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Dear Sirs,

URN 12D/406 – SEC DRAFT LEGAL TEXT CONSULTATION

The MRA Executive Committee (MEC) is pleased to provide this letter in respect of the draft legal text of the Stage 1 SEC provided with the Government response published on 8th November 2012. MEC is providing this letter as a formal response to the consultation (reference URN 12D/406) as well as a request to the SMIP to meet with the MRA Code Administrator in order that a clear way forward on the matters noted below can be progressed at the earliest opportunity.

MEC welcomes sight of the substantive SEC draft provided under cover of the SMIP consultation and affirms its support to joint working with the SEC Panel to secure Code co-ordination. It is apparent that there are matters of joint interest between the SEC and the MRA, which clearly will be best managed through collaborative liaison between the respective Code's governance executives.

Whilst it is not intended to provide comment on specific legal text in this response, MEC does wish to highlight to the SMIP some matters of concern regarding the SEC content and the MRA. These are summarised in the following table for information. However, the key matter that MEC recommends to the SMIP is early engagement with the MRA and SEC in order to achieve a mutual understanding of the issues and a way forward to ensure these are progressed effectively so that MRA and SEC parties alike have clarity and certainty in the required change management.

SEC matter	MRA matter	Issue(s) in SEC Stage 1 draft	Clarification Area
Section E Registration Data	Part IV Registration Services	Duplication of requirement to provide Registration information to the DCC in the MRA [27.10 & 27.11] and SEC E2.1. Inconsistency in the Electricity Registration Data listed in SEC E2.1 and the MRA [27.10 & 27.11]	Dual governance removed and signposting substituted, as applicable. (The MRA Consequential Changes for Registration progressed at the request of SMRG WG4 (MRA CP0199 refers) embody the requirements to provide relevant Registration data updates to the DCC and to receive the DCC information directly from the DCC.)

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Section E Registration Data	Schedule 3 MRA Event Log Data Transfer Catalogue (DTC) SECBP[TBC]	Provision of [SEC E.2] Registration data in a format in accordance with SECBP[TBC]	The MRA Event log specifies a defined D flow format (MRA Consequential Changes for Registration DTC CP 3362 refers)
Section L Transition	Part IV Registration Services	L1.4(a) limits the registration information to be provided to the DCC by the electricity Network Operators <ul style="list-style-type: none"> • Effective from SEC Commencement – prior to the implementation of the associated MRA changes (November 2103) • Will include all MPANs (i.e. domestic and non-domestic, with no breakdown) 	The MRA changes are not effective until November 2013, and this requirement pre-dates that implementation. Network Operator's would need to provide this information in advance of system readiness to produce the DCC's information – in effect there will be two changes: one at SEC Commencement and one when the MRA changes are implemented. MEC wish to make the programme aware that a monthly report of all MPANs, by Supplier already exists under the MRA and is used for charging purposes by the MRA, BSC and DTSA. There would be merit in the Programme considering the use of that report during the early stages of Transition as it is guaranteed to be available and may mitigate early issues for the DCC in receiving multiple data files from 19 electricity Network Operators. This report may also be of use to the SECCO and/or the SEC Panel. MEC have therefore instructed the MRA Secretariat to contact the Programme lead for the SEC to discuss this option.
Section L Transition	Part IV Registration Services	The L1.4(c) requirement to provide a month end position on the first Working Day of the following month.	Information required under SEC L1.4(a) needs to have crystallised in the electricity Registration Systems – it may not always be possible to show a final position for month end by the first Working Day of the next month. It would be useful if the purpose of this information provision was clarified - there are existing reports sourced from MPAS

MRA

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			and used across the electricity sector which may be of use for the Transition period, and the benefits of this merit consideration – for the DCC as well as SEC parties impacted by L1.4
Section L Transition	Part IV Registration	SoS designation of full effect of Sections E2.1 and MEC direction to MRA parties to implement the provisions of Clauses 24.22 and 27.10	Consistency between relevant SoS and MEC directions
Provisions included within the SEC Stage 1 designated by the SoS which will be 'switched off' until a future [TBC] date	As relevant	Managing any associated consequential changes to other industry codes impacted by the SEC provisions being 'switched on' 'asynchronously' from the SoS designation date of SEC Stage 1, and provisions contained therein may be deployed throughout subsequent stages of the SEC.	Establishment of joint-code engagement and working as a critical aspect from the designation of SEC Stage 1 in order to manage the changes across the suite of industry codes in a cohesive manner consistent with the effective date of any pending/dormant SEC Stage 1 provisions. Also a matter for subsequent SEC stages, where any provisions will be implemented for a date asynchronous to SoS designation of the applicable SEC stage.

High level summary of issues for clarification

MEC is seeking a dialogue with the SMIP regarding the above issues at the earliest in order that clarification on the way forward can be provided to MRA parties. In this regard, MEC is aware that the SMIP workgroup SMRG WG4 has indicated that ongoing support from MEC is required throughout the SEC development stages. However, MEC is of the view that the issues noted in this letter should be pursued as discrete matters, which may be through the SMRG WG4 Chair or the SEC workstream lead, and any consequent actions can be assessed dependent on the outcomes of this meeting.

MEC looks forward to hearing from the SMIP regarding the matters raised in this letter, and confirms that contact in the first instance should be made to

Yours faithfully,