

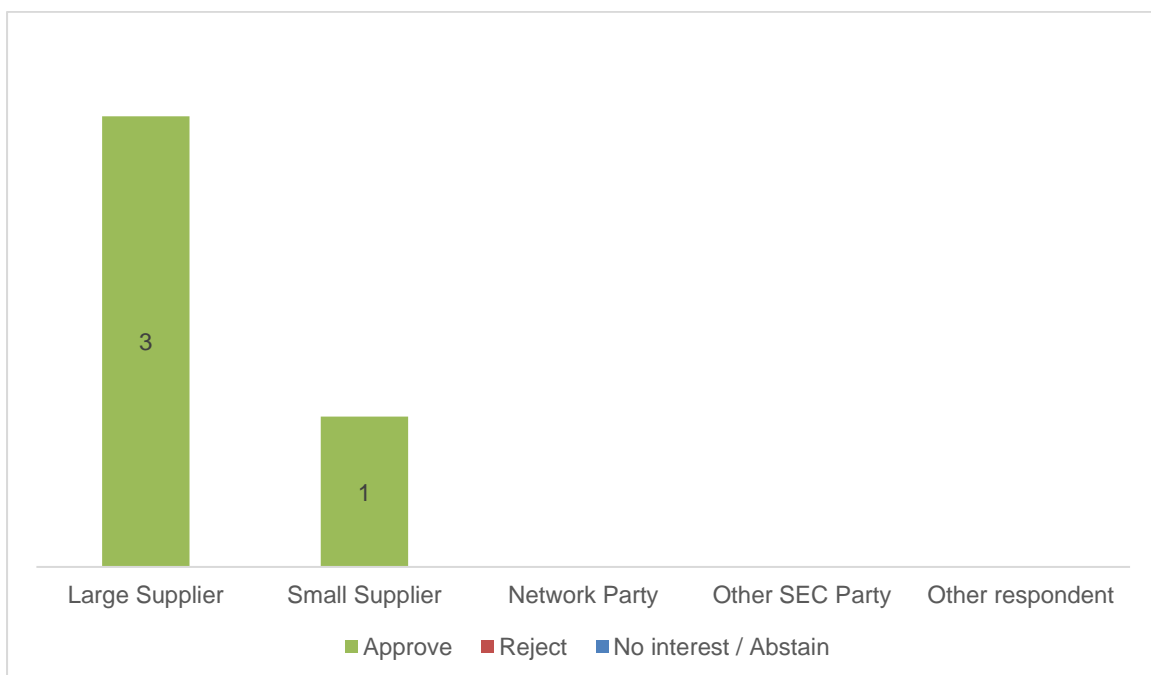
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# SECMP0069 ‘EU Exit Changes’ Modification Report Consultation responses

## About this document

This document contains the full non-confidential collated responses received to the SECMP0069 Modification Report Consultation.

## Summary of responses



## Question 1: Do you believe that SECMP0069 should be approved?

Question 1			
Respondent	Category	Response	Rationale
EDF Energy	Large Supplier	Approve	We agree that the proposed solution better facilitates SEC Objective (g) as it ensures that the references in the SEC reflect the appropriate legal framework.
Smartest Energy Limited	Small Supplier	Approve	This modification would better facilitate SEC Objective (g), by allowing any references to EU Law in the SEC to be removed/changed to keep in line with UK Law.
Npower	Large Supplier	Support	We believe this modification will achieve the requirements needed to amend the SEC bringing it in line with UK Law. Therefore it will fulfil SEC objective 7, to facilitate the efficient and transparent administration and implementation of the code.
British Gas	Large Supplier	Approve	If the UK exits the European Union under a 'no-deal' arrangement then these changes will be necessary to correct references to applicable law. The implementation date may well therefore depend on the timing, and decision, on the UK's withdrawal from the EU. Implementation, if required, would therefore better facilitate relevant objective (g) of the SEC.

## Question 2: Please provide any further comments you may have

Question 2		
Respondent	Category	Comments

The following was brought to our attention:

Further to SECMP0069, we note that there is an additional reference to Europe in the SEC (Section I1.7(g)) which is not covered by the mod proposal. The Panel may wish to consider this paragraph as part of the proposal to ensure that it fully meets Ofgem's request to prepare amendments for the Code in the event of a no deal EU exit.

Para I1.7(g) currently reads '*not transfer or Process that Personal Data outside the European Economic Area*'.

It may be helpful to note that Ofgem has carried out an analysis of the corresponding section of the DCC Licence and [consulted](#) on proposed amendments to cover the event of a no-deal scenario. The relevant proposed change for LC8.4 is – “(e) *data processed by the Licensee for the purposes of the Authorised Business is not held outside the United Kingdom and/or the European Economic Area*”. A similar approach may be appropriate for the SEC and would align it with the proposed text for the DCC Licence.