

By email only: [remedies.reviews@cma.gov.uk](mailto:remedies.reviews@cma.gov.uk)

12 December 2023

To whom it may concern

**Xoserve response to: CMA review of the Energy Market Investigation (ECOES/DES) Order 2016**

We welcome the opportunity to respond to your review of the Energy Market Investigation (ECOES/DES) Order 2016 (the “Order”).

The Order placed an obligation on Xoserve to give PCWs access to the gas Data Enquiry Service (DES). As you may be aware, as part of Ofgem’s Switching Programme the implementation of REC V3 on 18 July 2022 transferred a number of services out of UNC governance for provision by Xoserve and into REC governance for provision by RECCo. As a result of this DES no longer exists, in its place is a wider Gas Enquiry Service (GES) that includes provision of access to data to PCWs.

As a result of the changes in governance, RECCo now provides access to gas data in accordance with the rules of the REC.

On 24 February 2023 CMA agreed that Xoserve would not be required to report its compliance to the 2016 Order pending review and formal removal of the Order. It is our opinion that the intent of the Order has been fulfilled and can now be removed.

Kind regards

Dave Turpin  
**Head of External Affairs**

**Cc:** Jon Dixon, RECCo