

# DCP 328 Working Group Meeting 38

01 August 2022 at 10:00 - Web-Conference

Attendee	Company
<b>Working Group Members</b>	
Kara Burke [KB]	NPG
Chris Ong [CO]	UKPN
Dave Wornell [DW]	WPD
Shannon Murray [SM]	Ofgem
Tom Cadge [TC]	BUUK
<b>Apologies</b>	
Edda Dirk [ED]	SSE Generation
<b>Code Administrator</b>	
Richard Colwill [RC] (Chair)	ElectraLink

## 1. Administration

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- 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 last meeting. The Working Group agreed that the minutes were an accurate reflection of the meeting held.
- 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.

## 2. Purpose of the Meeting

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- 2.1 The Chair set out that the purpose of the meeting was to review feedback received from the DCUSA legal advisors regarding the DCP 328 legal text.

## 3. Review of DCP 328 Legal Text

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- 3.1 RC shared the updated legal text that was circulated prior to the meeting. An updated version of the legal text can be found in attachment 1.
- 3.2 Key points from the review are details below:
  - Working Group reviewed a comment in relation to whether Shared Metering potentially gives rise to wider issues over and above just charging? Eg providing UoS to the 2nd supplier, and excluding liability to the 2nd supplier. The Working Group agreed that this was out of scope of this CP but is probably worth further consideration.
  - It was noted that we do not need to separately refer to the Primary Supplier, as the Primary Supplier is the supplier registered as User for the boundary point meter. These suggested changes will be accepted.
  - In relation to Clause 29.5A.4, in particular to the statement, “the User may receive and aggregate the Metering Data relating to such MPAN” it was questioned whether “may receive” is strong enough. After review, the Working Group concluded that this should not be a mandatory requirement as the User would already have the boundary meter data. However, it may be of use if they were able to receive it.
  - In relation to the amendments to Paragraph 1A in Schedule 16, a question was raised as to whether this is properties connected to LESs at LV/LVS/HV. Not a LES connected to the DNO at LV/LVS/HV. The Working Group confirmed that this is correct.
  - Paragraph 146B was missing and is now included.
  - In relation to the tables, it was noted that there is no mention of LVS. The Working Group clarified that the footnotes under the tables address this.
  - It was noted that none of the text under Section 28 in Schedule 17 was redlined. This is newly suggested legal text.

**ACTION 38/01: Working Group to review the updated legal text and provide any comments.**

#### 4. Review of Proposed Implementation Date

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- 4.1 The Working Group discussed the proposed implementation date of 01 April 2024 and potential need for a derogation. SM noted that there have been discussions internally and no concerns have been raised in relation to granting a derogation so that (if approved) DCP 328 could have an implementation date of 01 April 2024.

#### 5. Any Other Business

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- 5.1 There were no other items raised.

#### 6. Date of Next Meeting

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- 6.1 The next meeting is to be scheduled. Once agreed, this meeting will be used to review the modelling impact assessment and finalise the DCP 328 Change Report.

#### 7. Attachments

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- Attachment 1: DCP 328 Draft Legal Text

## APPENDIX A

### Open Actions

Action Ref.	Action	Owner	Update
34/02	Working Group to agree what the assumption will be regarding percentage of customers that are LES connected within IDNOs.	All	Ongoing
37/02	Secretariat to update the draft Change Report and issue prior to the next meeting.	ElectraLink	Ongoing
38/01	Working Group to review the updated legal text and provide any comments.	All	

### Closed Actions

Action Ref.	Action	Owner	Update
33/01	Undertake an impact assessment on the number of customers that are likely to be affected by the issues described in Section 3, this will help understand the materiality of the issue.	TC	Completed
34/01	Working Group to review each solution along with impact assessments and to determine their preferred approach.	All	Completed
34/03	KB to look at the offsetting impact of other tariffs being increased due to the LES tariffs being decreased.	KB	Completed
35/01	Review current legal text and modelling documentation to determine where the cap best fits.	Secretariat	Completed
35/02	Produce a draft modelling specification document for review at the next meeting.	Secretariat	Completed
35/03	Working Group to consider and agreed the value of a cap.	All	Completed

36/01	Working Group to review updated legal text and modelling specification document and provide feedback by 10 June 2022.	All	Completed	
36/02	Secretariat to review table 8, within Paragraph 147 of Schedule 16 to determine if there is a mistake in relation to LV Generation Aggregate and LV Generation Site Specific tariffs.	Secretariat	Secretariat to take forward outside of DCP 328	
37/01	Secretariat to provide an updated modelling specification to the DCUSA modelling service providers.	ElectraLink	Completed	