

DCP 328 Working Group Meeting 23

29 March 2021 at 10:00 - Web-Conference

Attendee	Company
Working Group Members	
Edda Dirks [ED]	SSE plc
Derek McGlashan [DM]	Forth Ports
Julia Haughey [JH]	EDF
Martyn Bentley [MB]	Greenspan Energy
Pamela Howe [PH]	NPg
Thomas Cadge [TC]	BUUK
Lee Wells [LW]	NPg
Kara Burke [KB]	NPg
Donal Preston [DP]	SSEN
Will Ellis [WE]	Leep Utilities
David Fewings [DF]	Inenco
Chris Ong [CO]	UKPN
Shannon Murray [SM]	Ofgem
Code Administrator	
John Lawton [JL] (Chair)	ElectraLink
Richard Colwill [RJC] (Technical Secretariat)	ElectraLink
Apologies	
Peter Waymont [PW]	UKPN
Tom Chevalier [TC]	Power Data Associates

1. Administration

- 1.1 The Chair welcomed the members to the meeting.
- 1.2 The Working Group reviewed the “Competition Law Guidance”. All Working Group members agreed to be bound by the Competition Laws Guidance for the duration of the meeting.
- 1.3 The Working Group approved the minutes of the previous meeting as an accurate record.
- 1.4 An update on the actions can be found in Appendix 1.

2. Purpose of the Meeting

- 2.1 The Chair set out that the purpose of the meeting was to review the updated metering data legal text, confirm the complex site approach and review the second consultation document.

3. Metering Data Legal Text

- 3.1 At the **last** meeting, the Working Group discussed an alternative proposal that had been raised regarding the calculation of metering data for the differencing metering solution as below:
 - Add the sum of the settlement metering data received for MPANs contained within the Licensed Exempt network, rather than creating a pseudo MPAN to collect the gross metering data.
- 3.2 An action was taken to provide some suggested alternative legal text, and this was circulated prior to the meeting.
- 3.3 The main changes to the metering data legal text are summarised below, the latest version of the legal text for each option can be found in Attachment 1 and 2.

Aggregated boundary data provided by the Supplier’s Data Collector

- 3.4 Recommended that the first three clauses detailed below are deleted:

29.5A.1 the User shall ensure that the MPAN for the Metering Point at that Entry Point or Exit Point has Meter Timeswitch Code 996 applied to it by MPAS;

29.5A.2 the Supplier Party that is registered under the MRA in respect of an MPAN for metering equipment embedded within that Licence Exempt System shall ensure that such MPAN has Meter Timeswitch Code 997 applied to it by MPAS;

29.5A.3 the Company shall ensure that MPAS identifies the relevant Licence Exempt System for the data item ‘Metering Point Address Line 1’ (as described in the Data Transfer Catalogue) for each of the MPANs referred to in Clauses 29.5A.1 and 29.5A.2;

- 3.5 The main reason for the above deletions is that they are governed by other codes and any changes would best sit with these codes.
- 3.6 Because of the above deletions, there were a couple of reference changes and the first part of the deleted Clause 29.5A.2 was added to the Clause detailed below for context.

The Supplier Party that is registered under the MRA in respect of an MPAN for metering equipment embedded within that Licence Exempt System agrees that the User may receive and manipulate the Metering Data relating to consumption by the Supplier Party's Customers connected to the Licence Exempt System in order to comply with the User's obligations under Clause 29.5A.2 and for the purpose of matters provided for or envisaged by its Supply Licence.

Aggregated boundary data calculated by the Distributor

- 3.7 For this proposed solution, the following legal text has been suggested:

Add a new Clause 29.5A

29.5A Where an Entry Point or Exit Point on the Company's Distribution System is subject to Difference Metering, all Supplier Parties that are registered under the MRA in respect of the boundary MPAN for metering equipment on the Company's Distribution System or the embedded MPANs within that Licence Exempt System agree that the Company may receive and manipulate the Metering Data relating to consumption by the Supplier Party's Customers connected to the Licence Exempt System in order to comply with the Company's obligations under Paragraph 146A of Schedule 16 and Paragraph 28.3 of both Schedule 17 and Schedule 18 and for the purpose of matters provided for or envisaged by its Distribution Licence.

Add a new Clause 29.5B

29.5B Notwithstanding Clause 15.3, it is agreed that Clause 29.5A creates binding obligations between the User and the Supplier Party referred to in that Clause.

- 3.8 For each option detailed above it was also proposed that there should be a new paragraph 146A within Schedule 16. These proposed paragraphs are detailed below:

Add in a new title and paragraph 146A

Tariff structures for Licence Exempt Systems using Difference Metering

146A The tariffs in respect of Licence Exempt Systems using Difference Metering shall be charged to the Supplier at the DNO Party's boundary based on the units imported or exported at the boundary between the network and the Licence Exempt System.

Or

146A The tariffs in respect of Licence Exempt Systems using Difference Metering shall be charged to the Supplier at the DNO Party's boundary based on the units imported or exported from all of the Metering Points that form part of the Difference Metering arrangement.

3.9 The updated legal text for each option can be found in Attachment 1 and 2 and the Working Group are asked to review and provide any comments they may have by Friday, 9th April.

ACTION 23/01: Review the legal text in Attachment 1 and 2 and provide any comments by Friday, 9th April.

4. Complex Site Approach

- 4.1 An action from the previous meeting was to provide a document with initial thoughts on complex sites and private wires and the issues the other change proposals may have on this change. This document can be found in Attachment 3.
- 4.2 The Working Group reviewed the above document. After discussion, it was agreed that for the purposes of this CP, a complex site is considered to be the same as a private network and the existing TCR definitions of Final Demand Sites and Non-Final Demand sites remain unaltered as those currently held in DCUSA introduced by DCP359. Complex sites connected directly to the Distribution Network are not considered to be in scope of this CP.
- 4.3 A section regrading complex sites needs to be added to the consultation document.

5. Review of Second Consultation Document

- 5.1 Section 3.13 of the consultation document details various issues regarding Use of System charging that were raised in the original Change Proposal. At the previous meeting, an action was taken to review these. Prior to the meeting an issues log was circulated with initial thoughts on how these issues have been addressed.
- 5.2 The Working Group reviewed the issues log and were satisfied that the issues have been addressed. An updated version of the issues log can be found in Attachment 4. The Working Group agreed that this document should act as an attachment to the consultation document.
- 5.3 The Working Group stepped through the current draft consultation document. Key points to the discussion can be found below:
 - Schedule 20 'Production of Annual Review Pack' to be included in the legal text and added to impact clauses within consultation document.
 - The 'How' section in Section 1 was updated to include commentary on the alternative metering data solution and to confirm that this change also looks at how residual charges are to be applied to Metering Points within the private network.

- An action was taken to include a section on complex sites to articulate the Working Groups decision detailed in 4.2 above.
- An extra issue was added to Section 3.13 regarding residual charges following the implementation of the TCR solution. It was also noted that a response to all the issues identified can be found in the issues log which will be included as an attachment to the consultation.
- Additional commentary was added into Section 4 regarding the issues raised in 3.13 and also the alternative solution for metering data.
- An action was taken to add a specific section on residual charges within Section 4, articulating how these will be applied to each solution.
- In the first consultation, one respondent raised a concern regarding evidence that the Working Group has reviewed whether competition law should be considered when assessing options for the charging arrangements between DNOs and private networks operators with competition in supply. An action was taken for the Working Group to consider competition law impacts.
- An action was taken to add commentary to Section 7 (Impacts and Other Considerations) regarding the TCR decision and other CUSC and DCUSA changes.
- An action was taken to add some text to Section 8 (Implementation) to explain that a derogation will be needed if the implementation date is set for 01 April 2022.
- An example on how capacity and fixed charges are to be apportioned in the EDCM has been added as an attachment to the consultation.

Post meeting note:

- 5.4 The consultation document has been updated and, in particular, includes additional text on complex sites and residual charges. The updated version of the consultation document can be found in Attachment 5 and the Working Group is asked to review and provide any comments by Friday, 9th April.
- 5.5 After consideration of competition law, it is suggested that we seek a legal opinion on whether competition law should be considered when determining charges for unlicensed networks.

ACTION 23/02: Review the latest consultation document in Attachment 5 and provide any comments by Friday, 9th April.

ACTION 23/03: Seek legal advice on whether competition law should be considered when determining charges for unlicensed networks.

6. DCP 328 Work Plan

- 6.1 An updated work plan can be found in Attachment 6.

7. Any Other Business

7.1 There were no other items raised.

8. Date of Next Meeting

8.1 The date of the next meeting was confirmed for **Tuesday, 20 April 2021, starting at 10am.**

9. Attachments

- Attachment 1: DCP 328 Draft Legal Text Solution A
- Attachment 2: DCP 328 Draft Legal Text Solution B
- Attachment 3: Complex Sites and Private Wires
- Attachment 4: DCP 328 Issues Log and Responses
- Attachment 5: DCP 328 Draft Second Consultation
- Attachment 6: DCP 328 Work Plan

New and open actions

Action Ref.	Action	Owner	Update
01/01	ElectraLink to consider approaches to ensure appropriate engagement with private network operators.	ElectraLink	Ongoing and considered at each meeting or consultation circulation
22/01	DNOs to determine the approach to EDCM customers for the impact assessment to ensure a consistent approach across all DNOs.	DNOs	Ongoing
23/01	Review the legal text in Attachment 1 and 2 and provide any comments by Friday, 9 th April.	All	
23/02	Review the latest consultation document in Attachment 5 and provide any comments by Friday, 9 th April.	All	
23/03	Seek legal advice on whether competition law should be considered when determining charges for unlicensed networks.	ElectraLink	

Closed actions

Action Ref.	Action	Owner	Update
18/01	The Working Group to consider whether Clause 29.5A and 29.5B are required and confirm their preferred approach.	All	Completed
18/05	The Working Group to consider the questions posed in 3.13 (meeting minutes 18) ahead of discussions at the next meeting.	All	Completed
21/01	Working Group to review the questions posed by the modelling service providers and provide feedback by Tuesday, 9 March.	All	Completed
21/02	Secretariat to update the draft consultation document ahead of the next meeting.	ElectraLink	Completed
21/03	Produce draft legal text to include an additional section in Schedule 16 to cover off the rebate process.	ElectraLink	Completed
21/04	To review the NTC to see if any text could be introduced regarding the rebate process.	ElectraLink	Completed
22/02	Secretariat to provide some alternative metering data legal text regarding differencing metering solution for Working Group review.	ElectraLink	Completed
22/03	Secretariat to update consultation document based on discussions and circulate prior to next meeting.	ElectraLink	Completed