

To: All holders of an electricity supply licence

**Electricity Act 1989
Section 11A(2)**

**Notice of statutory consultation on a proposal to modify the standard conditions
of all electricity supply licences**

1. The Gas and Electricity Markets Authority ('the Authority')¹ proposes to modify the standard conditions of all electricity supply licences granted or treated as granted under S6(1)(d) of the Electricity Act 1989 by amending Standard Licence Condition 47: Smart Metering – Matters Relating to Obtaining and Using Consumption Data (SLC 47) which sets out the data sharing framework for domestic and microbusiness customers.
2. The proposed modifications are set out in Schedule 1 to this Notice. The policy decisions to be transposed into the proposed amended electricity supply SLC 47 are summarised below. They only relate to data collected for settlement and the associated purposes explained below, and will have no effect on consumers' rights regarding data collection for other purposes, such as marketing. We remind stakeholders of the need to ensure compliance with the requirements of the UK General Data Protection Regulation (UK GDPR) when processing personal data.
3. We are proposing these modifications because, as set out in our Full Business Case², the collection of granular consumption data for settlement purposes is necessary to implement the decision to introduce MHHS. As set out in that document and in our decision document on access to data for settlement purposes³, we also consider it necessary that where data is to be used to calculate settlement liabilities for a company, they should also be permitted to use it for forecasting their liabilities and to ensure their business is ready for operation under the new system ("business readiness").
4. The effect of this proposed modification would be to amend the smart meter data sharing framework to include settlement and associated settlement-related purposes, ie forecasting and business readiness, for domestic and microbusiness customers, to whom SLC 47 applies.

¹ The terms "the Authority", "we" and "us" are used interchangeably in this document.

² See [Electricity Retail Market-wide Half-hourly Settlement: Decision and Full Business Case](#), April 2021.

³ See [Decision for access to half-hourly electricity data for settlement purposes](#), June 2019.

5. There will be a legal obligation on the supplier, who is also the party responsible for settlement, to collect a particular granularity of data for settlement purposes, depending on the specific framework that applies to that particular category of consumer. The licensee will then also be permitted to use that data collected for settlement for associated purposes, specifically forecasting and business readiness.
6. A more detailed description of the reasons for, and effects of, these proposed licence modifications can be found in the decision document on data access for settlement purposes and in the statutory consultation document that accompanies this Notice.
7. A copy of the proposed modification/modifications and other documents referred to in this Notice have been published on our website (www.ofgem.gov.uk).
8. We normally publish all responses on our website. However, if you do not wish your response to be made public then please clearly mark it as not for publication.
9. Responses should be submitted in an electronic form so that they can be placed easily on our website. Please send your response to halfhourlysettlement@ofgem.gov.uk. All representations with respect to the proposed licence modifications must be made on or before **5pm on 6 June 2022**.
10. If we decide to make the proposed modifications, they will take effect not less than 56 days after the decision is published.



.....

Rachel Clark
Deputy Director, Retail

Duly authorised on behalf of the
Gas and Electricity Markets Authority

6 May 2022

Schedule 1 – Draft of proposed modifications to the standard conditions (SLCs) of all electricity supply licences

These are the proposed changes against the up to date version of the consolidated licence conditions available on our website at the time of publishing, the definitive sources for which (not including the changes proposed in this consultation) are available on the Electronic Public Register.⁴

We have included the sections of the electricity supply licence SLCs we have proposed to remove or amend below. Deletions are shown in ~~strike-through~~ and new text is double underlined. We have only shown those licence conditions where modifications are proposed.

Condition 47: Smart Metering - Matters Relating To Obtaining and Using Consumption Data

Application

47.1 Part A of this condition applies only in respect of each Domestic Premises (the **relevant premises**):

- (a) to which electricity is supplied through an Electricity Meter which forms part of a Smart Metering System; or
- (b) to which electricity is supplied through a Remote Access Meter; and
- (c) in respect of which the quantity of electricity supplied is measured by that Electricity Meter.

47.2 Part B of this condition applies only in respect of each Designated Premises at which the Customer is a Micro Business Consumer (the **micro business premises**):

- (a) to which electricity is supplied through an Electricity Meter which forms part of a Smart Metering System; or
- (b) to which electricity is supplied through a Remote Access Meter; and
- (c) in respect of which the quantity of electricity supplied is measured by that Electricity Meter.

47.3 Part C of this condition applies only in respect of each Domestic Premises or Designated Premises:

- (a) from which electricity is exported; and
- (b) in respect of which the quantity of electricity exported is measured by an Export Meter registered for the purposes of Settlement.

MHHS Data Access Framework Timing

⁴ See the [Electronic Public Register](#).

47.4 The following timing applies in respect of the following paragraphs concerning the obtaining and use of Electricity Consumption Data and Electricity Export Data for Settlement Purposes:

(a) the licensee must obtain data and use it in accordance with paragraphs 47.24, 47.38 and 47.42 from the date on which the relevant Electricity Meter is migrated into the Market-wide Half-Hourly Settlement System;

(b) the licensee may obtain data and use it in accordance with paragraphs 47.25, 47.39 and 47.43 from 01 October 2023 (or such earlier or later date as the Authority may publish in Writing, and on the basis that the Authority may publish different dates for different categories of Customer and/or for different categories of Electricity Meter); and

(c) the date(s) referred to in paragraph 47.4(b) will be known as the MHHS Data Access Commencement Date(s) (MDACD).

Provision of Information

47.5 In relation to paragraphs 47.16, 47.19, 47.22, 47.33 and 47.36, the licensee must provide to the Customer at the premises prior Notice setting out clear and accurate information, which does not mislead the Customer, explaining:

(a) the choices they have regarding the licensee obtaining their Electricity Consumption Data for Settlement Purposes; and

(b) the benefits of the licensee obtaining their Electricity Consumption Data for Settlement Purposes.

PART A. APPLICATION TO RELEVANT PREMISES

Prohibition on obtaining consumption data

~~47.3~~ 47.6 Subject to paragraphs ~~47.4~~ 47.7, and ~~47.107~~, 47.16 and 47.19, the licensee must not, in respect of any relevant premises, obtain any Electricity Consumption Data which relates to a period of less than one month.

Exception to Prohibition - Obtaining Electricity Consumption Data for periods of less than one month

~~47.4~~ 47.7 Paragraph ~~47.36~~ does not apply where:

(a) the Electricity Consumption Data that is obtained relates to a period of less than one month but not less than one day; and

(b) the requirements of either paragraph ~~47.58~~ or ~~47.69~~ are satisfied.

~~47.8~~ 47.5 The requirements of this paragraph are that:

(a) the licensee has given Notice to the Domestic Customer at the relevant premises informing the Domestic Customer:

(i) that the licensee intends to obtain Electricity Consumption Data which relates to any one or more periods of a length referred to in paragraph ~~47.4~~47.7(a);

(ii) of the purposes (which purposes must not include Marketing) for which the licensee may use that Electricity Consumption Data; and

(iii) that the Domestic Customer may at any time object to the licensee obtaining that Electricity Consumption Data and of the process by which he may do so; and

(b) the Domestic Customer has either:

(i) given explicit consent to the licensee obtaining that Electricity Consumption Data for the purposes set out in the Notice (and such consent has not been withdrawn); or

(ii) after at least seven days have elapsed from the date on which the Notice was given to ~~them~~ him, not objected to the licensee obtaining that Electricity Consumption Data for the purposes set out in the Notice.

~~47.6~~ 47.9 The requirements of this paragraph are that one of the following applies:

(a) the licensee has reasonable grounds to suspect that there is an occurrence of theft or abstraction of electricity at the relevant premises, and it obtains Electricity Consumption Data which relates to any one or more periods of a length referred to in paragraph ~~47.4(a)~~ 47.7(a) only for the purposes of investigating that suspected theft or abstraction;

(b) the licensee obtains Electricity Consumption Data which relates to a single period of a length referred to in paragraph ~~47.4(a)~~ 47.7(a) only for the purposes of:

(i) verifying the quantity of electricity supplied to the relevant premises since the last date in respect of which the licensee obtained Electricity Consumption Data that was used for the purposes of sending a Bill or statement of account to the Domestic Customer (the **Billing Date**); and

(ii) calculating and sending an accurate and up to date Bill or statement of account (including a final Bill or statement of account) to the Domestic Customer in respect of the Charges for the Supply of Electricity to the relevant premises since the Billing Date;

(c) the licensee obtains Electricity Consumption Data which relates to any one or more periods of a length referred to in paragraph ~~47.4~~47.7(a) only for the purposes of responding to an enquiry from or a complaint made by, or on behalf of, the Domestic Customer at the relevant premises and relating to the supply of electricity by the licensee to the relevant premises;

(d) the licensee obtains Electricity Consumption Data which relates to any one or more periods of a length referred to in paragraph ~~47.4~~47.7(a), only following receipt of a request of the type referred to in, and for the purposes of complying with the requirements of, paragraph 51.4(b) of standard condition 51 (Smart Metering – Customer Access to Consumption Data); or

(e) the Electricity Meter forming part of the Smart Metering System or Remote Access Meter at the relevant premises is a Prepayment Meter, and the Electricity Consumption Data:

(i) is obtained only by virtue of the Remote Access Meter or Smart Metering System registering an advance payment made by the Domestic Customer through that Prepayment Meter; and

(ii) relates to a single period of a length referred to in paragraph 47.47(a) which corresponds to the period since the previous advance payment made by the Domestic Customer through that Prepayment Meter.

Exception to Prohibition — Obtaining Electricity Consumption Data for periods of less than a day

~~47.7~~ 47.10 Paragraph ~~47.63~~ does not apply where:

(a) the Electricity Consumption Data that is obtained relates to a period of less than one day; and

(b) the requirements of either paragraph ~~47.811~~ or ~~47.912~~ are satisfied.

~~47.8~~ 47.11 The requirements of this paragraph are that:

(a) the licensee has given Notice to the Domestic Customer at the relevant premises informing the Domestic Customer:

(i) that the licensee intends to obtain Electricity Consumption Data which relates to any one or more periods of less than one day;

(ii) of the purposes for which the licensee may use that Electricity Consumption Data;

(iii) that the licensee requires the Domestic Customer's consent to obtain that Electricity Consumption Data; and

(iv) that where the Domestic Customer gives consent he may withdraw it at any time and of the process by which he may do so; and

(b) the Domestic Customer has given their ~~his~~ explicit consent to the licensee obtaining that Electricity Consumption Data for the purposes set out in the Notice and such consent has not been withdrawn.

~~47.9~~ 47.12 The requirements of this paragraph are that:

(a) where:

(i) there is a Remote Access Meter and the Authority has approved the Trial; or

(ii) the Electricity Meter forms part of a Smart Metering System and the Secretary of State has approved ~~(the Trial)~~; and

(b) the relevant premises fall within that category;

(c) the licensee has given at least 14 days advance Notice to the Domestic Customer at the relevant premises informing the Domestic Customer:

- (i) of the nature and purpose of the Trial;
- (ii) that he may at any time object to being included in the Trial;
- (iii) of the process by which the Domestic Customer may object; and

(d) the Domestic Customer has not objected to being included in the Trial.

Prohibition on use of Electricity Consumption Data obtained under paragraph 47.7 or 47.10

~~47.10~~ 47.13 Subject to paragraph ~~47.11~~14, the licensee must not use Electricity Consumption Data obtained under paragraph 47.7 or 47.10 in respect of any relevant premises other than for any of the following purposes:

- (a) calculating and sending a Bill or a statement of account to the Domestic Customer;
- (b) complying with a relevant condition or a relevant requirement;
- (c) where the requirements of paragraph ~~47.8~~5 are satisfied, the purpose set out in the Notice given to the Domestic Customer under paragraph ~~47.8~~5(a);
- (d) where any of the requirements of paragraph ~~47.9~~6 are satisfied, the purpose for which the data was obtained in accordance with paragraph ~~47.9~~6;
- (e) where the requirements of paragraph ~~47.8~~11 are satisfied, the purpose set out in the Notice given to the Domestic Customer under paragraph ~~47.8~~11(a);
- (f) where the requirements of paragraph ~~47.9~~12 are satisfied, the purpose of the Trial.

Exception to prohibition on use of Electricity Consumption Data obtained under paragraph 47.7 or 47.10

~~47.11~~ 47.14 The licensee may use Electricity Consumption Data obtained under paragraph 47.7 or 47.10 for purposes other than the purposes specified in paragraph ~~47.13~~0 where:

- (a) it has given at least seven days advance Notice informing the Domestic Customer that it intends to use Electricity Consumption Data for the purposes specified in the Notice; and
- (b) the requirements of paragraph ~~47.15~~2 are satisfied.

~~47.12~~ 47.15 The requirements of this paragraph are that:

- (a) where the Electricity Consumption Data relates to any period of less than one day, the Domestic Customer has given explicit consent for that Electricity Consumption Data to be used for the purposes specified in the Notice;
- (b) where the Notice given under paragraph ~~47.11~~14(a) specifies that the licensee intends to use Electricity Consumption Data for Marketing, the

Domestic Customer has given explicit consent for the Electricity Consumption Data to be used for Marketing; and

(c) in all other cases, the Domestic Customer has not objected to the Electricity Consumption Data being used for the purposes specified in the Notice.

Exception to prohibition in paragraph 47.6 - Obtaining half-hourly Electricity Consumption Data for Settlement Purposes

47.16 Paragraph 47.6 does not apply and the licensee must obtain Electricity Consumption Data relating to half-hourly periods for Settlement Purposes, if the requirements of paragraph 47.17 or 47.18 are met.

47.17 The requirements of this paragraph are that:

(a) the Domestic Customer is a New System Customer; and

(b) the Domestic Customer has, after at least seven days have elapsed from the date on which the Notice was given to them, not objected to the licensee obtaining Electricity Consumption Data relating to half-hourly periods for Settlement Purposes (subject to paragraph 47.26(a)).

47.18 The requirements of this paragraph are that:

(a) the Domestic Customer is an Old System Customer; and

(b) the Domestic Customer has given explicit consent to the licensee obtaining Electricity Consumption Data relating to half-hourly periods for Settlement Purposes, and such consent has not been withdrawn (subject to paragraph 47.26(a)).

Exception to prohibition in paragraph 47.6 - Obtaining daily Electricity Consumption Data for Settlement Purposes

47.19 Paragraph 47.6 does not apply and the licensee must obtain Electricity Consumption Data relating to daily periods for Settlement Purposes, if the requirements of paragraphs 47.20 or 47.21 are met.

47.20 The requirements of this paragraph are that:

(a) the Domestic Customer is a New System Customer; and

(b) the Domestic Customer has objected to the licensee obtaining Electricity Consumption Data relating to half-hourly periods for Settlement Purposes (subject to paragraph 47.26(a)).

47.21 The requirements of this paragraph are that:

(a) the Domestic Customer is an Old System Customer; and

(b) the Domestic Customer has neither (i) given their explicit consent to the licensee obtaining Electricity Consumption Data relating to half-hourly periods for Settlement Purposes; nor (ii) after at least seven days have elapsed from the date on which the Notice was given to them, objected to the licensee obtaining Electricity Consumption Data relating to daily periods for Settlement Purposes.

Obtaining monthly Electricity Consumption Data for Settlement Purposes

47.22 The licensee must obtain Electricity Consumption Data relating to monthly periods for Settlement Purposes, if the requirements of paragraph 47.23 are met.

47.23 The requirements of this paragraph are that:

(a) the Domestic Customer is an Old System Customer; and

(b) the Domestic Customer has objected to the licensee obtaining Electricity Consumption Data relating to daily periods for Settlement Purposes.

Use of Electricity Consumption Data obtained for Settlement Purposes

47.24 The licensee must submit for use in Settlement the Electricity Consumption Data obtained in respect of the relevant premises pursuant to paragraphs 47.16, 47.19 and 47.22.

47.25 The licensee may also use Electricity Consumption Data obtained in respect of the relevant premises pursuant to paragraphs 47.16, 47.19 and 47.22 for either or both of the following purposes:

(a) Forecasting; and/or

(b) MHHS Business Readiness.

47.26 The following applies in respect of the relationship between obtaining half-hourly Electricity Consumption Data for Settlement Purposes, and for the purposes of calculating Charges:

(a) a Domestic Customer who has agreed a Tariff whereby the Charges are calculated by reference to Electricity Consumption Data relating to half-hourly periods may not object or withdraw their consent to the licensee obtaining Electricity Consumption Data relating to half-hourly periods for Settlement Purposes; and

(b) a Domestic Customer who has not agreed a Tariff whereby the Charges are calculated by reference to Electricity Consumption Data relating to half-hourly periods may still separately consent or not object to the licensee obtaining Electricity Consumption Data relating to half-hourly or daily periods for Settlement Purposes.

Maintaining records and informing customers

~~47.13~~ 47.27 The licensee must, in respect of each of its Domestic Customers at relevant premises, at all times maintain an accurate and up to date record of:

(a) the date of any Notice sent to the Domestic Customer under this condition and of the information contained in it;

(b) the nature of the Domestic Customer's response (if any) to that Notice;

(c) the time periods (by reference to length) in relation to which the licensee obtains or may obtain Electricity Consumption Data; and

(d) where the licensee obtains Electricity Consumption Data by virtue of the requirements of paragraph 47.69(a) a statement setting out the reasons why such requirements are satisfied in the circumstances of the case.

~~47.14~~ 47.28 The licensee must, in accordance with paragraph 47.29~~15~~, inform the Domestic Customer in Writing of:

(a) the time periods (by reference to length) in relation to which the licensee obtains or may obtain Electricity Consumption Data;

(b) the purposes for which that Electricity Consumption Data is, or may be, used by the licensee; and

(c) where any of the time periods is of less than one month, the Domestic Customer's right, if any, to object or withdraw consent (as the case may be) to the licensee obtaining or using (as the case may be) that Electricity Consumption Data.

~~47.15~~ 47.29 The licensee shall inform the Domestic Customer of the matters set out in paragraph 47.28~~14~~:

(a) where it installs or arranges for the installation of the Remote Access Meter or Smart Metering System at the Domestic Premises, on, or at any time during the 14 days prior to, the date of installation or as soon as reasonably practicable after the date of installation; and

(b) in all cases, at such intervals as are determined appropriate by the licensee for the purposes of ensuring that the Domestic Customer is regularly updated of such matters.

PART B. MICRO BUSINESS PREMISES

Prohibition on obtaining Electricity Consumption Data

~~47.16~~ 47.30 Subject to paragraphs ~~47.31~~17 and ~~47.17~~33, the licensee must not, in respect of any micro business premises, obtain any Electricity Consumption Data which relates to a period of less than one month.

Exception to prohibition on obtaining Electricity Consumption Data

~~47.17~~ 47.31 Paragraph 47.30~~16~~ does not apply where the requirements of paragraphs ~~47.17A~~31A or ~~47.17B~~31B are satisfied.

~~47.17A~~ 47.31A The requirements of this paragraph are:

(a) the licensee has given at least seven days advance Notice to the Micro Business Consumer at the micro business premises informing the Micro Business Consumer:

(i) that the licensee intends to obtain Electricity Consumption Data which relates to any one or more periods of less than one month;

(ii) of the purposes for which the licensee may use that Electricity Consumption Data; and

(iii) that the Micro Business Consumer may at any time object to the licensee obtaining that Electricity Consumption Data and of the process by which he may do so; and

(b) (i) the Micro Business Consumer has not objected to the licensee obtaining that Electricity Consumption Data for the purposes set out in the Notice; or

(ii) the Micro Business Consumer has objected to the licensee obtaining Electricity Consumption data, which relates to any one or more periods of less than one month and the licensee is unable to remotely configure the Remote Access Meter to prevent that Electricity Consumption Data being automatically sent to the licensee or a third party, but as soon as reasonably practicable the licensee:

(1) takes all reasonable steps to prevent the third party passing that Electricity Consumption Data to the licensee or any other third party;

(2) takes all reasonable steps to ensure the third party permanently erases that Electricity Consumption Data; and

(3) permanently erases any of that Electricity Consumption Data it has obtained.

47.3117B The requirements of this paragraph are that the Electricity Consumption Data that is obtained relates to a period of less than one month but not less than one day, and that one of the following applies:

(a) the licensee has reasonable grounds to suspect that there is an occurrence of theft or abstraction of electricity at the micro business premises, and it obtains Electricity Consumption Data which relates to any one or more periods of a length referred to in this paragraph 47.17B31B only for the purposes of investigating that suspected theft or abstraction;

(b) the licensee obtains Electricity Consumption Data which relates to a single period of a length referred to in this paragraph 47.17B31B only for the purposes of:

(i) verifying the quantity of electricity supplied to the micro business premises since the last date in respect of which the licensee obtained Electricity Consumption Data that was used for the purposes of sending a Bill or a statement of account to the Micro Business Consumer (the **Billing Date**); and

(ii) calculating and sending an accurate and up to date Bill or statement of account (including a final Bill or statement of account) to the Micro Business Consumer in respect of the Charges for the Supply of Electricity to the micro business premises since the Billing Date;

(c) the licensee obtains Electricity Consumption Data which relates to any one or more periods of a length referred to in this paragraph ~~47.17B31B~~ only for the purposes of responding to an enquiry from or a complaint made by, or on behalf of, the Micro Business Consumer at the micro business premises and relating to the supply of electricity by the licensee to the micro business premises;

(d) the licensee obtains Electricity Consumption Data which relates to any one or more periods of a length referred to in this paragraph ~~47.17B31B~~ only following receipt of a request of the type referred to in, and for the purposes of complying with the requirement of, paragraph 51.12 of standard condition 51 (Smart Metering – Customer Access to Consumption Data); or

(e) the Electricity Meter forming part of the Smart Metering System or Remote Access Meter at the micro business premises is a Prepayment Meter, and the Electricity Consumption Data:

(i) is obtained only by virtue of the Remote Access Meter or Smart Metering System registering an advance payment made by the Micro Business Consumer through that Prepayment Meter; and

(ii) relates to a single period of a length referred to in this paragraph ~~47.17B31B~~ which corresponds to the period since the previous advance payment made by the Micro Business Consumer through that Prepayment Meter.

Use of Electricity Consumption Data

~~47.18~~ 47.32 The licensee must not use Electricity Consumption Data obtained in respect of any micro business premises other than for any of the following purposes:

(a) calculating and sending a Bill or statement of account to the Micro Business Consumer;

(b) complying with a relevant condition or a relevant requirement;

(c) where the requirements of paragraph ~~47.17A31A~~ are satisfied, the purpose set out in the Notice given to the Micro Business Consumer under paragraph ~~47.17A31A~~;

(d) where any of the requirements of paragraph ~~47.17B31B~~ are satisfied, the purpose for which the data was obtained in accordance with paragraph ~~47.17B31B~~

Exception to prohibition in paragraph 47.30 – Obtaining half-hourly Electricity Consumption Data for Settlement Purposes

47.33 Paragraph 47.30 does not apply, and the licensee must obtain Electricity Consumption Data relating to half-hourly periods for Settlement Purposes, if the requirements of paragraph 47.34 or 47.35 are met.

47.34 The requirements of this paragraph are that the Micro Business Consumer is a New System Customer.

47.35 The requirements of this paragraph are that the Micro Business Consumer is an Old System Customer, and either:

(a) the Micro Business Consumer has, after at least seven days have elapsed from the date on which the Notice was given to them, not objected to the licensee obtaining Electricity Consumption Data relating to half-hourly periods for Settlement Purposes (subject to paragraph 47.40(a)); or

(b) the Micro Business Consumer has objected to the licensee obtaining Electricity Consumption Data relating to half-hourly periods for Settlement Purposes, and the licensee is unable to remotely configure the Remote Access Meter to prevent that Electricity Consumption Data being automatically sent to the licensee or a third party, but as soon as reasonably practicable the licensee:

(i) takes all reasonable steps to prevent the third party passing that Electricity Consumption Data to the licensee or any other third party;

(ii) takes all reasonable steps to ensure the third party permanently erases that Electricity Consumption Data; and

(iii) permanently erases any of that Electricity Consumption Data the licensee has obtained.

Obtaining monthly Electricity Consumption Data for Settlement Purposes

47.36 The licensee must obtain Electricity Consumption Data relating to monthly periods for Settlement Purposes if the requirements of paragraph 47.37 are met.

47.37 The requirements of this paragraph are that:

(a) the Micro Business Consumer is an Old System Customer; and

(b) the Micro Business Consumer has objected to the licensee obtaining Electricity Consumption Data relating to half-hourly periods for Settlement Purposes (subject to paragraph 47.40(a)).

Use of Electricity Consumption Data obtained for Settlement Purposes

47.38 The licensee must submit for use in Settlement the Electricity Consumption Data obtained in respect of the micro business premises pursuant to paragraph 47.33 or 47.36.

47.39 The licensee may also use Electricity Consumption Data obtained in respect of the micro business premises pursuant to paragraphs 37.33 and 47.36 for either or both of the following purposes:

(a) Forecasting; and/or

(b) MHHS Business Readiness.

47.40 The following applies in respect of the relationship between obtaining half-hourly Electricity Consumption Data for Settlement Purposes, and for the purpose of calculating Charges:

(a) a Micro Business Consumer who has agreed a Tariff whereby the Charges are calculated by reference to Electricity Consumption Data relating to half-

hourly periods may not object to the licensee obtaining Electricity Consumption Data relating to half-hourly periods for Settlement Purposes; and

(b) a Micro Business Consumer who has not agreed a Tariff whereby the Charges are calculated by reference to Electricity Consumption Data relating to half-hourly periods may still separately not object to the licensee obtaining Electricity Consumption Data relating to half-hourly periods for Settlement Purposes.

PART C. EXPORT METERS

47.41 The licensee must obtain Electricity Export Data relating to half hourly periods for Settlement Purposes.

47.42 The licensee must submit for use in Settlement the Electricity Export Data obtained pursuant to paragraph 47.41.

47.43 The licensee may also use Electricity Export Data obtained pursuant to paragraph 47.41 for either or both of the following purposes:

(a) Forecasting; and/or

(b) MHHS Business Readiness.

Interpretation and Definitions

~~47.19~~ 47.44 In this condition, any reference:

(a) to Electricity Consumption Data being 'obtained' by the licensee shall be read as incorporating a reference to the licensee requesting any other person to obtain that Electricity Consumption Data on its behalf (and references to 'obtain' and 'obtaining' shall be construed accordingly);

(b) to the licensee obtaining Electricity Consumption Data which 'relates to' a specified period, shall be read as incorporating a reference to the licensee obtaining any data which would allow it to calculate Electricity Consumption Data in respect of that period (and references to Electricity Consumption Data being 'in relation to' a period of time shall be construed accordingly).

~~47.20~~ 47.45 For the purposes of this condition:

Electricity Consumption Data

means, in respect of a relevant premises or a micro business premises, the quantity of electricity measured by the Electricity Meter as having been supplied to the relevant premises or the micro business premises.

Electricity Export Data

means, in respect of a premises, the quantity of electricity measured by the Export Meter as having been exported from the premises.

Export Meter

means an Electricity Meter comprising or forming part of a Remote Access Meter or a Smart Metering System which measures the quantity of electricity exported from a premises.

Forecasting

means the process by which the licensee predicts their potential future position with regards to liabilities and charges under Settlement. Provided that all Personal Data must be anonymised and aggregated as early in the relevant process as is reasonably practicable.

Market-wide Half-Hourly Settlement System

means the system under the Balancing and Settlement Code for market-wide half-hourly settlement.

Marketing

means:

(a) any activities of the licensee or its Representatives which are directed at or incidental to identifying and communicating with Domestic Customers for the purpose of promoting the provision of goods or services by any person and includes entering into contracts for the provision of goods or services with such customers;

(b) the licensee or its representatives disclosing Electricity Consumption Data to any other person for the purposes of that person undertaking activities which are directed at or incidental to identifying and communicating with Domestic Customers for the purpose of promoting the provision of goods or services by any person, including the entering into contracts for the provision of goods or services with such customers,

but for these purposes 'goods or services' shall be taken to exclude the supply of electricity by the licensee.

MHHS Business

means undertaking preparations for the purposes of implementing and delivering

<u>Readiness</u>	<u>Market-Wide Half-Hourly Settlement, including (a) improving Forecasting techniques or processes; and (b) the development of new electricity supply products and services aimed at broad market segments. Provided that all Personal Data must be anonymised and aggregated as early in the relevant process as is reasonably practicable.</u>
<u>MHHS Data Access Commencement Date (MDACD)</u>	<u>means the date from which the licensee may obtain data in accordance with paragraph 47.4(b).</u>
Micro Consumer Business Consumer	has the meaning given to it in standard condition 7A (Supply to Micro Business Consumers).
<u>New System Customer</u>	<p><u>means:</u></p> <p><u>(a) a Domestic Customer or Micro Business Consumer who had their Remote Access Meter or Smart Metering System installed after the date on which this definition came into effect; or</u></p> <p><u>(b) a Domestic Customer or Micro Business Consumer who had their Remote Access Meter or Smart Metering System installed before this definition came into effect, and who since such date has entered into a new Contract (but excluding Deemed Contracts).</u></p>
<u>Old System Customer</u>	<u>means a Domestic Customer or a Micro Business Consumer that is not a New System Customer.</u>
<u>Personal Data</u>	<u>has the meaning given to that expression in the Data Protection Act 2018.</u>
Remote Access Meter	<p>means an Electricity Meter that, either on its own or with an ancillary device:</p> <p>(a) provides measured Electricity Consumption Data for multiple time periods and is able to provide such data for periods of less than one month;</p> <p>(b) is able to provide the licensee with remote access to such data; and</p> <p>(c) is not a Smart Metering System or part</p>

of a Smart Metering System.

Settlement

means the arrangements for determination, allocation and/or settlement of the financial obligations defined in paragraph 2 of standard licence condition C3 (Balancing and Settlement Code (BSC)) of the Transmission Licence, as further specified in the Balancing and Settlement Code.

Settlement Purposes

means Settlement, and also Forecasting and MHHS Business Readiness.

Trial

means proposals submitted by the licensee for obtaining Electricity Consumption Data which relates to any one or more periods of less than one day, in respect of a particular category of relevant premises and for a particular purpose (in each case as specified in the proposal), on a trial basis.