



Smart Energy Code

Legal Text:

SECMP0021 - Increase the representation of the “Other SEC Party” category on the SSC and TABASC

This document is classified as **White** in accordance with the Panel Information Policy. Information can be shared with the public and any members may publish the information, subject to copyright.

Set out below is the draft SEC legal text that will deliver the intent of the SECMP0021 proposed solution. The changes have been drafted against SEC Version 5.6.

Add the following definitions to Section A1.1:

<u>Security Sub-Committee (Other SEC Party) Members</u>	<u>has the meaning given to that expression in Section G7.12A (Membership of the Security Sub-Committee).</u>
<u>Technical Architecture and Business Architecture Sub-Committee (Network) Members</u>	<u>has the meaning given to that expression in Section F1.3E (Membership of the Technical Architecture and Business Architecture Sub-Committee).</u>
<u>Technical Architecture and Business Architecture Sub-Committee (Other SEC Party) Members</u>	<u>has the meaning given to that expression in Section F1.3G (Membership of the Technical Architecture and Business Architecture Sub-Committee).</u>
<u>Technical Architecture and Business Architecture Sub-Committee (Supplier) Members</u>	<u>has the meaning given to that expression in Section F1.3C (Membership of the Technical Architecture and Business Architecture Sub-Committee).</u>

SECCB_11_1904_04

SECMP0021 –Final
Modification Report
Attachment A

10th April 2017

Version 1.0

Page 1 of 9

This document has a
classification of **White**

© SECCo 2017



Gemserve

Administered by Gemserve
8 Fenchurch Place, London EC3M 4AJ

SECMP0021 Legal Text

<u>Technical Architecture and Business Architecture Sub-Committee Chair</u>	<u>has the meaning given to that expression in Section F1.3B (Membership of the Technical Architecture and Business Architecture Sub-Committee).</u>
--	--

Amend the heading and sub-heading at the beginning of Section F1 as follows:

F1 TECHNICAL ARCHITECTURE AND BUSINESS ARCHITECTURE SUB-COMMITTEE

Establishment of the Technical Architecture and Business Architecture Sub-Committee

Replace Section F1.3 with the following:

~~F1.3—Membership of the Technical Architecture and Business Architecture Sub-Committee shall be determined by the Panel:~~

- ~~(a)—having regard to the need to provide an appropriate level of technical and business architecture expertise in the matters that are the subject of the Technical Architecture and Business Architecture Sub-Committee’s duties; and~~
- ~~(b)—otherwise in accordance with Section C6.7 (Membership).~~

Membership of the Technical Architecture and Business Architecture Sub-Committee

F1.3 The Technical Architecture and Business Architecture Sub-Committee shall be composed of the following persons (each a “**Technical Architecture and Business Architecture Sub-Committee Member**”):

- (a) the Technical Architecture and Business Architecture Sub-Committee Chair (as further described in Section F1.3B);
- (b) eight Technical Architecture and Business Architecture Sub-Committee (Supplier) Members (as further described in Section F1.3C);

SECCB_11_1904_04
SECMP0021 –Final
Modification Report
Attachment A
10th April 2017

Version 1.0

Page 2 of 9

This document has a
classification of **White**

© SECCo 2017

(c) two Technical Architecture and Business Architecture Sub-Committee (Network) Members (as further described in Section F1.3E); and

(d) four Technical Architecture and Business Architecture Sub-Committee (Other SEC Party) Members (as further described in Section F1.3G).

F1.3A Each Technical Architecture and Business Architecture Sub-Committee Member must be an individual (and cannot be a body corporate, association or partnership). No one person can hold more than one office as a Technical Architecture and Business Architecture Sub-Committee Member at the same time.

F1.3B The “Technical Architecture and Business Architecture Sub-Committee Chair” shall be such person as is (from time to time) appointed to that role by the Panel in accordance with a process designed to ensure that:

(a) the candidate selected is sufficiently independent of any particular Party or class of Parties;

(b) the Technical Architecture and Business Architecture Sub-Committee Chair is appointed for a three-year term (following which he or she can apply to be re-appointed);

(c) the Technical Architecture and Business Architecture Sub-Committee Chair is remunerated at a reasonable rate;

(d) the Technical Architecture and Business Architecture Sub-Committee Chair’s appointment is subject to Section C6.9 (Member Confirmation), and to terms equivalent to Section C4.6 (Removal of Elected Members); and

(e) provision is made for the Technical Architecture and Business Architecture Sub-Committee Chair to continue in office for a reasonable period following the end of his or her term of office in the event of any delay in appointing his or her successor.

F1.3C Each of the eight “Technical Architecture and Business Architecture Sub-Committee (Supplier) Members” shall:

(a) be appointed in accordance with Section F1.3D, subject to compliance by the appointed person with Section C6.9 (Member Confirmation);

SECCB_11_1904_04

SECMP0021 –Final
Modification Report
Attachment A

10th April 2017

Version 1.0

Page 3 of 9

This document has a
classification of **White**

© SECCo 2017

- (b) retire two years after his or her appointment (without prejudice to his or her ability to be nominated for a further term of office); and
- (c) be capable of being removed from office in accordance with Sections C4.5 and C4.6 (Removal of Elected Members), for which purpose those Sections shall be read as if references to “Elected Member” were to “Technical Architecture and Business Architecture Sub-Committee (Supplier) Member”, references to “Panel” were to “Technical Architecture and Business Architecture Sub-Committee ”, references to “Panel Chair” were to “Technical Architecture and Business Architecture Sub-Committee Chair”, and references to “Panel Members” were to “Technical Architecture and Business Architecture Sub-Committee Members”.

F1.3D Each of the eight Technical Architecture and Business Architecture Sub-Committee (Supplier) Members shall be appointed in accordance with a process:

- (a) by which six Technical Architecture and Business Architecture Sub-Committee (Supplier) Members will be elected by Large Supplier Parties, and two Technical Architecture and Business Architecture Sub-Committee (Supplier) Members will be elected by Small Supplier Parties; and
- (b) that is otherwise the same as that by which Elected Members are elected under Sections C4.2 and C4.3 (as if references therein to “Panel” were to “Technical Architecture and Business Architecture Sub-Committee”, references to “Panel Chair” were to “Technical Architecture and Business Architecture Sub-Committee Chair”, references to “Panel Members” were to “Technical Architecture and Business Architecture Sub-Committee Members”, and references to provisions of Section C or D were to the corresponding provisions set out in or applied pursuant to this Section F1.3).

F1.3E Each of the two “Technical Architecture and Business Architecture Sub-Committee (Network) Members” shall:

- (a) be appointed in accordance with Section F1.3F, subject to compliance by the appointed person with Section C6.9 (Member Confirmation);
- (b) retire two years after his or her appointment (without prejudice to his or her ability to be nominated for a further term of office); and

SECCB_11_1904_04

SECMP0021 –Final
Modification Report
Attachment A

10th April 2017

Version 1.0

Page 4 of 9

This document has a
classification of **White**

© SECCo 2017

(c) be capable of being removed from office in accordance with Sections C4.5 and C4.6 (Removal of Elected Members), for which purpose those Sections shall be read as if references to “Elected Member” were to “Technical Architecture and Business Architecture Sub-Committee (Network) Member”, references to “Panel” were to “Technical Architecture and Business Architecture Sub-Committee”, references to “Panel Chair” were to “Technical Architecture and Business Architecture Sub-Committee Chair”, and references to “Panel Members” were to “Technical Architecture and Business Architecture Sub-Committee Members”.

F1.3F Each of the two Technical Architecture and Business Architecture Sub-Committee (Network) Members shall be appointed in accordance with a process:

- (a) by which one Technical Architecture and Business Architecture Sub-Committee (Network) Member will be elected by the Electricity Network Parties and one Technical Architecture and Business Architecture Sub-Committee (Network) Member will be elected by the Gas Network Parties; and
- (b) that is otherwise the same as that by which Elected Members are elected under Sections C4.2 and C4.3 (as if references therein to “Panel” were to “Technical Architecture and Business Architecture Sub-Committee”, references to “Panel Chair” were to “Technical Architecture and Business Architecture Sub-Committee Chair”, references to “Panel Members” were to “Technical Architecture and Business Architecture Sub-Committee Members”, and references to provisions of Section C or D were to the corresponding provisions set out in or applied pursuant to this Section F1.3).

F1.3G Each of the four “**Technical Architecture and Business Architecture Sub-Committee (Other SEC Party) Members**” shall:

- (a) be appointed in accordance with Section F1.3H, subject to compliance by the appointed person with Section C6.9 (Member Confirmation);
- (b) retire two years after his or her appointment (without prejudice to his or her ability to be nominated for a further term of office); and
- (c) be capable of being removed from office in accordance with Sections C4.5 and C4.6 (Removal of Elected Members), for which purpose those Sections

SECCB_11_1904_04
SECMP0021 –Final
Modification Report
Attachment A
10th April 2017

Version 1.0

Page 5 of 9

This document has a
classification of **White**

© SECCo 2017

shall be read as if references to “Elected Member” were to “Technical Architecture and Business Architecture Sub-Committee (Other SEC Party) Member”, references to “Panel” were to “Technical Architecture and Business Architecture Sub-Committee”, references to “Panel Chair” were to “Technical Architecture and Business Architecture Sub-Committee Chair”, and references to “Panel Members” were to “Technical Architecture and Business Architecture Sub-Committee Members”.

F1.3H Each of the four Technical Architecture and Business Architecture Sub-Committee (Other SEC Party) Members shall be appointed in accordance with a process:

- (a) by which the Technical Architecture and Business Architecture Sub-Committee (Other SEC Party) Members will be elected by Other SEC Parties; and
- (b) that is otherwise the same as that by which Elected Members are elected under Sections C4.2 and C4.3 (as if references therein to “Panel” were to “Technical Architecture and Business Architecture Sub-Committee”, references to “Panel Chair” were to “Technical Architecture and Business Architecture Sub-Committee Chair”, references to “Panel Members” were to “Technical Architecture and Business Architecture Sub-Committee Members”, and references to provisions of Section C or D were to the corresponding provisions set out in or applied pursuant to this Section F1.3).

Proceedings of the Technical Architecture and Business Architecture Sub-Committee

F1.3I Without prejudice to the generality of Section C5.13(c) (Attendance by Other Persons) as it applies pursuant to Section F1.3J:

- (a) a representative of the Secretary of State shall be:
 - (i) invited to attend each and every Technical Architecture and Business Architecture Sub-Committee meeting;
 - (ii) entitled to speak at such Technical Architecture and Business Architecture Sub-Committee meetings without the permission of the Technical Architecture and Business Architecture Sub-Committee Chair; and

SECCB_11_1904_04
SECMP0021 –Final
Modification Report
Attachment A
10th April 2017

Version 1.0

Page 6 of 9

This document has a
classification of **White**

© SECCo 2017

(iii) provided with copies of all the agenda and supporting papers available to Technical Architecture and Business Architecture Sub-Committee Members in respect of such meetings;

(b) a representative of the DCC shall be:

(i) invited to attend each and every Technical Architecture and Business Architecture Sub-Committee meeting; and

(ii) entitled to speak at such Technical Architecture and Business Architecture Sub-Committee meetings without the permission of the Technical Architecture and Business Architecture Sub-Committee Chair); and

(c) the Technical Architecture and Business Architecture Sub-Committee Chair shall invite to attend Technical Architecture and Business Architecture Sub-Committee meetings any persons that the Technical Architecture and Business Architecture Sub-Committee determines it appropriate to invite in order to be provided with expert advice on matters relating to the duties set out in Section F1.4.

F1.3J Subject to Section F1.3I, the provisions of Section C5 (Proceedings of the Panel) shall apply to the proceedings of the Technical Architecture and Business Architecture Sub-Committee, for which purpose that Section shall be read as if references to “Panel” were to “Technical Architecture and Business Architecture Sub-Committee”, references to “Panel Chair” were to “Technical Architecture and Business Architecture Sub-Committee Chair”, and references to “Panel Members” were to “Technical Architecture and Business Architecture Sub-Committee Members”.

Amend Section G7.3 as follows:

G7.3 The Security Sub-Committee shall be composed of the following persons (each a “Security Sub-Committee Member”):

(a) the Security Sub-Committee Chair (as further described in Section G7.5);

SECCB_11_1904_04
SECMP0021 –Final
Modification Report
Attachment A
10th April 2017

Version 1.0

Page 7 of 9

This document has a
classification of **White**

© SECCo 2017

- (b) eight Security Sub-Committee (Supplier) Members (as further described in Section G7.6);
- (c) two Security Sub-Committee (Network) Members (as further described in Section G7.8);
- (d) one Security Sub-Committee (Other User) Member (as further described in Section G7.10); ~~and~~
- (e) one representative of the DCC (as further described in Section G7.12); and
- (f) two Security Sub-Committee (Other SEC Party) Members (as further described in Section G7.12A).

Add the following new sections after the end of G7.12:

G7.12A The “Security Sub-Committee (Other SEC Party) Members” shall:

- (a) be appointed in accordance with Section G7.12B, subject to compliance by the appointed person with Section C6.9 (Member Confirmation);
- (b) retire two years after his or her appointment (without prejudice to his or her ability to be nominated for a further term of office); and
- (c) be capable of being removed from office in accordance with Sections C4.5 and C4.6 (Removal of Elected Members), for which purpose those Sections shall be read as if references to “Elected Member” were to “Security Sub-Committee (Other User) Member”, references to “Panel” were to “Security Sub-Committee”, references to “Panel Chair” were to “Security Sub-Committee Chair”, and references to “Panel Members” were to “Security Sub-Committee Members”.

G7.12B The Security Sub-Committee (Other User) Member shall “(subject to Section G7.11A) be appointed in accordance with a process:

SECCB_11_1904_04
SECMP0021 –Final
Modification Report
Attachment A
10th April 2017
Version 1.0
Page 8 of 9
This document has a
classification of White
© SECCo 2017

- (a) by which the two Other SEC Party members will be elected by Other SEC Parties; and
- (b) that is otherwise the same as that by which Elected Members are elected under Sections C4.2 and C4.3 (as if references therein to “Panel” were to “Security Sub-Committee”, references to “Panel Chair” were to “Security Sub-Committee Chair”, references to “Panel Members” were to “Security Sub-Committee Members”, and references to provisions of Section C or D were to the corresponding provisions set out in or applied pursuant to this Section G7).