

CROSS SECTOR	
REFERENCE NUMBER:	CATEGORY: LICENCE CONDITION - Amendment
LICENCE CONDITION NUMBER: <i>(if relevant):</i>	SLC B23 (ET Licence) SSC A55 (GT Licence)
TITLE:	Data Assurance Requirements
RELEVANT LICENCE CONSULTATION QUESTIONS <i>(if any):</i>	
RELEVANT ISSUES LOG:	
POLICY ISSUES	
<ul style="list-style-type: none"> Data Assurance Guidance 	<ul style="list-style-type: none"> The Data Assurance Guidance needs to be seen by licensees as soon as possible in order that the obligations of this condition can be fully assessed and understood. The consultation document indicates that the DAG is expected to be published in December 2020. We would welcome sight of the DAG as soon as possible and in any event no later than the date of publication of the statutory consultation on the licence modifications giving effect to the Final Determinations.
DRAFTING ISSUES	
<ul style="list-style-type: none"> Definitions Part A previous paragraph 4 Part B paragraph 9 Part C paragraph 14(b) 	<ul style="list-style-type: none"> In line with our response to consultation question 1, the “Data Assurance Guidance” should not be termed guidance when it is a document with which the licensee is obliged to comply. We also note that Part E in Standard Condition B23 (ET Licence) and in Standard Special Condition A55 (GT Licence) do not contain a definition of “Data Assurance Guidance”. We would reiterate again our views provided via the LDWG and Issues Logs that equivalent drafting to that which is set out in paragraph 4 of the current ET and GT Licence should be reinstated. This ensures that where data is provided by a licensee under other licence conditions, which themselves provide for a different level of accuracy and/or reliability, the data will be treated as meeting the requirements of Standard Licence Condition B23 or Standard Special Condition A55 (as appropriate), ensuring the licensee is not found to have breached its Data Assurance obligations whilst complying with any specific licence requirements relating to the particular data in question. In the absence of any different requirements as to accuracy and/or reliability being set out, the requirements of this Licence Condition will prevail. We do not agree with the justification that Ofgem has provided in the Issues Logs for the removal of this drafting and would ask they consider again reinstating it.

	<ul style="list-style-type: none"> We note in the Issues Log that Ofgem agreed to reverse the change from “must” to “will” in the first line, which was confirmed not to be a change in substance. We note that this change has not been made and ask for it to be included as per the Issues Log response. Please therefore revert to the original drafting as follows: “The provisions of the Data Assurance Guidance must not exceed...”. We consider that Part C paragraph 14(b) should be amended as follows “that, if it <u>where it</u> refers to a person nominated by the Authority...”.
FINANCE ISSUES	
SUPPORTING INFORMATION	
OFGEM ENGAGEMENT:	