

DCP 405 Working Group - Meeting 03

09 June 2022 at 14:00 - Web-Conference

Attendee	Company
Working Group Members	
Brandon Rodrigues [BR]	ESP
Donald Preston [DP]	SSE
Edda Dirks [ED]	SSE Generation
Kyran Hanks [KH]	Waters Wye Associates
Lee Wells [LW]	NPg
Mike Kaveney [MK]	WPD
Peter Turner [PT]	NPg
Rebekah Pryn [RP]	UKPN
Ross Thompson [RT]	UKPN
Tom Cadge [TC]	BUUK
Tony McEntee [TM]	ENWL
Code Administrator	
Andy Green [AG]	ElectraLink
Mel Kendal [MK] (Technical Secretariat)	ElectraLink
Tim Hipperson [TH] (Chair)	ElectraLink
Apologies	
Simon Vicary [SV]	EDF

1. Administration

- 1.1 The Working Group reviewed the “Competition Law Guidance” and “Terms of Reference”. All Working Group members agreed to be bound by the Competition Law Guidance for the duration of the meeting and agreed to the Terms of Reference.
- 1.2 An action log has been created and all updates are provided in **Appendix A**.

2. Purpose of the Meeting

- 2.1 The Chair explained that the purpose of this meeting is to review the draft legal text and agree next steps.

3. Review of Draft Legal Text

- 3.1 The Chair invited the proposer (TC) to walk the Working Group through the legal text for this CP for the initial review and discussion. The revised draft legal text can be found as **Attachment 1**.
- 3.2 One of the first points that TC made on the draft legal text is that the numbering of Clauses will need further legal advice as it needs to be numbered after Clause 52, but before Clause 52A as these are already current clauses within the DCUSA document.
- 3.3 The Secretariat agreed to take an action to seek further legal advice on what numbering should be used for the draft legal text.

ACTION 03/01: The Secretariat to seek legal advice regarding the numbering of Clauses within the legal text.

- 3.4 The group discussed what information should be included within the BCA and which should be included within Section 2B of the DCUSA. TM and TC suggested that the high-level principles should be included within Section 2B of the DCUSA, and the connection principles will need to be included within the BCA.
- 3.5 TM suggested that separate list of Curtailable Connections could be created as opposed to amending each BCA.
- 3.6 The Working Group agreed that a question could be included within the Consultation around whether the preferred option would be for a centralised contract that has all relevant information included, or whether this should be included within each BCA.
- 3.7 After further discussion, the Working Group showed support with how the current draft legal text is written (bar minor tweaks to wording) and noted that this will need to be cross-checked with the legal text of DCP 404 once finalised to ensure they are consistent.

4. Review of Draft Consultation

- 4.1 The Secretariat walked through the draft Consultation document with the Working Group for review. Updates to this document can be found as **Attachment 2**.
- 4.2 The Working Group included under the ‘Why’ Section of the Consultation Document to state:
 - *This is to ensure that the Customer does not have a different experience irrespective of who they are connecting to (i.e., the DNO/IDNO).*

- 4.3 The Working Group agreed that the below questions should be included within the draft Consultation as questions for wider industry:
- *The Working Group believe the high-level obligations should be included within Schedule 2B of the DCUSA, and the technical details included within the BCA. Do you agree with this approach?*
 - *If not, should a separate BCA document be created?*
 - *The Working Group believe that DNOs should refer to the new Schedule (xx regarding the new curtailment limit) rather than replicating the text within Schedule 2B of the DCUSA as this reduces the risk of duplication and potential for divergence. Do you believe this is the right approach?*
- 4.4 The Secretariat agreed to take an action to circulate the draft Consultation document to the Working Group post-meeting for further review.

ACTION 03/02: The Secretariat to circulate the draft Consultation document to the Working Group.

5. DCP 405 Workplan

- 5.1 The updated workplan can be found as **Attachment 3**.
- 5.2 The workplan will be updated after each meeting.

6. Agenda Items for Next Meeting

- 6.1 The Working Group discussed the next steps, and the following items were captured:
1. The Working Group to review the updated draft legal text.
 2. The Working Group to review the draft Consultation document.

7. Any Other Business

- 7.1 The Chair asked the group whether there were any other items of business to discuss.
- 7.2 There were no other items raised.

8. Date of Next Meeting

- 8.1 The next Working Group meeting will be held on 16 June 2022 at 2pm.

9. Attachments

- Attachment 1_DCP 405 Revised Draft Legal Text
- Attachment 2_DCP 405 Draft Consultation
- Attachment 3_DCP 405 Workplan

APPENDIX A

New and Open Actions

Action Ref.	Action	Owner	Update
01/01	The Working Group to draft additional wording to be included within the Consultation to make it explicitly clear that this change is only dealing with curtailable Customers and not the 'small users' exceeding their capacity.	Working Group	Ongoing.
02/01	TC to review both the DCUSA Schedule 2B and the BCA to highlight what information within the draft legal text should be incorporated into which document and circulate to the Working Group.	TC	Ongoing.
02/02	The Working Group to review the draft legal text sent by TC and provide further feedback prior to the next meeting.	Working Group	Ongoing.
03/01	The Secretariat to seek legal advice regarding the numbering of Clauses within the legal text.	Secretariat	Ongoing.
03/01	The Secretariat to circulate the draft Consultation document to the Working Group.	Secretariat	Ongoing.

Closed Actions

Action Ref.	Action	Owner	Update
01/02	The Working Group to share the draft legal text with appropriate colleagues for additional feedback and bring back to the next Working Group meeting for further discussion.	Working Group	Completed.