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Privacy Sub-Committee (PSC) Meeting 24

10:00 – 14:00, 19 March 2026

PSC_24_1903 – Meeting Headlines

At every meeting, the PSC will review, if required, the outcome for any Other User Privacy Assessments and set an Assurance status for Initial Full User Privacy Assessments (FUPAs) or a Compliance status for Random Sample Privacy Assessments (RSPAs), Privacy Self Assessments (PSA) and subsequent FUPAs.

The PSC set the compliance status for one Full User Privacy Ad Hoc Assessment and One Privacy Self-Assessment Remediation Plan and Directors Letter.

The PSC discussed the following items:

Matters Arising (GREEN)

- PSC Chair introduced Rob Parvin, who will be taking over as Privacy Sub Committee Chair, in due course.
- PSC Chair briefed the PSC on the recent upper tier tribunal decision in DSG Retail Ltd v The Information Commissioner, highlighting potential areas of interest for PSC members to note regarding the impacts on data breach assessment and reporting, and encouraged Members to review related materials.
- PSC Chair provided updates on recent activities and discussions from the Smart Data Steering Group, reporting that the government's smart data strategy release is expected to be delayed until at least September, and that Tech UK has issued a white paper, [How can the energy sector leverage AI to deliver consumer benefits?](#) and is commenting on guidance being drafted by the Department of Business and Technology. Members are encouraged to engage with ongoing lobbying and development efforts.
- SECAS summarised the key discussion points from the Cross Code Steering Group meeting, noting updates on data best practice adoption, alignment of domestic and non-domestic considerations, and Ofgem's encouragement for code adoption.
- PSC Members discussed the open consultation on RECCo's Consumer Consent Solution including sharing insights from the related Engagement Day RECCo hosted on 4th March for those members who were able to attend, and thoughts on how they intend to respond to the consultation. Members were reminded the Consultation response deadline closes on 25th March

Agenda Items

1. Previous Meeting Minutes and Actions Outstanding (CLEAR)

SECAS presented the draft non-confidential and confidential minutes for PSC_23_1902 and the PSC **APPROVED** the minutes as final.

SECAS presented the outstanding actions and the PSC **NOTED** the updates and **AGREED** to close all actions marked as propose to close.

2a. Other User 'V' Privacy Self-Assessment (RED)

The PSC **NOTED** Other User 'V's Privacy Self-Assessment. The PSC **AGREED** the response was proportionate and satisfactory.

2b. Other User 'W' Privacy Self-Assessment (RED)

The PSC **NOTED** Other User 'W's Privacy Self-Assessment. The PSC **AGREED** the response was proportionate and satisfactory.

2c. Other User 'T' Privacy Self-Assessment (RED)

The PSC **NOTED** Other User 'T's Privacy Self-Assessment. The PSC **AGREED** the response was proportionate and satisfactory.

3. In-Flight Assessments, Remediation Plans, Change Notifications and Forward Look (RED)

The PSC **NOTED** an update on current in-flight assessments, ongoing Privacy Change Notifications and the Assessment Forward Look.

4. Privacy Controls Framework (PCF) (GREEN)

SECAS presented the final draft of PCF V2.16 for approval confirming that the outstanding queries and feedback had now been resolved and the remaining housekeeping amendments to correct the references to SEC Panel within the Assessment Process diagrams, had now been completed.

The PSC **NOTED** the final draft of the PCF; and **APPROVED** V2.16 for publication subject to industry consultation in accordance with SEC I2.16.

5. Modifications Update (GREEN)

SECAS presented the PSC with the relevant modifications and provided an update on current and new modifications relevant to the PSC. PSC Members **NOTED** the update and provided feedback.

- [MP218 Review of the SEC Charging Methodology - Smart Energy Code](#)

SECAS reported no updates on MP218 since the last PSC meeting, stating that work with the DCC to develop the modification is ongoing and a more substantive update is expected next time.

- [MP234 Addition of Public Task and Legitimate Interests into the SEC - Smart Energy Code](#)

SECAS described the MP234 consultation process, which closed on 10 March 2026, noting nine responses and a request from Ofgem to obtain the Information Commissioner's Office (ICO) view. The ICO provided informal guidance, leading to the decision to review the Privacy Controls Framework (PCF) for compliance before progressing.

- [MP235 Enhanced Meter Data Access for Other Users - Smart Energy Code](#)

SECAS updated that Preliminary Impact Assessment for MP235 is expected to commence imminently, with business requirements completed and the assessment, aiming for an update at the next PSC.

- [DP307 Extension of MP219 'Accessing Consumption Data on behalf of SEC Parties' concept to section I 1.3 - Smart Energy Code](#)

SECAS confirmed that this Modification is currently being developed, and there were no new updates regarding this Modification since the last PSC meeting. This will be presented at Change Sub-Committee in April to progress into Refinement Stage.

SECAS Provided updates on the outstanding action regarding MP235 and determining whether Export Data should be treated as personal data in line with ICO guidelines, and the impact of this on the SEC. SECAS summarised historic and current discussions on whether export data should be treated as personal data, referencing Ofgem and ICO views.

SECAS presented four new modifications since the last PSC noting these were not believed to be Privacy impacting.

The PSC **NOTED** the update.

6. DESNZ SMEDR Development Update (GREEN)

DESNZ provided an update on the progress of the development of the SMEDR (Smart Energy Data Repository) including a recap of the innovation programme outcomes, the design principles and data scope initiative, noting also the stakeholder engagement process involving DCC, Elexon, REC and SEC which has prompted alignment activities and the initiation of a scoping exercise to address these. PSC Members were encouraged to hear the plans for further engagement regarding alignment for this with Elexon SDR and RECCo CCS, and the intention to complete this within a 4-6 week timeframe.

The PSC **NOTED** the update and provided feedback.

7. Elexon SDR Development Update (CLEAR)

Elexon provided an update on their Smart Data Repository (SDR) Development and presented the design, data flows, legal basis, and governance structure of the SDR. PSC Members raised concerns about clear communication to consumers regarding data access and the risks of third-party misuse; Elexon committed to explicit messaging, ongoing stakeholder engagement, and ensuring that personal data is only processed once the Consumer Consent Solution (CCS) is operational.

The PSC **NOTED** the update and provided feedback.

8. RECCo CCS Update (GREEN)

RECCo provided an update on Consumer Consent Solution (CCS) consultation process, timelines, working group activities, technical and governance design. RECCo confirmed that the CCS consultation is open until 25 March, inviting PSC Members to register interest. The target delivery date for Minimum Marketable Product (MMP) remains unchanged, but this will be confirmed once the consultation responses have been received and reviewed.

The PSC **NOTED** the update and provided feedback.

9. DCC Updates (GREEN)

The DCC provided an update on the adoption of Energy Data Best Practice (EDBP), including Ofgem's new requirements, current data sharing initiatives, and an options appraisal for DCC's future data controller status.

The PSC **NOTED** the update.

10. Privacy Risk Register (GREEN)

SECAS presented the new Risk Register template and agreed next steps.

The PSC **NOTED** the update and **AGREED** next steps.

11. Standing Agenda Items (CLEAR)

SECAS presented the proposed agenda items for the next PSC. Members noted the update and provided some additional suggestions.

12. Any Other Business

The PSC Chair invited members to raise any additional items of business. There was one item of other business raised and the PSC Chair closed the meeting.

For Further information regarding the Privacy Sub-Committee please visit [here](#)

Next Meeting: Thursday 16 April 2026.