



Smart Energy Code

Smart Energy Code Interim Panel Chair

10 Fenchurch Street
London, EC3M 3BE

Smart Metering Implementation Programme – Regulation
Department of Energy & Climate Change
Orchard 3, Lower Ground Floor
1 Victoria Street
London, SW1H 0ET

13th February 2014

Dear Sir,

Re: SEC Panel's response to DECC's consultation on New Smart Energy Code Content (Stage 3)

We welcome the opportunity to respond to DECC's consultation on the third stage of the Smart Energy Code (SEC) and accompanying draft legal text. As the enduring governance entity of the SEC, we acknowledge the inclusion of the additional content and the rationale for any changes from DECC. We look forward to reviewing the final drafting once published.

We recognise that DECC has made significant progress in the development of the SEC and appreciate the constructive engagement we have had to date. We will seek to maintain and develop this relationship to ensure the successful transition from development to operation of the SEC.

We set out below our response to some of the key issues in DECC's publication.

SEC Panel Activities and Responsibilities

We acknowledge the additional responsibilities conferred on the SEC Panel, including the requirements in relation to the:

- establishment of the SMKI Policy Management Authority;
- procurement of a PKI Specialist and PKI legal adviser via SECAS/SECCo-run competitions; and
- approval of the SMKI & Repository Testing Approach Document.

This new Sub-Committee, alongside the Technical Sub-Committee and Security Sub-Committee signalled in DECC's consultation on SEC2 will form the enduring governance entities supporting the Panel in the operation of the SEC arrangements. We look forward to further clarification of the objectives and duties of these Sub-Committees so that Panel can factor their establishment into the ongoing work plan.

We look forward to working with DECC, via the SECAS team, to ensure the successful delivery of these new Panel duties and SEC governance entities.

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Appeals

Panel notes the inclusion in this consultation, and in the Government's Response to the Smart Metering System & Equipment Testing Consultation, that various rights of appeal are available to SEC Parties. We believe that a clear set of objective criteria would be beneficial to ensure that a robust process is available to Parties. This would help to avoid the risk of multiple appeals being raised and reduce the inherent uncertainty caused by appeals and disputes.

We look forward to working with DECC to further develop this thinking.

We welcome the opportunity to continue our engagement with DECC on the following stages of the SEC and to support the transition of governance from DECC to the SEC Panel. If you would like to discuss this response, please contact

Yours faithfully,

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