




DCUSA Change Report		At what stage is this document in the process?
<h2>DCP 426</h2> <h3>Multiple Party Categories</h3> <p>Date raised: 08/08/2023</p> <p>Proposer Name: Peter Waymont</p> <p>Company Name: Eastern Power Networks</p> <p>Company Category: DNO</p>		01 – Change Proposal
		02 – Consultation
		03 – Change Report
		04 – Change Declaration
<p>Purpose of Change Proposal:</p> <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 is issued in accordance with Clause 11.20 of the DCUSA, and details DCP 426 “Multiple Party Category’ Parties are invited to consider the proposed amendment (Attachment 1) and submit their votes using the Voting form (Attachment 2) to dcusa@electralink.co.uk by 12 October 2023.</p>	
	<p>The voting process for the proposed variation and the timetable of the progression of the Change Proposal (CP) through the DCUSA Change Control Process is set out in this document.</p>	
	<p>If you have any questions about this paper or the DCUSA Change Process, please contact the DCUSA by email to dcusa@electralink.co.uk or telephone 020 7432 3011.</p>	
	<p>Parties Impacted: All parties</p>	
	<p>Impacted Clauses: Section 3 – Clause 57</p>	

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Any questions?

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Timetable

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

Change Proposal timetable

Activity	Date
Initial Assessment Report	16 August 2023
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
Implementation	02 November 2023

1 Executive 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 for Part 2 Matter

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

- 2.1 The Panel recommends that this CP should be issued to Parties for Voting.

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 Solution





- 4.1 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.
- 4.2 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.

5 Relevant Objectives

Assessment Against the DCUSA Objectives

- 5.1 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.
- 5.2 The Proposer considers that the following DCUSA General Objectives are better facilitated by this CP.

	DCUSA General Objectives	Identified impact
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	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

5.3 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.

6 Impacts & Other Considerations

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

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

Impacts Other Codes

6.2 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

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

Environmental Impacts

- 6.4 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

- 6.5 Non-confidential.

7 Legal Text

- 7.1 The proposed DCUSA legal text amendments are contained within Attachment 1 to this Change Report in redlined, tracked changes format. These amendments have been recommended by the Proposer and reviewed by the DCUSA legal advisor.
- 7.2 For ease of reference the proposed legal drafting is also set out below:

Amend clause 57.5 – 57.8 as follows:

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

8 Implementation

8.1 The Proposer recommends that this Change Proposal be implemented in the next scheduled standard DCUSA release. It is noted that this would be 02 November 2023.

9 Recommendations

Panel's Recommendation

9.1 The Panel approved this Change Report on 20 September 2023. The Panel considered that the Proposer has carried out the level of analysis required to enable Parties to understand the impact of the proposed amendment and to vote on DCP 426.

9.2 The Panel have recommended this report be issued for voting and DCUSA Parties should consider whether they wish to submit views regarding this Change Proposal. The voting form acts as Attachment 2 to this Change Report or can be completed via the online voting form which will be available on the following page of the DCUSA website:

- [DCP 426 Multiple Party Categories](#)

10 Attachments

- Attachment 1 - DCP 426 Legal Text
- Attachment 2 – DCP 426 Voting Form
- Attachment 3 - DCP 426 Change Proposal Form