

# Distribution Code Consultation Response Proforma

## DCRP/21/05/PC: Distribution Code Compliance

Stakeholders are invited to respond to this consultation, expressing their views or providing any further evidence on any of the matters contained within the consultation document. Stakeholders are invited to supply the rationale for their responses to the set questions.

Please send your responses and comments by **17:00, 7<sup>th</sup> October 2021** to [dcode@energynetworks.org](mailto:dcode@energynetworks.org) and please title your email 'Consultation Response DCRP/21/05/PC Distribution Code Compliance. Please note that any responses received after the deadline may not receive due consideration by the Working Group.

Any queries on the content of the consultation pro-forma should be addressed to DCode Administrator on 020 7706 5105, or to [dcode@energynetworks.org](mailto:dcode@energynetworks.org)

<b>Respondent</b>	Tom Chevalier
<b>Company Name</b>	Power Data Associates Ltd
<b>No. of DCode Stakeholders Represented</b>	Consumers of electricity are DCode stakeholders
<b>Stakeholders represented</b>	Unknown
<b>Role of Respondent</b>	Interest Party
<b>We intend to publish the consultation responses on the DCode website. Do you agree to this response being published on the DCode website? [Y/N]</b>	Yes

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	Question	Response	Secretariate Response
Q1	Do you agree with the general intent of the proposed modification? If not, please explain your views.	<p>No.</p> <p>This proposal seems completely at odd with the existing contractual relationship established through the <a href="#">National Terms of Connection</a> (as published on the ENA website), or a bilateral bespoke agreement. The NTC establishes a contractual relationship between all Distribution Network companies and the system user (consumer/generator). The NTC already give a framework for the removal of the connection if certain issues are not met.</p> <p>The NTC is established as a schedule under <a href="#">DCUSA</a> to which all Distribution companies are already signatories.</p> <p>As is said in the consultation the DCode is a technical code not a commercial code. Adding these changes into the Dcode will result in confusion, ambiguity and conflict for customers and potentially Distributors under the respective Codes that they should be taking “enforcement” action. The NTC already refer to compliance with the Distribution Code, which is defined as “<b>Distribution Code</b>” means the distribution code established pursuant to the Company’s Electricity Distribution Licence;</p> <p>If the NTC are not sufficiently clear in the requirement for compliance, then the</p>	<p>The opinion of the DNOs is that although the contractual arrangements do provide the basic rights to terminate the contract in the event of breach through non-compliance, the remedies of de-energisation or even disconnection could be seen to be disproportionate without further clear guidance for both parties as to the nature of the breach and remedies.</p> <p>The "right" to de-energise technically non-compliant connections already exists, this modification seeks to obligate the DNO to de-energise. The DCode modification does not seek to make changes to bi-lateral contracts, NTC or DCUSA and is intended to focus on detailing the process of communication to be used where the DNO is of the opinion that a technical non-compliance has a material detrimental impact on the network.</p> <p>DCUSA has been reviewed with regards to this modification and its process for disconnection (de-energisation) are considered compatible with this proposal, as is DCUDA’s deferral to Distribution Code where there is a conflict with Section 2A – Distributor to Supplier/Generator Relationships.</p>

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	Question	Response	Secretariate Response
		Distributors are signatories to the DCUSA and can initiate change.  There is no mention of DCUSA in the DCode consultation document.	
Q2	Do you agree that the proposed modifications satisfy the applicable Distribution Code objectives? If not, please explain your concerns.	No	Noted, thank you.
Q3	Do you agree with the process and the timeline associated with it? If not, please explain your concerns.	No	Noted, thank you.
Q4	The implementation date of the Process described is 1st September 2022 and will coincide with the closure of the Accelerated Loss of Mains Change Programme on 31st August 2022. Do you agree with the proposed implementation date of the Process? If not, please explain why.	No	Noted, thank you.
Q5	Do you have any comments on the proposed legal text drafting?	No	Noted, thank you.
Q6	Do you have any other comments?	No	Noted, thank you.

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C o m p l e x i t y o f D i s t r i b u t i o n C i r c u i t s O p e r a t e d a t  
Please provide comments relating to the specific technical content of the proposed modifications<sup>1</sup>  
o r a b o v e 2 2 k V

Page / line No	Clause/ Subclause	Paragraph Figure/ Table	Type of comment (General/ Technical/Editorial)	COMMENTS	Proposed change	OBSERVATIONS OF THE SECRETARIAT on each comment submitted
						See comments above.

<sup>1</sup> Add more rows if required