

CMFTP229 – Abolition of National Consumer Council



CUSC Panel – 25 April 2014

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Background

- The National Consumer Council was abolished on 1st April 2014 by The Public Bodies Order 2014.
- The NCC's functions under the Electricity Act 1989 have been transferred to Citizens Advice and Citizens Advice Scotland.
- The Authority have directed to change the Electricity Transmission licences to replace any reference to 'the National Consumer Council' to 'Citizens Advice' and 'Citizens Advice Scotland'.

Summary of Defect

- This Proposal seeks to address;
 - A factual change and a name listed within the CUSC.
- No material impact on Users

Proposed CUSC Modification

- CMFTP229 seeks to effect the changes required by the Statutory Instrument and the Electricity Transmission Licence.
- It is proposed that a number of changes are made to;
 - CUSC Section 8 - CUSC Modification
 - CUSC Section 11 - Interpretation and Definitions

Proposed Legal text

Insert definition of “Consumer Representative”, “Citizens Advice” and “Citizens Advice Scotland”;

“**Consumer Representative**” means the person appointed by Citizens Advice or Citizens Advice Scotland (or any successor body) representing all categories of customers, appointed in accordance with Paragraph 8.4.2(b)

“**Citizens Advice**” means the National Association of Citizens Advice Bureaux.

“**Citizens Advice Scotland**” means the Scottish Association of Citizens Advice Bureaux.

Proposed Legal text

8.4.2

- (b) The ~~National Consumer Council~~ **Citizens Advice** or the **Citizens Advice Scotland** may appoint one person as a **Panel Member** representing customers by giving notice of such appointment to the **Panel Secretary**, and may remove and re-appoint by notice. *As there is to be only one appointment whichever of **Citizens Advice** or **Citizens Advice Scotland** gives notice of the appointment to the **Panel Secretary** the other shall confirm that it does not intend to exercise its right to appoint.*

Change references to National Consumer Council to include both Citizens Advice and Citizens Advice Scotland.

Justification against Self Governance & Fast Track criteria

Self Governance criteria

- (a) Is unlikely to have a material effect on:*
 - i. Existing or future electricity consumers, and*
 - ii. Competition in the generation, distribution, or supply of electricity or any commercial activities connected with the generation, distribution or supply of electricity; and*
 - iii. The operation of the National Electricity Transmission System; and*
 - iv. Matters relating to sustainable development, safety or security of supply, or the management of market or network emergencies; and*
 - v. The CUSC's governance procedures or the CUSC's modification procedures, and*
- (b) Is unlikely to discriminate between different classes of CUSC Parties.*

Justification against Self Governance & Fast Track criteria

Fast Track criteria

- (c) Is properly a housekeeping modification required as a result of some error or factual change; including but not limited to:*
 - (a) Updating names or addresses listed in the CUSC;***
 - (b) Correcting minor typographical errors*
 - (c) Correcting formatting and consistency errors, such as paragraph numbers or*
 - (d) Updating out of date references to other documents or paragraphs.*

Code Administrator Proposed Progression

- The Panel is asked to agree:
 - whether CMFTP229 should be progressed through Fast Track

If not Fast Track:

- *whether CMFTP229 should progress to either:*
 - *Workgroup*
 - or*
 - *Code Administrator Consultation*
- whether CMFTP229 is exempt from the ongoing SCR

Code Administrator Proposed Progression (if Fast Track agreed)

- The Panel is asked to agree:
 - Whether CMFTP229 should be implemented
 - What date should CMFTP229 be implemented (*Code Administrator recommends 1 Working Day after Objection Window closes – 21 May 2014.*)

Proposed Timetable

28th April 2014	Publish approved CMFTR
20th May 2014	Objection window closes
21st May 2014	Code Administrator implements