DCUSA

DCUSA Change Report	At what stage is this document in the process?
# DCP 373: ## Groups in Schedule 11 ***Date raised:*** 21 July 2020 ***Proposer Name:*** Peter Waymont ***Company Name:*** Eastern Power Networks ***Company Category:*** Distribution Network Operator	**01 – Change Proposal** **02 – Consultation** **03 – Change Report** **04 – Change Declaration**

Purpose of Change Proposal:

This Change Proposal seeks to require submission and updating of relationships of Parties in the same group.

This document is issued in accordance with Clause 11.20 of the DCUSA, and details *DCP 373 'Groups in Schedule 11'.*

Parties are invited to consider the proposed amendment (Attachment 1) and submit their votes using the Voting form (Attachment 2) to dcusa@electralink.co.uk by **11 December 2020.**

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.

If you have any questions about this paper or the DCUSA Change Process, please contact the DCUSA by email to dcusa@electralink.co.uk or telephone 020 7432 3008.

Impacted Parties: All Parties

Impacted Clauses: Schedule 11

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Any questions?

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Timetable

The timetable for the progression of the CP is as follows:

Change Proposal timetable

Activity	Date
Initial Assessment Report	16 September 2020
Change Report Approved by Panel	18 November 2020
Change Report issued for Voting	20 November 2020
Party Voting Closes	11 December 2020
Change Declaration Issued to Parties	15 December 2020
Implementation	25 February 2021

1 Executive Summary

What?

1.1 Add the field ‘corporate group’ into Schedule 11 ‘Party Details’ to ensure this is maintained by each Party moving forward

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Why?

1.2 Clause 12.3 (which forms part of Section 1C 'Change Control') requires that voting counts are undertaken on the basis of corporate group for certain Party categories. The Secretariat needs to be aware of such Groups and changes to them.

How?

1.3 By placing a field to provide details of a named 'corportate group' in Schedule 11, new Parties will be obliged to provide this upon Accession, but importantly, Clause 57.6 places an obligation on existing Parties to notify the Secretariat of any changes to their details. Therefore, the Secretariat should be able to keep abreast of mergers, de-mergers and acquisitions for the purposes of calculating Party votes on Change Proposals.

2 Governance

Justification Part 2 Matter

2.1 DCP 373 does not meet the criteria for it to be considered as a Part 1 Matter, therefore it is being treated as a Part 2 Matter.

Requested Next Steps

2.2 The Panel considered that the Proposer has carried out the level of analysis required to enable Parties to understand the impact of the proposed amendment and to vote on DCP 373.

2.3 The DCUSA Panel recommends that this CP be issued to Parties for voting.

3 Why Change?

3.1 Clause 12.3 requires that voting counts are undertaken on the basis of corporate group for certain Party categories. The Secretariat needs to be aware of such groups and changes to them.

3.2 By placing a requirement to provide group details in Schedule 11, new Parties will provide this, but importantly Clause 57.6 places an obligation on Parties to notify the Secretariat of any changes. That way the Secretariat should be able to keep abreast of mergers, de-mergers and acquisitions. The abovementioned Clauses are included below for reference:

> ***12.3*** *The IDNO/OTSO Parties, the Supplier Parties, the CVA Registrants and the Gas Supplier Parties shall cast their votes on a corporate group basis, so that all of the Parties in each such Party Category that fall within a single Group shall collectively have only one vote. The DNO Parties shall cast their votes individually, so that each such Party has one vote. References in this Clause 12 and in Clause 13 to a "Group" shall, therefore, in the case of DNO Parties only, be taken as references to a "Party".*
>
> ***57.6*** *Each Party shall ensure that the Secretariat is notified of any changes from time to time in that Party's Party Details, so as to ensure that the same can be kept up-to-date from time to time.*

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Part B: Code Specific Details

4 Solution

4.1 By placing a field to provide details of a named 'corportate group' in Schedule 11, new Parties will be obliged to provide this upon Accession, but importantly, Clause 57.6 places an obligation on existing Parties to notify the Secretariat of any changes to their details. Therefore, the Secretariat should be able to keep abreast of mergers, de-mergers and acquisitions for the purposes of calculating Party votes on Change Proposals. A short description of what is meant by 'Corporate group' is also included (i.e. details of other Parties that are Affiliates of the Party).

5 Code Specific Matters

Reference Documents

5.1 None

6 Relevant Objectives

Assessment Against the DCUSA Objectives

6.1 For a DCUSA Change Proposal to be approved it must be demonstrated that it better facilitates the DCUSA Objectives. There are five General Objectives and six Charging Objectives. The full list of objectives is documented in the DCUSA.

6.2 The Proposer considers that the following DCUSA General Objectives are better facilitated by DCP 373.

	DCUSA General Objectives	Identified impact
	1. The development, maintenance and operation by the DNO Parties and IDNO Parties of efficient, co-ordinated, and economical Distribution Networks	None
	2. The facilitation of effective competition in the generation and supply of electricity and (so far as is consistent therewith) the promotion of such competition in the sale, distribution and purchase of electricity	None
	3. The efficient discharge by the DNO Parties and IDNO Parties of obligations imposed upon them in their Distribution Licences	None
	4. The promotion of efficiency in the implementation and administration of the DCUSA	**Positive**
	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.	None

6.3 This Change Proposal enhances the adminstration of the DCUSA voting process, therefore, it better facilitates DCUSA General Objective 4.

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7 Impacts & Other Considerations

Impacts on any Significant Code Review (SCR) or other significant industry change projects

7.1 The Proposer does not believe that DCP 373 impacts upon any current SCR or other significant industry change projects.

Impacts Other Codes

7.2 The Proposer does not consider that there are any impacts to any other 'Industry Codes' as a result of the implementation of DCP 373.

BSC	☐
CUSC	☐
Grid Code	☐
MRA	☐
SEC	☐
Other	☐
None	☒

Consumer Impacts

7.3 This change does not impact consumers.

Environmental Impacts

7.4 In accordance with DCUSA Clause 11.14.6, the Proposer assessed whether there would be a material impact on greenhouse gas emissions if DCP 373 were implemented. The Proposer did not identify any material impact on greenhouse gas emissions from the implementation of this Change Proposal.

8 Implementation

8.1 If approved by Parties, DCP 373 will be implemented in the next scheduled standard DCUSA release which is planned for 25 February 2021.

9 Legal Text

Text Commentary

9.1 The legal text for DCP 373 has been recommended by the Proposer and reviewed by the DCUSA legal advisor and is provided as Attachment 1.

This is a simple change, to add "Corporate group" into Schedule 11 along with text in brackets to describe what this means (i.e. details of other Parties that are Affiliates of the Party). For ease of reference, the legal text is also set out below.

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SCHEDULE 11 – PARTY DETAILS

Full Party Name		
Registered number		
Registered address		
Applicable Party Category(ies)		
Corporate group *(i.e. names of other Parties which are Affiliates of the Party)*		
Date of accession		
Date of termination		
Market Domain I.D. *(DNO/IDNO Parties and Supplier Parties only)*	*[applicable dates]*	*[I.D.]*
	[applicable dates]	*[I.D.]*
Contract Manager		
UK address, fax and email for notices		
Emergency SRN		
Current aggregate of Maximum Export/Import* Capacities (CVA Registrants only) *whichever is greater on a site-by-site basis		

10 Recommendations

Panel's Recommendation

10.1 The Panel approved this Change Report on 18 November 2020. The Panel considered that the Proposer has carried out the level of analysis required to enable Parties to understand the impact of the proposed amendment and to vote on DCP 373.

10.2 The Panel have recommended this report be issued for voting and DCUSA Parties should consider whether they wish to submit views regarding this CP. The voting form acts as Attachment 2 to this Change Report.

11 Attachments

- Attachment 1 – DCP 373 Legal Text
- Attachment 2 – DCP 373 Voting Form
- Attachment 3 – DCP 373 Change Proposal Form

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