) to understand the potential for / impact of having a flag placed in Data Collector's systems to highlight theft. <i>AM is awaiting response from ICO.</i>	AM	26/11/10
014/02	Raise a Reasonable Endeavours Change Proposal under the DCUSA so that it is available for inclusion in the Ofgem Impact Assessment. <i>Ongoing.</i>	KW	26/11/10
014/03	Discuss the issue of Gas Forum funding for NRPS discussions at the next Panel meeting. <i>Ongoing.</i>	GS	26/11/10
016/01	Update the theft of electricity consultation and issue to DCUSA parties on 08 December.	ElectraLink	08/12/10
016/02	Circulate the theft of electricity consultation collated comments to the Working Group by 12 January 2011.	ElectraLink	07/01/11
016/03	Provide a detailed update on the progress of the electricity Incentive Schemes to the Working Group at its next meeting.	KW	07/01/11

CLOSED ACTIONS – at this meeting

No.	Action / Update	On	Due
015/01	Circulate the draft Ofgem questionnaire to DCUSA contract managers, asking for their views to be sent to Ofgem by the 19 November 2010.	ElectraLink	26/11/10

	Complete, Ofgem questionnaire was circulated on the 12/11/10.		
015/02	Circulate the draft Wragge & Co consultation to the Working Group. Complete, see item 5 of the minutes.	ElectraLink	26/11/10
015/03	Update the Working Group comments on the RFI and circulate to the Working Group. Complete, comments circulated on the 16/11/10.	ElectraLink	26/11/10
015/04	Issue Working Group comments on the NRPS RFI to the Gas Forum for its consideration Complete, GS circulated comments to the Gas Forum.	ElectraLink	26/11/10