Energy code reform – statutory consultation on modifications to the Balancing and Settlement Code and affected licences – response template

This document provides a template for responses to our statutory consultation on modifications the Balancing and Settlement Code and affected licences, published on 6 November 2026.

If you are interested in responding to this consultation, please complete this word document and send it to industrycodes@ofgem.gov.uk by the end of the day on 18 December 2026.

Guidance

We typically publish consultation responses when we publish our decision. To ensure that we can correctly attribute your response, please ensure that you enter all relevant details in the "your company's details" section (template part 1).

If you would like us to treat your response as being confidential, either in full or in part, please indicate this to us below. Further information on how we will treat your response, data and confidentiality can be found at the end of this document.

Please use template part 2 to provide your responses. For all questions, the template below provides space for you to enter free text comments. Some questions also ask whether you agree with our proposals. Please indicate the extent to which you agree or disagree with relevant proposals by deleting all but one of the bullets provided.

There is also a section for "general feedback" (template part 3). Please use this section to provide any views on the overall consultation process.

Template part 1: your organisation's details

Contact name	
Role title	
Company name	
Telephone number	
Email address	
Date of submission	
Do you want your response treated as confidential? **(If yes, please indicate whether you would like the whole of your response to be confidential, or just particular parts).**	

Template part 2: consultation responses

Part 1: Part One: Proposed changes to the Balancing and Settlement Code (BSC)

Question 1: Do you agree that the proposed amendments to the Final code modification template text for section F, as set out in Annex 6A, delivers the intent of our proposed policy?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 2: Do you agree that the proposed amendments to the final stakeholder advisory forum template text for section B, as set out in Annex 2, delivers the intent of our proposed policy?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 3: Do you agree with our proposed approach to transitioning to the SAF, as set out in Annex 2 at B13?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 4: Do you agree that the proposed amendments to the DIP Supplement and DSD004, as set out in annex 97 and 98, appropriately align the DIP change and document management arrangements with the new BSC modification process and governance framework?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 5: Do you agree that the drafting throughout the annexes accurately implements the proposed governance arrangements for non code-modification decisions that are currently taken by the panel?

[Please delete all but one bullet]

- Strongly agree
- Agree

- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 6: Do you agree that the drafting in paragraph 2.1.7 of annex 27A accurately ensures that arrangements established by the Panel continue to operate after the governance framework is implemented?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 7: Do you agree that the drafting in paragraph 3.1D of annex 3 accurately enables BSCCo, with the unanimous agreement of the SAF, to determine that SAF input is not required in relation to non-code modification decisions?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 8: Do you agree that the proposed amendments to the SSES Governance Framework, as set out in annex 95, appropriately define the roles, responsibilities and decision-making powers of BSCCo, the SAF and the SSES Governance Groups?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree

- Don't know/no view

Comments:

Question 9: Do the proposed modifications to paragraphs 1.2, 3.1, 3.1C, 5.1.2A, and 13.4 of Section C, as set out in annex 3, accurately implement our decisions on BSC code manager business and permitted business?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 10: Do you agree that the drafting in paragraph 6 of annex 3 accurately reflect the proposed change to align the BSC's budget, work plan and related governance arrangements with the requirements of the code manager licence, including updating the terminology?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 11: Do you agree that the drafting in paragraph 6.1.2 and 6.1.3 of annex 3 accurately reflects the proposed changes relating to permitted business activities and costs, including the requirements to identify in the work plan and annual budget any permitted business activities for which Ofgem has consented to the recovery of associated as BSC Costs, and to explain the basis on which costs are allocated between code manager business and permitted business?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree

- Strongly disagree
- Don't know/no view

Comments:

Question 12: Do you agree that the drafting in paragraph 6.4 of annex 3 accurately reflects the proposed changes relating to delivery plans, including requirements for BSCCo to prepare, consult on and publish delivery plans in accordance with the code manager licence?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 13: Do you agree that the drafting in paragraph 6.6 of annex 3 accurately reflects the proposed change to implement a budget appeals process that aligns with the requirements of the code manager licence?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 14: Do you agree that the drafting in paragraph 6.6.1 of annex 3 accurately reflects the proposed change to encourage earlier engagement before budget appeals are raised?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 15: Do you agree that the drafting in annexes 98 and 99 accurately reflects the proposed change to align the DIP manager budgeting arrangements with the broader code manager budget framework?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 16: Do you agree that the drafting in paragraph 4.1.3 of annex 3 accurately reflects the proposed change to align the BSC's requirements relating to the composition and independence of the Elexon board, including the chair, with the requirements in the code manager licence?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 17: Do you agree that the drafting in paragraphs 4.1.3, 4.2.1 and 4.6.1 of annex 3 accurately reflects the proposed change to remove provisions relating to the code panel and panel chair that are no longer applicable?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 18: Do you agree that the drafting in paragraph 4.11 and 4.12 of annex 3 accurately reflects the proposed change to align the BSC with the licence requirements relating to regulatory accounts?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 19: Do you agree that the drafting in paragraph 1.2.1 of annex 3 accurately reflects the proposed change to update the BSC's description of BSCCo's principal role so that it reflects BSCCo's functions and responsibilities under the BSC and the code manager licence?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 20: Do you agree that the drafting in paragraph 1.2.2 of annex 3 accurately reflects the proposed change to align the BSC with the requirements of the code manager licence?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 21: Do you agree that the drafting in paragraph 3.4.5 of annex 3 accurately reflects the proposed change to remove duplication between the BSC and the code manager licence?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 22: Do you agree that the drafting in paragraph 1.3.2 and paragraph 5.1.1(a) of annex 3 accurately reflects the proposed change to align the BSC with SLC 10 (Not-for-profit requirement)?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 23: Do you agree that the drafting in paragraph 3.4.3(a)-(b) of annex 3 accurately reflects the proposed change to align the BSC with SLC 12 (Indebtedness and transfer of funds) and to remove code provisions that are captured by the licence requirements?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 24: Do you agree that the drafting in paragraph 3.4.6 of annex 3 accurately reflects the proposed change to align code arrangements with SLC 14 (Prohibition of cross-subsidies)?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 25: Do you agree that the removal of paragraph 3.5.1 in annex 3 accurately reflects the proposed change to remove code provisions that are no longer applicable following the removal of code panels?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 26: Do you agree that the drafting in paragraphs 1.3.1, 3.3.1 and 3.4.1 of annex 3, paragraph 5.1.5 of annex 8 and paragraph 2.3.3 of annex 5 accurately reflects the proposed changes to ensure that the code manager objectives are appropriately reflected in the code, and to remove code provisions that are no longer applicable?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 27: Do you agree that the drafting in paragraph 1.5.1A of annex 8 accurately reflects the proposed change to clarify how between conflicts between the BSC and the code manager licence should be managed?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 28: Do you agree that the drafting in annex 3 and annex 4 accurately reflect the proposed changes to ensure that the code manager cost recovery and usage-based charges requirements in the licence are appropriately reflected in the BSC?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 29: Do you agree that the drafting in 2.3.1 of annex 4 accurately reflects the proposed change to support the consistent application of licence requirements in the preparation and maintenance of accounting policies?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 30: Do you agree that the drafting in 6.1-6.3 of annex D-3 in annex 4 accurately reflects the proposed change to clarify when usage-based charges may be applied and the requirements that apply to them?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 31: Do you agree that the drafting in paragraphs 1.7A and 1.7B of annex 3 accurately reflects the proposed change to ensure that the end of licence framework is appropriately reflected in the BSC and to support continuity in the operation of the BSC during any transition period?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 32: Do you agree that the drafting in paragraph 3.6 of annex 3 accurately reflects the proposed changes to ensure that the code provisions relating to the provision of information to Ofgem align with the licence requirements and to ensure that Ofgem can obtain the information necessary to carry out its regulatory responsibilities?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 33: Do you agree that the proposed drafting in paragraph 21.11 of annex 6 accurately reflects the proposed change to require the responsible body for the DTS to deliver changes to the Data Transfer Catalogue and REC Data Transfer Flows agreed pursuant to the BSC, in accordance with the change procedures of the DTSA?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 34: Do you agree that the proposed amendments to sections C, W and Z, as set out in Annexes 3, 26 and 28, to modify delegated authority arrangements and terminology for BSC code committees accurately implements our decision to make only necessary consequential changes to arrangements for subcommittees?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 35: Do you agree that our proposed changes relating to the chairing of, and provision of secretariat support for, BSC code committees accurately implements our decision that code managers should be the default party responsible for these roles?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 36: Do you agree with our proposal to require BSCCo to consult relevant stakeholders prior to dissolving a standing code committee?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 37: Do you agree that our proposed changes to the derogation provisions, as set out in Annex 8, accurately implement our decision to make only the consequential changes necessary to reflect the new governance framework in the BSC derogation provisions?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 38: Do you agree that the proposed changes to the performance assurance arrangements, as set out in Annexes 11 and 28, reflect our decision to make only those consequential changes necessary to implement the new governance framework?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 39: Do you agree with the proposed amendment to section Z, paragraph 6.3.5, as set out in Annex 28?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 40: Do you agree that the proposed amendments to Section X, annex X-1 as set out in annex 27B, and the DIP Glossary as set out in annex 100, accurately and consistently reflect the new governance framework and the substantive amendments to the BSC? Please identify any definition that you consider unnecessary, unclear or inconsistent with another part of the proposed BSC text.

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 41: Do you agree that the provisions identified in sections A, C, D, S, and V and annex T-2, as set out in Annexes 1, 3, 4, 18 and 25, are obsolete and should be removed or marked 'Not used'? Please identify any current purpose, accrued right or obligation that could be affected by their removal.

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 42: Do you agree that the proposed drafting in section A, as set out in Annex 1, paragraphs 2.3.1 to 2.3.3, accurately implements the proposed changes to remove dependencies on the ESO licence in relation to party accession arrangements?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 43: Do you agree that the proposed drafting in section C, as set out in Annex 3, paragraphs 3.7.1 to 3.7.5, provides appropriate powers and safeguards for BSCCo and code committees to use and disclose data?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 44: Do you agree that the proposed drafting in, paragraphs 3.8.4 and 3.8.8 of section C retains the relevant NESO and BSCCo review obligations while removing unnecessary references to the ESO licence? Changes to the SSES governance arrangements?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 45: Do you agree that the proposed modifications to condition E1 of the Electricity System Operator licence as set out in Annex 93_appropriately transfer responsibility for maintaining and modifying the BSC to the licensed BSC code manager, while retaining the obligations that should continue to apply to NESO?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 46: Do you agree that the proposed modifications to the definitions in condition A1 of the Electricity System Operator licence and condition A1 of the Gas System Planner licence as set out in Annexes 93 and 94 reflect the BSC's transition to the new governance framework?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 47: Do you agree that the proposed amendments to the definition of the BSC, as set out in Annexes 89-93, appropriately reflect its designation under section 182 of the Energy Act 2023 and its transition to the new code manager framework?

[Please delete all but one bullet]

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Question 48: Do you agree that we should recommend to the Secretary of State that the Data Integration Platform should be designated as a 'designated central system'?

[Please delete all but one bullet]

- Strongly agree

- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree
- Don't know/no view

Comments:

Template part 3: general feedback

We believe that consultation is at the heart of good policy development. We welcome any comments about how we've run this consultation. We'd also like to get your answers to the following questions.

Question	Response
Do you have any comments about the overall process of this consultation?	
Do you have any comments about its tone and content?	
Was it easy to read and understand? Or could it have been better written?	
Were its conclusions balanced?	
Did it make reasoned recommendations for improvement?	
Any further comments?	

Your response, data and confidentiality

You can ask us to keep your response, or parts of your response, confidential. We'll respect this, subject to obligations to disclose information, for example, under the Freedom of Information Act 2000, the Environmental Information Regulations 2004, statutory directions, court orders, government regulations or where you give us explicit

permission to disclose. If you do want us to keep your response confidential, please clearly mark this on your response and explain why.

If you wish us to keep part of your response confidential, please clearly mark those parts of your response that you *do* wish to be kept confidential and those that you *do not* wish to be kept confidential. Please put the confidential material in a separate appendix to your response. If necessary, we'll get in touch with you to discuss which parts of the information in your response should be kept confidential, and which can be published. We might ask for reasons why.

If the information you give in your response contains personal data under the General Data Protection Regulation (Regulation (EU) 2016/679) as retained in domestic law following the UK's withdrawal from the European Union ("UK GDPR"), the Gas and Electricity Markets Authority will be the data controller for the purposes of GDPR. Ofgem uses the information in responses in performing its statutory functions and in accordance with section 105 of the Utilities Act 2000. Please refer to our Privacy Notice on consultations, see Appendix 3.

If you wish to respond confidentially, we'll keep your response itself confidential, but we will publish the number (but not the names) of confidential responses we receive. We won't link responses to respondents if we publish a summary of responses, and we will evaluate each response on its own merits without undermining your right to confidentiality.