

DCP 248 Draft Legal Text – Option 1

Providing protection for customers against being charged inappropriate capacity charges during the implementation of P272

Add a new Clause 19.12

Transitional Protection for Customers affected by BSC Modification P272

19.12 Part 4 of the CDCM contains transitional protection for Customers who may be affected by the implementation of BSC modification P272. All DNO/IDNO Parties shall comply with Part 4 of the CDCM, including a DNO Party operating outside of its Distribution Services Area.

Amend paragraphs 149 and 150 of Schedule 16 as follows:

Maximum Import Capacity

149. The level of MIC will be agreed at the time of connection and when an increase has been approved. Following such an agreement (be it at the time of connection or an increase) no reduction in MIC will be allowed for a period of one year (subject to Part 4 below).
150. Subject to Part 4 below, ~~r~~Reductions to the MIC may only be permitted once in a 12 month period and no retrospective changes will be allowed. Where MIC is reduced the new lower level will be agreed with reference to the level of the customers' maximum demand. It should be noted that where a new lower level is agreed the original capacity may not be available in the future without the need for network reinforcement and associated cost.

Add a new Part 4 to Schedule 16, as follows:

Part 4 – Transitional Protection for Customers affected by BSC Modification P272

1. This Part 4 sets out the transitional protection for Customers who may be affected by BSC Modification P272, being demand Customers in Profile Class (PC) 5-8 which are required to become half-hourly settled (where capable metering has been installed).
2. This Part 4 forms part of the CDCM, but also applies to IDNO Parties and to DNO Parties acting outside of their distribution services area.
3. Subject to paragraph 5 below, where:
 - (a) a Customer takes a supply of electricity at a Premises where the electricity conveyed to the Premises is recorded through a CT meter; and
 - (b) the Metering Point for such Premises has, on or before 31 March 2017, been migrated to Measurement Class C or E, as a result of BSC Modification P272,then, for a period of twelve months immediately following the date of the migration to Measurement Class C or E, a lower Maximum Import Capacity (**MIC**) may be agreed between the Customer and the DNO/IDNO Party. In such circumstances, the revised MIC will be applied retrospectively from the date of the migration to Measurement Class C or E.
4. In respect of any change in MIC under paragraph 3 above:
 - (a) such revised MIC will be agreed with reference to the level of the Customer's maximum demand;
 - (b) no further changes in MIC shall be permitted under paragraph 3 above; and
 - (c) paragraphs 149 and 150 of the CDCM (or any equivalent or similar statements in the applicable charging methodology if the CDCM does not apply) shall apply to the revised MIC from the date the retrospective change is agreed.

5. Paragraph 3 above shall not apply:
- (a) where a Connection Agreement has been entered into for the Premises within the twelve months immediately prior to the date of the change in Measurement Class, in which case the terms of that Connection Agreement shall stand; or
 - (b) where the Customer was neither the owner nor the occupier of the Premises at the time of the migration to Measurement Class C or E.

7. In this Part 4, the following definitions shall apply:

BSC Modification P272 means the modification to the BSC referred to as modification 'P272, Mandatory Half Hourly Settlement for Profile Classes 5-8', which was approved by the Authority on 29 October 2014.

Measurement Class has the meaning given to that expression in the BSC.

Profile Class has the meaning given to that expression in the BSC.

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