

## DCP 437 Working Group Meeting 04

03 September 2024 at 10:00 - Web-Conference

Attendee	Company
<b>Working Group Members</b>	
Chris Ong [CO]	UKPN
Emma Clark [EC]	SSE
Kara Burke [KB]	NPg
Karl Maryon [KM]	Drax
Monique Pereira [MP]	Indigo
Victoria Burkett [VB]	SSE
Edda Dirks [ED]	SSE
David Wornell [DW]	National Grid
<b>Code Administrator</b>	
Richard Colwill [RC]	Chair
Hannah Proffitt [HP]	Secretariat

### 1. Administration

#### Recording

- 1.1 The Chair asked members if they were comfortable for this meeting to be recorded. No members objected to this request. The purpose of this recording is purely to aid the Technical Secretariat in producing an accurate report of the meeting. The recording will be deleted once the minutes are approved at the end of the next meeting.

#### Apologies

- 1.2 No apologies were received.

## Competition Law Guidance and Terms of Reference

- 1.3 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.

## Minutes of the Previous Meeting

- 1.4 The minutes of the previous meeting were reviewed and approved.

## Action Log

- 1.5 The Action Log can be found in the Appendix.

## 2. Purpose of the Meeting

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- 2.1 The Chair advised that the purpose of the meeting was for the Working Group to review the Draft Change Report and consider next steps.

## 3. Cut-off Date for Ofgem Decision to be Received on CP Impacting a DCUSA Charging Methodology

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- 3.1 The Chair noted that Clause 14 of Section 1C of DCUSA (Change Control) states a cut off date for Ofgem decisions to be received on CPs impacting DCUSA Change Methodology. Any changes affecting these Schedules will need to be approved by Ofgem before the 1<sup>st</sup> of October of that year.
- 3.2 The Chair noted that there are two options to consider with respect to the text in Clause 14, either leave the 3 month notice period as is or to update the text in Clause 14 to state that the cut-off date would be 4 months. If left as is, the three month cut off period moves back a month.
- 3.3 The Proposer of the change noted that the three month window is there to allow changes to be made to the methodology and therefore if Ofgem approve the change they are happy for it to stay at three months. The Working Group agreed.

## 4. Review Draft Change Report

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- 4.1 The Chair presented the Draft Change Report to the Working Group and advised that VB and KB had provided feedback ahead of the meeting.
- 4.2 A summary of the Working Groups decisions are as follows. A version of the Change Report showing all agreed changes is included as Attachment 1.
- Implementation Date – the group agreed for the change to be implemented as soon as possible following receipt of an Ofgem decision.
  - Section 1 – wording updated as per VB and KB suggestions.
  - Section 1.2 – the group agreed for a footnote to be added to RIIO-ED2 including a link.
  - Section 4.4 – the group agreed to remove the last sentence and replace it with ‘For 12-month fixed term contracts there will be no impacts.’.

- Section 4.6 - the group also agreed to remove 4.6 as it was no longer necessary after 4.4 was amended.
- Section 5.9 – the group agreed with KB’s suggested amendment to add clarity.
- Section 6.5 – the group agreed for additional context to be added surrounding why the dual approach was not progressed.
- Section 6.6 – the group agreed for additional information to be added advising that it is only electricity distribution in which 15 months’ notice is applicable. Transmission and gas have much shorter timescales.

4.3 The Working Group discussed the possibility of reducing the voting period from 15 to 10 Working Days to reduce the timeline. One member noted that although this is possible, it is up to Ofgem how long they take with their decision. Another member asked if the Chair could contact the Ofgem representative who attends the DCUSA Panel and state that members would benefit from a fast decision. The Chair agreed.

4.4 The Working Group agreed for the legal text to be updated to remove 19.1.1 (A) and (B) and 19.1.2 (A) and (B). And to add ‘is 13 months’ at the end of 19.1.2.

## 5. Next Steps and Work Plan

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5.1 The next steps were agreed:

- Chair to update the Change Report and issue to members for final review.
- Chair to send legal text to Gowling WLG for legal review.
- Once reviewed by Gowling WLG, Chair will issue the legal text to members.

## 6. Any Other Business

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6.1 No other business was raised.

## Attachments

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- Attachment 1 - DCP 437 Change Report v0.3 Tracked

## New and Open Actions

Action Ref.	Action	Owner	Update
02/02	Chair to ask Gowling about removing unnecessary dates in the legal text when sending for legal review.	RC	<i>Action ongoing.</i> Will ask Gowling during legal review.
02/03	Chair to raise suggestion of a DCUSA housekeeping change internally.	RC	<i>Action ongoing.</i>

## Closed Actions

Action Ref.			Update