

DCP401 - Faster Switching Programme post the Retail Code Consolidation

Legal Text

Add/amend/delete the following definitions in Clause 1:

Central Switching Service or CSS has the meaning given to that term in the REC.

CSS Provider has the meaning given to that term in the REC.

De-register means:

a) in relation to a Metering Point, to change the status of the Supply Number relating to that Metering Point within MPAS so as to prevent any further registrations (as defined by the Retail Energy Code) in respect of that Supply Number (and De-registered shall be construed accordingly, and De-registration Notice shall be construed as a notice issued by the Company to De-register); and

(b) in relation to a Metering System, to De-register that Metering System in accordance with the provisions of the Balancing and Settlement Code.

Electricity Retail Data Service has the meaning given to that term in the REC.

Metering Point means the point, ~~determined in accordance with the MRA Transition Schedule to the Retail Energy Code,~~
at which a supply to (export) or from (import) a Distribution System:

(a) is or is intended to be measured; or

(b) where metering equipment has been removed, was or was intended to be measured; or

(c) in the case of an Unmetered Supply under the Unmetered Supplies Procedure, is deemed to be measured,

where in each case such measurement is for the purposes of ascertaining a Supplier/CVA Registrant's liabilities under the Balancing and Settlement Code.

MPAS

has the meaning given to that term in the [Retail Energy Code Distribution Licence](#), and which includes the [Electricity Retail Data Service under the REC](#) and the [Supplier Meter Registration Service under the BSC](#).

MPAS Registration System

~~has the meaning given to that term in the Master Registration Agreement.~~

Registration De-Activation Request

~~has the meaning given to that term in the REC.~~

Registration Notice

~~means, in respect of:~~

~~(a) a Metering Point, a notice sent to the MPAS Provider by either the User or the Company, as the case may be, instructing the MPAS Provider to change the status of that Metering Point in the way set out in the notice; and~~

~~(b) a Metering System, a notice sent to the CRA or the CDCA (as applicable) by the User giving instructions to change the status of that Metering System in the way set out in the notice.~~

Regulatory Alliance

~~has the meaning given to that term in the REC.~~

Supplier Meter Registration Service

~~has the meaning given to that term in the BSC.~~

Supply Number has the meaning given to that term in the [MRA Transition Schedule to the](#) Retail Energy Code.

Amend Clause 8.9 as follows:

8.9 Subject to Clause 8.9A, the amount (a **Cost Contribution**) that each Party shall be obliged to bear as its share of the Recoverable Costs, in respect of each Quarter, shall:

8.9.1 in the case of each CVA Registrant (in its capacity as such), the OTSO Party and each Gas Supplier Party (in its capacity as such), be zero; and

8.9.2 in the case of each other Party, be calculated as follows:

$$CC = 50\% * N / TN * RC$$

where:

CC is the relevant Party's Cost Contribution (other than that which is subject to Clause 8.9A) in respect of that Quarter;

N is, in respect of a DNO Party or an IDNO Party, the aggregate number of Metering Points which each such Party has on its [network, as recorded in the Supplier Meter Registration Service](#)~~MPAS Registration System~~; and, in respect of a Supplier Party, the aggregate number of Metering Points against which that Party is registered across all of the [Supplier Meter Registration Service](#)~~MPAS Registration Systems~~ (based, in each case, on the average figure for the three months comprising that Quarter and provided [to DCUSA Ltd under BSCP501 of the BSC](#)~~under clause 6.43 of the MRA Transition Schedule of the REC~~);

TN is, in respect of each Party and that Quarter, the aggregate number of Metering Points across all of the [Supplier Meter Registration Service](#)~~MPAS Registration Systems~~ (based on the average aggregate figure for the three months comprising that

Quarter and provided [to DCUSA Ltd under BSCP501 of the BSC](#)~~under clause 6.43 of the MRA Transition Schedule of the REC~~); and

RC is the total amount of the Recoverable Costs (other than those which are subject to Clause 8.9A) incurred, or otherwise accounted for, in that Quarter.

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Amend Clauses 12.11 and 12.12 as follows:

12.11 For the purposes of Clause 12.10, the Basic Vote (V) shall be calculated as follows:

$$V=N/TN*100\%$$

where:

N is (subject to Clause 12.12):

- (a) in respect of a Group comprised of DNO Parties, the aggregate number of Metering Points which each such DNO Party has on its [network, as recorded in the Supplier Meter Registration Service](#)~~MPAS Registration System~~;
- (b) in respect of a Group comprised of Supplier Parties, the aggregate number of Metering Points against which those Suppliers are registered across all of the [Supplier Meter Registration Service](#)~~MPAS Registration Systems~~; and
- (c) in respect of a Group comprised of CVA Registrants, the sum of the Maximum Export Capacities or Maximum Import Capacities (whichever is the greater on a site-by-site basis) of all of the Entry Points relating to Metering Systems for which those CVA Registrants are Registered; and

TN is, in respect of any Group, the sum of the values of N for all the Groups within the same Party Category as that Group which cast a vote.

12.12 In undertaking the calculations provided for in Clause 12.11, the Secretariat shall rely upon:

12.12.1 in the case of Clauses 12.11(a) and (b) the information regarding registrations last provided [to DCUSA Ltd under BSCP501 of the BSC](#)~~under the MRA Transition Schedule to the Retail Energy Code~~ and made available to the Secretariat prior to the vote in question; and

12.12.2 in the case of Clause 12.11(c), the Party Details as set out in Schedule 11 on the date of the vote in question.

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Amend Clauses 25.5 and 25.6 as follows:

25.5 If the User resolves to Energise or Re-energise a Metering Point or Metering System pursuant to Clause 25.4:

25.5.1 the User shall decide on the extent and nature of the Energisation Works or Re-energisation Works and the User shall undertake such Energisation Works or Re-energisation Works at its own cost; and

25.5.2 when such Energisation Works or Re-energisation Works are complete the User shall, in accordance with the Retail Energy Code or the BSC (as applicable), instruct the MPAS Provider to register the relevant Metering Point [or Metering System](#) as Energised (but only, in the case of an Unmetered Supply, if the Energisation Works or Re-energisation Works have allowed the flow of electricity through the relevant Exit Point).

25.6 If the User resolves to De-energise a Metering Point or a Metering System pursuant to Clause 25.4:

25.6.1 the User shall decide on the extent and nature of the De-energisation Works and the User shall undertake such De-energisation Works at its own cost;

25.6.2 (in respect of Metering Points) when such De-energisation Works are complete, the User shall, in accordance with the Retail Energy Code [or the BSC \(as applicable\)](#), instruct the MPAS Provider to register the relevant Metering Point as De-energised (but only, in the case of an Unmetered

Supply, if the De-energisation Works have prevented the flow of electricity through the relevant Exit Point); and

- 25.6.3 (in respect of Metering Systems) when such De-energisation Works are complete, the User shall, in accordance with the BSC, instruct the CDCA to register the relevant Metering System as De-energised.

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Amend Clauses 25.12 and 25.13 as follows:

- 25.12 If the Company De-energises a Metering Point or Metering System pursuant to Clause 25.8 or 25.9 and such Metering Point remains De-energised for a period of three Working Days:

25.12.1 the Company shall forthwith instruct the User to send a ~~notification~~[Registration Notice](#) to the MPAS Provider or to the CDCA (as applicable) instructing it to register the relevant Metering Point or Metering System as De-energised (but only, in the case of an Unmetered Supply, if the De-energisation Works have stopped the flow of electricity through the relevant Exit Point); and

25.12.2 within two Working Days of receiving an instruction from the Company pursuant to Clause 25.12.1, the User shall send such a ~~Registration Notice~~[notification](#) to the MPAS Provider or to the CDCA (as applicable) and notify the relevant Meter Operator Agent.

- 25.13 If the Company Re-energises a Metering Point or a Metering System pursuant to Clause 25.11:

25.13.1 if an instruction has been given by the Company under Clause 25.12.1, the Company shall forthwith instruct the User to send a ~~Registration Notice~~[notification](#) to the MPAS Provider or to the CDCA (as applicable) instructing it to register the relevant Metering Point or Metering System as Energised (but only, in the case of an Unmetered Supply, if the Re-

energisation Works have allowed the flow of electricity through the relevant Exit Point); and

25.13.2 within two Working Days of receiving an instruction from the Company pursuant to Clause 25.13.1, the User shall send such a ~~Registration~~ Notice~~notification~~ to the MPAS Provider or to the CDCA (as applicable).

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Amend Clauses 25.20 and 25.21 as follows:

25.20 Subject to Clauses 25.17 and 25.19A, the Company shall carry out the Disconnection of the Metering Point or Metering System, and shall:

25.20.1 in respect of a Metering Point, send a ~~Deregistration Notice~~notification, in accordance with the Retail Energy Code or the BSC (as applicable), that to the MPAS Provider instructing it to De-register the Metering Point has been Disconnected; or

25.20.2 in respect of a Metering System, provide a disconnection certificate to the User in accordance with the BSC.

~~(in each case) in accordance with the BSC.~~

25.21 If a Metering Point or Metering System has been De-energised by or on behalf of a previous user and the Company receives a request from the User to Re-energise such Metering Point or Metering System:

25.21.1 the Company shall Re-energise the Metering Point or Metering System as soon as is reasonably practicable and notify the User of when it expects to carry out the Re-Energisation Works;

25.21.2 the Company shall carry out all necessary Re-energisation Works at its own cost and shall then reclaim such costs from the previous user; and

25.21.3 the Company shall notify the User as soon as the Re-energisation Works are complete and the User shall, within two Working Days of receiving such

notification, send a ~~notification~~Registration Notice to the MPAS Provider or the CDCA (as applicable) instructing it to register the relevant Metering Point or Metering System as Energised.

Amend Clause 30.1 as follows:

30.1 The User shall:

30.1.1 in the case of Metering Points, except for the renewal of an existing Contract entered into after 31 August 1998, as soon as is reasonably practicable following the User's application to become Registered in respect of that Metering Point, either;

~~(A) — where a Notice of Objection (as defined in the Retail Energy Code) is not received in relation to the User's application to become Registered in respect of that Metering Point, the expiry of the Objection Raising Period (as defined in the Retail Energy Code); or~~

~~(B) — where a Notice of Objection is received in relation to the User's application for Registration, the withdrawal of that Notice of Objection;~~

30.1.2 in the case of Metering Systems, except for the renewal of an existing Contract entered into after 31 August 1998, as soon as is reasonably practicable following the Registration Effective From Date (as defined in the Balancing and Settlement Code, BSCP20) in respect of that Metering System,

(in each case) provide the information set out in Clause 30.2 to the Company in respect of the relevant Exit Point or Entry Point.

Amend Clause 54.2 as follows:

54.2 For so long as an Event of Default is continuing, where a Supplier/CVA Registrant is a User under Section 2A, or where a DNO/IDNO/OTSO Party is a User under Section 2B, and, in either case, that Party is a Breaching Party pursuant to:

54.2.1 Clause 54.1.1 or 54.1.6, any Party to whom the obligations in question were owed shall be entitled to suspend its performance of the services described in Section 2 to the Breaching Party by: (a) giving notice in writing to the Breaching Party; and (b) reporting under the Retail Energy Code the amendment to the Regulatory Alliance;

54.2.2 Clause 54.1.8, the Panel shall be entitled to instruct the REC Code Manager to procure suspension of CSS registration services for the Breaching Party under the Retail Energy Code, ~~in which case the DNO/IDNO Parties shall take reasonable steps to ensure that such suspension is implemented under the Retail Energy Code;~~ and

54.2.3 any other provision of Clause 54.1, any Party shall be entitled to suspend its performance of the services described in Section 2 to the Breaching Party by: (a) giving notice in writing to the Breaching Party; and (b) reporting under the Retail Energy Code the amendment to the Regulatory Alliance,

and the Breaching Party shall pay to the suspending Party (in the case of Clauses 54.2.1 and 54.2.3) an amount equal to any reasonable costs incurred by such Party as a result of such suspension. Any party serving a notice under this Clause 54.2 shall send a copy of the notice to the Panel.

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Amend Paragraph 3.5 of Schedule 1 (Cover) as follows:

3.5 In addition to any other remedies available to it, the Company shall be entitled to take the following actions following a Cover Default (provided that, where the provision of CSS registration services~~MPAS to the User~~ or the right to make future ~~C~~connections under Section 2B (as applicable) has been suspended at any time after

Day 0 + 5, then the Company must, as soon as the Cover Default has been remedied, reinstate the right to CSS registration services (by updating the Regulatory Alliance under the REC)~~take such steps as are within its power to initiate the restoration of MPAS to the User~~ or the right to make future €connections under Section 2B (as applicable)):

Working Days After Cover Default	Action Within the Company's Rights Under this Schedule
Day 0	Date of default
Day 0 + 1	Interest and administration fee start to apply
Day 0 + 1	Issue notice of default to Contract Manager containing a statement of the Indebtedness Ratio and send a copy of such notice to the Authority.
Day 0 + 3	Formal User response required
Section 2A	
Day 0 + 5	Initiate action to suspend provision of MPAS to User in accordance with the provisions of Suspend CSS registration services by updating the Regulatory Alliance under the Retail Energy Code, and notify the Authority.
Section 2B	
Day 0 + 5	Initiate action to suspend the right to make any further <u>€connections</u> to the Company's Distribution System <u>under Section 2B</u> , and notify both the User and the Authority.

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Amend Paragraph 13.2 of Schedule 8 (Demand Control) as follows:

13.2 The Company shall ensure that the Nominated Central Source collates the information referred to in Paragraph 13.1 with the comparable information of other DNO/IDNO Parties, and provides the collated information to the User (where it is a Supplier Party) by 31 July of the relevant year. The collated information shall be provided free of charge, and shall be contained in a file in .csv format and shall show each relevant Postcode in one column with the applicable Alpha Identifier and [DistributorMPAS](#) ID in separate columns. The Company shall ensure that, by 31 July of the relevant year, the Nominated Central Source shall provide the collated information to the Secretariat using the method agreed between the Nominated Central Source and the Secretariat. By the second Working Day of August each year, the Secretariat shall publish, free of charge, the collated information on the Website, in a .csv file format, and upon such publication, the Secretariat shall issue a notification to each User (where it is a Supplier Party) and the DNO/IDNO Parties that such publication has occurred provided in an Electronic Format showing each relevant Postcode in one column with the applicable Alpha Identifier and [DistributorMPAS](#) ID in separate columns

Amend Paragraph 13.4 of Schedule 8 (Demand Control) as follows:

13.4 In this Paragraph 13

- (a) “Alpha Identifier” means the single letter assigned to each Postcode area covered by the Company’s Distribution System for the purpose of identifying (insofar as reasonably practicable) the Load Block with which Customers in that Postcode area are associated;
- (b) “Bill” has the meaning given to that term in Condition 1 of the Supply Licences;
- (c) [“Distributor ID” means the first two-digit numbers of the MPAN;](#)

- (de) “Electricity Supply Emergency Code” means the code of that name designated as such by the Secretary of State from time to time;
- (ed) “Electronic Format” means a DVD containing the relevant information in “.csv” format;
- (fe) “Load Block” means a geographic grouping of consumer load for the purpose of applying rota disconnections, as such rota disconnections are more fully described in the Electricity Supply Emergency Code;
- ~~(f) “MPAS ID” means the unique two-digit number by which MPAS Providers are identified;~~
- (g) “Nominated Central Source” means a person agreed between the majority of DNO/IDNO Parties for the purpose of this Paragraph 13; and
- (h) “Postcode” means the full Post Office postcode (outcode and incode) of up to 8 characters, which will be presented with a space between the outcode and the incode (and no other spaces).

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Amend Paragraph 139 of Schedule 16 (CDCM) as follows:

139. There will be no charges applied to correctly de-energised HH MPANs/sites as determined by the de-energisation status in MPAS ~~Registration System~~.
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Amend the following definition in Paragraph 8 of Schedule 32 (Residual Charging Bands)

Non-Final Demand Site is a Single Site at which either or both Electricity Storage and/or Electricity Generation occurs (whether the facility(ies) at the site are operating or being commissioned, repaired or decommissioned), and that:

- (a) has an export MPAN and an import MPAN with associated metering equipment which only measures export from Electricity Storage and/or Electricity Generation and import for or directly relating to Electricity Storage and/or Electricity Generation (and not export from another source and/or import for another activity); and
 - (i) if registered in ~~an MPAS Registration System~~, is subject to certification from a Supplier Party that the site meets the criteria in paragraph (a) above, which certificate has been provided to the DNO/IDNO Party; or
 - (ii) if registered in CMRS, is subject to certification from the Customer (or its CVA Registrant) that the site meets the criteria in paragraph (a) above, which certificate has been provided to the DNO/IDNO Party

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Amend Schedule 33 (Disconnections) as follows:

Glossary of Terms

1.5 In this Schedule the following terms have the following meanings

De-Registration	means the activities undertaken by an MPAS Provider in accordance with the MRA Transition Schedule of the REC following its acceptance of a Deregistration Notice.
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Amend the following paragraphs

1.3 The objectives of this Schedule are to:

- (a) document procedures for the management of Physical Disconnections;
- (b) document procedures for the management of Logical Disconnections;
- (c) establish communication methods for the capture and transfer of information as required by DNO/IDNO Parties, Supplier Parties, and MPAS Providers to carry out disconnections and subsequent ~~de-activation~~De-registration of Metering Points; and
- (d) define the processes relating to the passing of data between parties in relation to disconnections.

4.26 Once the disconnection is completed, the DNO/IDNO Party shall:

- (a) provide a notice to the Customer that the power has been safely disconnected;
- (b) provide information to the relevant Meter Operator regarding any assets recovered by the DNO/IDNO Party, and associated final reads;
- (c) verify that the relevant Metering Point is not a Related Metering Point. If it is not, provide:
 - (i) A notification to Supplier Parties that the disconnection has been completed, using the D0125 *Confirmation of Disconnection of Supply* Data Flow, or other means as agreed; and
 - (ii) a ~~notification~~notice of De-Registration to its MPAS Provider that the Metering Point has been Disconnected (such notification to be made within five (5) Working Days of the date that the disconnection took place).

4.27 If the relevant Metering Point is still a Related Metering Point, contact the relevant Supplier Party to advise that the Metering Point has not been un-related as set out in Paragraphs 4.9(b) and 4.23.

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Add a new step title and two new paragraphs 4.28 and 4.29

Step 13 - Supplier Party sends a Registration De-Activation Request to CSS Provider

4.28 Once the Supplier Party has been notified of the completed Disconnection it shall, in accordance with the Retail Energy Code, contact the DNO/IDNO Party if that Supplier Parties' records indicate that the Metering Point should not have been Disconnected and is still in use.

4.29 Where no issue is identified in accordance with Paragraph 4.28, the Supplier Party shall, on receiving notification of the completed Disconnection from the DNO/IDNO Party, send a Registration De-Activation Request to the CSS Provider in accordance with the Retail Energy Code.

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Amend the following paragraph

5 - Multi-site Physical Disconnections

5.22 Once the disconnection is completed, the DNO/IDNO Party shall provide:

- (a) provide a notice to the Customer that the power has been safely Disconnected;
- (b) provide information to the relevant Meter Operator regarding any assets recovered by the DNO/IDNO Party, and associated final reads;
- (c) verify that the relevant Metering Point is not a Related Metering Point. If it is not, provide:
 - (i) A notification to Supplier Party(ies) that the Disconnection has been completed, using the D0125 *Confirmation of Disconnection of Supply* Data Flow, or other means as agreed; and
 - (ii) a notification~~notice of De-Registration~~ to its MPAS Provider that the Metering Point has been Disconnected (such notification to be

made within five (5) Working Days of the date that the Disconnection took place).

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Add a new step title and two new paragraphs 5.24 and 5.25

Step 11 - Supplier Party sends a Registration De-Activation Request to CSS Provider

5.24 Once the Supplier Party has been notified of the completed Disconnection it shall, in accordance with the Retail Energy Code, contact the DNO/IDNO Party if that Supplier Parties' records indicate that the Metering Point should not have been Disconnected and is still in use.

5.25 Where no issue is identified in accordance with Paragraph 5.24, the Supplier Party shall, on receiving notification of the completed Disconnection from the DNO/IDNO Party, send a Registration De-Activation Request to the CSS Provider in accordance with the Retail Energy Code.

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Amend the step title and paragraph

6 Logical Disconnections

Step 3 - DNO/IDNO Party notifies MPAS of disconnection ~~and requests de-registration of Metering Point~~

6.7 The DNO/IDNO Party shall issue a ~~notification~~De-registration Notice to its MPAS Provider within five (5) Working Days of confirming acceptance of the Supplier Party's request.

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Add a new step title and new paragraph 6.8

Step 4 - Supplier Party sends Registration De-Activation Request to CSS Provider

6.8 The Supplier Party shall, on receiving notification of the accepted Disconnection from the DNO/IDNO Party, send a Registration De-Activation Request to the CSS Provider in accordance with the Retail Energy Code.

Gowling WLG (UK) LLP

18 March 2022