





DCUSA Change Declaration		At what stage is this document in the process?
<h1>DCP 426</h1> <h2>Multiple Party Categories</h2> <p><i>Date raised:</i> 08/08/2023</p> <p><i>Status of Change:</i> Standard</p>		01 – Change Proposal
		02 – Consultation
		03 – Change Report
		04 – Change Declaration
<h3>Purpose of Change Proposal</h3> <p>The intent of this Change Proposal (“CP”) is to add clarity to the DCUSA for how a Party can hold more than one Party Category and how they can add additional Party Categories if required.</p> <p>This document provides the DCUSA Change Declaration for DCP 426.</p>		
	<p>DCUSA Parties have voted on DCUSA Change Proposal (DCP) 426 with the outcome being a decision on whether or not the Change Proposal (CP) is to be accepted and the proposed variation to the DCUSA made accordingly.</p> <p>The DCUSA Parties consolidated votes are provided as Attachment 2.</p>	
	<p>For DCP 426, DCUSA Parties have voted to:</p> <ul style="list-style-type: none"> • Accept the proposed variation (solution); and • Accept the implementation date. 	
	<p>Impacted Parties:</p> <p>All DCUSA Parties.</p>	
	<p>Impacted Clauses:</p> <p>Section 3 – Clause 57</p>	

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Any questions?

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Timeline

The timetable for the progression of the CP is as follows:

Change Proposal timetable

Activity	Date
Initial Assessment Report	16 August 2023
Consultation Issued to Parties	N/A
Change Report Approved by Panel	20 September 2023
Change Report issued for Voting	21 September 2023
Party Voting Closes	12 October 2023
Change Declaration Issued to Parties	16 October 2023

1 Summary

What?

- 1.1 It is not obvious within DCUSA that a company can hold more than one party category and how they can add additional party categories if required.

Why?

- 1.2 The process for adding an additional party category for an existing DCUSA party will be easier and it will be more apparent how this should be undertaken.

How?

- 1.3 It is proposed that Section 3 Clause 57 be updated to include additional sub-clauses to cover off the scenario where an existing Party wishes to add another Party Category to its Party Details.

2 Governance

Justification Part 2 Matter

- 2.1 The Proposer does not believe that this CP meets the criteria for it to be considered as a Part 1 Matter, and therefore, considers that it should be treated as a Part 2 Matter.

Requested Next Steps

- 2.2 DCUSA Parties voted to accept DCP 426 and as such, it will be implemented in line with Section 11 below.

3 Why Change?

Background of DCP 426

- 3.1 As the implementation of **DCP-394** 'Allow any REC Accredited Meter Operator to De-Energise any Metering Point' on 29 June neared, the Secretariat raised a potential issue to the DCUSA Panel which had been known to have been dealt with before but for which there wasn't a clear process. The scenario was that some REC Accredited Metering Equipment Managers (i.e., those that could accede as a SIP) are already Supplier Parties and that Secretariat had received an Accession Application from a Supplier Party but wishing to accede to the DCUSA as SIP Party.
- 3.2 It should be noted that Clause 4.2 of the DCUSA sets out that an "*Applicant may not be admitted as a Party if:... it is already a Party*". It should also be noted that for some Party Categories (e.g., Gas Supplier Parties and CVA Registrants), there are defined terms that deal with circumstances where a Party can be assigned to more than one Party Category but that this hadn't been included for the SIP Party Category.

- 3.3 Following a discussion during a Panel meeting, the Panel concluded that the existing Accession Agreement process did not adequately describe the situation and suggested it may be useful to carry out a similar process so as to record the fact that a variation to an existing Accession has taken place. Advice from DCUSA Ltd.'s legal advisors was sought and, in their view, a minor change to the DCUSA to set out how it should work was the best way forward.
- 3.4 DCUSA Ltd.'s legal advisors also confirmed that based on the existing DCUSA text, there is no need for the existing Party to sign another Accession Agreement (as the legal entity has already acceded). However, the Party's Party Details do need to be amended to add the extra Party Category.
- 3.5 It was noted that Clauses 57.5-57.8 permit a Party to update its Party Details on notice but that for a change to a Party's 'Party Category', a Party cannot unilaterally update its Party Category (because of the rules which apply to admission as a Party Category). It was therefore concluded that it must be the case that a Party's Party Category can only be changed with the agreement of the Party and DCUSA Ltd and so it would be advisable to have a written document in which the Party and DCUSA Ltd agree to add the new Party Category.

4 Code Specific Matters

Modelling Specification Documents

4.1 None

Reference Documents

4.2 None

5 Solution

Legal Text

- 5.1 The legal text to achieve the Proposer's solution was provided by DCUSA Ltd.'s legal advisor and is provided in Attachment 1 to this CP form as well as set out below for ease of reference:

Party Details

- 57.5 On each Party's accession to this Agreement, the Secretariat shall add that Party's Party Details to Schedule 11.
- 57.6 Each Party shall ensure that the Secretariat is notified of any changes from time to time in that Party's Party Details, so as to ensure that the same can be kept up-to-date from time to time.
- 57.7 ~~The~~Subject to Clause 57.10, the Secretariat shall, on receipt of any notification under Clause 57.6, promptly:

- 57.7.1 amend Schedule 11 to reflect the relevant changes in the relevant Party's Party Details; and
- 57.7.2 ~~circulate~~make a copy of the amended Schedule 11 ~~to all~~available via the ~~Parties~~Website.
- 57.8 A Party can only add a Party Category to its existing accession if that Party would be eligible to be admitted as a Party in that Party Category under Clause 4 (but disregarding for these purposes Clause 4.2.1).
- 57.9 Where a Party applies to the Secretariat to add an additional Party Category, DCUSA Ltd shall (subject to Clause 57.8) enter into an agreement with such Party to record such addition (in such form as the Panel may approve from time to time). Each Party hereby irrevocably and unconditionally authorises DCUSA Ltd to execute and deliver, on behalf of such Party, any such agreement.
- 57.10 A Party's additional Party Category shall be effective from the effective date set out in the relevant agreement under Clause 57.9, and the Secretariat shall update Schedule 11 with effect from that date.
- 57.11 Any disputes regarding the ability of a Party to add a Party Category shall be subject to Clause 4.9, on the same basis as if the dispute concerned admission as a Party.
- 57.12 Notwithstanding Clauses 9.2 and 10.1, any changes to Schedule 11 in accordance with Clause 57.5 or 57.7 shall not constitute a change to which Section 1 C applies.

Text Commentary

- 5.2 It is proposed that Section 3 Clause 57 be updated to include additional sub-clauses to cover off the scenario where an existing Party wishes to add another Party Category to its Party Details.
- 5.3 It should also be noted that a change has been proposed to Clause 57.7.2 so that instead of the Secretariat being obliged to notify all Parties when a Party's Party Details have been amended, that it is obliged to only publish the amended details on the website. Whilst this amendment is not directly related to adding a Party Category, it was deemed to be a suitable inclusion which more accurately describes the way in which Party Details are maintained.

6 Relevant Objectives

Assessment Against the DCUSA Objectives

- 6.1 For a DCUSA Change Proposal to be approved it must be demonstrated that it better facilitates the DCUSA Objectives. There are five General Objectives and six Charging Objectives. The full list of objectives is documented in the DCUSA.
- 6.2 The Proposer considers that the following DCUSA General Objectives are better facilitated by this CP.

	DCUSA General Objectives	Identified impact
	1. The development, maintenance and operation by the DNO Parties and IDNO Parties of efficient, co-ordinated, and economical Distribution Networks.	None
	2. The facilitation of effective competition in the generation and supply of electricity and (so far as is consistent therewith) the promotion of such competition in the sale, distribution and purchase of electricity.	None
	3. The efficient discharge by the DNO Parties and IDNO Parties of obligations imposed upon them in their Distribution Licences.	None
	4. The promotion of efficiency in the implementation and administration of the DCUSA.	Positive
	5. Compliance with the EU Internal Market Regulation and any relevant legally binding decisions of the European Commission and/or the Agency for the Co-operation of Energy Regulators.	None

6.3 The Proposer considers that this CP enhances the administration and maintenance of DCUSA Parties Party Details and therefore, it better facilitates DCUSA General Objective 4.

7 Impacts & Other Considerations

Impacts on any Significant Code Review (SCR) or other significant industry change projects

7.1 The Proposer does not believe that this CP impacts upon any current SCR or other significant industry change projects.

Impacts Other Codes

7.2 The Proposer does not consider that there are any impacts to any other 'Industry Codes' as a result of the implementation of this CP.

Grid Code..... ☐ SEC..... ☐ CUSC..... ☐

Distribution Code... ☐ REC..... ☐ BSC..... ☐

None..... ☒

Consumer Impacts

7.3 The Proposer does not believe that this change will impact consumers.

Environmental Impacts

7.4 In accordance with DCUSA Clause 10.4.5A, the Proposer assessed whether there would be a material impact on greenhouse gas emissions if this CP were implemented. The Proposer did not identify any material impact on greenhouse gas emissions from the implementation of this CP.

Confidentiality

7.5 Non-confidential.

8 Implementation

8.1 The proposed implementation date for DCP 426 is 02 November 2023.

9 Legal Text

9.1 The legal text for DCP 426 is provided as **Attachment 1**.

9.2 The Change Proposer has considered the Legal Text and is satisfied that it meets the intent of the Solution.

9.3 Attachment 1 has been reviewed by the DCUSA Legal Advisors

10 Voting

10.1 The 426 Change Report was issued to DCUSA Parties for Voting on 21 September 2023.

Part 2 Matter: Authority Decision is not Required

DCP 426 Proposed Variation (Solution) Decision

10.2 For the majority of the Party Categories that were eligible to vote:

- the number of groups in each Party Category which voted to accept the proposed variation was **more** than 65% of the total number of Groups in that Party Category which voted; and
- the sum of the Weighted Votes of the Groups in each Party Category which voted to accept the proposed variation was **more** than 65%

10.3 DCUSA Parties have voted to **accept** the proposed variation (solution) of DCP 426.

DCP 426 Implementation Date Decision

10.4 For the majority of the Party Categories that were eligible to vote:

- the number of groups in each Party Category which voted to accept the implementation date was **more** than 65% of the total number of groups in that Party Category which voted; and
- the sum of the Weighted Votes of the Groups in each Party Category which voted to accept the implementation date was **more** than 65%.

10.5 DCUSA Parties have voted to **accept** the implementation date of DCP 426

The table below sets out the outcome of the votes that were received in respect of the DCP 426 Change Report that was issued on 21 September 2023 for a period of 15 working days.

DCP 426	WEIGHTED VOTING					
	DNO	IDNO	SUPPLIER	SAFE ISOLATION PROVIDER	CVA REGISTRANTS	GAS SUPPLIER
CHANGE SOLUTION	Accept	Accept	N/A	Accept	N/A	N/A
IMPLEMENTATION DATE	Accept	Accept	N/A	Accept	N/A	N/A

11 Recommendations

DCUSA Parties

11.1 DCUSA Parties have voted on DCP 426, with the outcome being a decision to accept the Change Proposal and thus the proposed variation to the DCUSA **will** be made accordingly.

12 Attachments

- Attachment 1 – DCP 426 Legal Text
- Attachment 2 – Consolidated Party Votes
- Attachment 3 – DCP 426 Change Proposal Form