DCP 392 Working Group Meeting 08

16 March 2022 at 14:00 - Web-Conference

Attendee	Company
Working Group Members	
Charles Deacon [CD]	Renewable Connections
Dafydd Burton [DB]	Ofgem
Daniel Mellis [DM]	SSE
Edda Dirks [ED]	SSE Generation
Peter Turner [PT]	NPg
Thomas Cadge [TC]	BU-UK
Vanessa Buxton [VB]	WPD
Code Administrator	
John Lawton [JL] (Chair)	ElectraLink
Hannah Proffitt [HP] (Technical Secretariat)	ElectraLink
Apologies	
Joanna Knight [JK]	SSEN
Simon Vicary [SV]	EDF

1. Administration

1.1 The Working Group reviewed the "Competition Law Guidance". All Working Group members agreed to be bound by the Competition Law Guidance for the duration of the meeting.

1.2 The Working Group reviewed the minutes from the previous meeting and accepted these as final. These are provided as **Attachment 1**.

1.3 The Working Group noted the items on the actions list from the last meeting. Updates on all actions are provided in **Appendix A**.

1.4 ED asked for an update from DB, following on from discussions at the previous meeting surrounding whether Ofgem would be able to provide any guidance on the question of whether Distribution Use of System (DUoS) funding could be used.

1.5 DB confirmed that Ofgem are unable to provide an answer to the query, however noted that if the Working Group had already sought legal advice and feel the proposal better facilitates the DCUSA objectives, they should go ahead.

2. Purpose of the Meeting

2.1 The Chair advised that the purpose of the meeting was to finalise the Draft Legal Text and Draft Consultation Document.

3. Review of Draft Legal Text

3.1 The Working Group reviewed the current legal text extracted from Schedule 22 within the DCUSA – a clean updated version can be found as **Attachment 2**.

3.2 Key Points of Discussion:

- Section 5.1 – the Working Group reworded this section to add clarity and to align it with Schedule 22.
- Glossary of Terms – the Working Group amended the definition of 'Eligible Persons' to add clarity.

4. Review of Draft Consultation Document

4.1 The Working Group reviewed the Draft Consultation Document – a clean updated version can be found as **Attachment 3**.

4.2 Key Points of Discussion:

- The Working Group added section 3.3, including the expected decision timeframes for CMP328.
- The Working Group agreed to add section 3.5, to note that the members had considered the potential for other distortions for opting for a connection at either transmission or distribution but had decided it was not in scope of this change.
- Section 3.8 – amended the tense.
- Question 2 – the Working Group agreed to remove this question.
- Question 3 - as per action 05/05, GM and PT presented their reworded version of Q3, the Working Group amended slightly and agreed.

- The Working Group agreed to add Question 7 surrounding whether DCUSA provides the legal basis for DNOs to require subsequent transmission customers to pay for costs associated with previous works.

5. Next Steps

5.1 The Working Group discussed the next steps, and the following items were captured:

- The Secretariat agreed to finalise the legal text and consultation document based on discussions at the meeting and to issue the consultation on Monday 21 March 2022. The Working Group noted that responses would be due on 21 April 2022.
- The Secretariat agreed to issue a doodle poll including dates for the first week of May, to discuss the consultation responses.
- An updated version of the Work Plan can be found as **Attachment 4.**

6. Any Other Business

6.1 The Chair asked the group whether there were any other items of business to discuss, no further items were raised.

7. Date of Next Meeting

7.1 The date of the next meeting is to be confirmed.

8. Attachments

- Attachment 1 - DCP 392 Working Group Meeting 07_Final Minutes v1.0
- Attachment 2 - DCP 392 Legal Text v1.0
- Attachment 3 - DCP 392 Draft Consultation v1.0
- Attachment 4 - DCP 392 Updated Work Plan

APPENDIX A

New and Open Actions

Action Ref.	Action	Owner	Update
05/04	CD to seek legal perspective internally regarding the DUoS money questions.	CD	**Action ongoing.** CD noted he had circulated an update ahead of the meeting. CD agreed to get further information.

Closed Actions

Action Ref.	Action	Owner	Update
05/05	GM/PT to re-word Q3 of the Consultation document relating to how the remaining DNO costs should be recovered from Transmission connected customers and bring back to the Working Group for further review.	GM / PT	**Action closed.** Question has been added to the consultation.
07/01	Working Group, particularly the distributors members, to consider whether the proposed new definitions will work in practice.	Working Group	**To be discussed at the meeting.** Discussed as part of the consultation agenda item.