RETAIL ENERGY CODE

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01	Proposal Plan
02	Impact Assessment
03	Consultation
04	Final Recommendation

CHANGE REPORT

I0257 – CHANGE TO REC FOR DATA PROCESSING OUTSIDE OF EEA

DOCUMENT VERSION	1.0
PROPOSED IMPLEMENTATION DATE	TBC
IMPLEMENTATION APPROACH	BIG BANG

RESPONSIBLE COMMITTEE	Change Panel	CHANGE PATH	Self-Governance
PRIORITY STATUS	Medium	URGENCY	Standard
IMPACTED STAKEHOLDERS	All REC Parties		

LEAD ANALYST (SOLUTION LEAD)	SUBJECT MATTER EXPERT
FLO MONEA	GLENN SHEERN
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OVERVIEW

This issue is proposing to remove an additional layer of authorisation to the process outlined in REC Main Body for REC Parties to follow before any REC Data is processed or transferred outside of the European Economic Areas (EEA).

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BACKGROUND

1 SUMMARY

Currently, the REC Main Body Section 20 contains information regarding the processing of data outside of the European Economic Area (EEA). The current process outlined contains a step which requires approval from REC Board to be obtained before any REC Data is being transferred or processed outside the EEA or the United Kingdom.

2 PROBLEM STATEMENT

This Issue was raised by RECCo's Data Protection Officer who noted that the addition of the extra layer of approval delays the process for parties in processing this data, and it does not align with similar changes for the Balancing Settlement Code (BSC) where Board approval is not required.

3 IMPACTS

CONSUMERS
No impact

REC SERVICE PROVIDERS
No impact

RECCO / REC CODE MANAGER
REC Board

REC PARTIES AND SERVICE USERS
All REC Parties in need to process data outside EEA.

REC DOCUMENTS / PRODUCTS
REC Main Body

MHHS DESIGN
No impact

MHHS DATA SPECIFICATION
No impact

MHHS CODE DRAFTING
No impact

4 CROSS-CODE IMPACTS

No cross-code impact identified. This issue is looking to align with other codes, like the Balancing Settlement Code (BSC).

5 PROPOSAL PLAN

Milestone	Activity	From	To
Definition		**03 Jun-25**	**14 Jul-25**
	Legal Review	June	July

Change Proposal		15 Jul-25	15 Sep-25
	Business Case Assessment	July	July
	Consultation	July	August
	Solution Refinement	August	September
	Final Determination	September	September
Voting		**16 Sep-25**	**16 Sep-25**
	Appeal Window	September	September

6 STAKEHOLDER ENGAGEMENT

As the proposed solution is only looking at removing an additional layer of authorisation andaligning the process with other codes, the Code Manager is proposing to not conduct a Party Impact Assessment, and issue an industry Consultation as soon as the Legal Review activity is completed.

7 PRIORITY STATUS AND URGENCY

PRIORITISATION MATRIX

Category	Significance / Resource impacts / Urgency	Further selection / breakdown	Score (0-3)	Weighting	Weighted Score
Impacts	Consumer Impact	Indirect	1	27	27
	Retail Markets Impact	Retail Risk(s)	1	17	17
	RECCo / REC Party / REC Service Provider Impact	Operational Effectiveness and Efficiencies	1	7	7
		Legal and Regulatory Compliance	1	14	14
Resource	Complexity / Effort / Duration		3	9	28
Strategic Alignment	Contribution to/ Alignment with the objectives of the REC		1	17	8
	Contribution to/ Alignment with RECCo's Forward Work Plan		1		8
Urgency *(The need to progress a change to meet a targeted date)*		Other Planned Activity	0	10	0
				Overall Priority Score (rounded)	108

Priority Status	MEDIUM
Change Proposal Type	STANDARD

This Issue was assigned a priority status of Medium, with a score of 108.

SOLUTION

8 PROPOSED SOLUTION

The REC Board approval does not do anything to mitigate any additional risks to the organisation. I0257 proposes that clause 20.8(a) is removed, whilst retaining the remaining sub-clauses as they are relevant to managing the associated risks and UK GDPR obligations.

All REC Parties are subject to UK GDPR and the remaining sub-clauses cover this. The clause proposed to be removed has no impact on the risks or obligations associated with the processing of data outside of the EEA.

9 DRAFT LEGAL TEXT

The legal text changes to deliver the proposed solution to I0257 can be found here. Currently, the Code Manager's legal counsel is conducting a legal review of the proposed solution.

10 APPENDIX

CHANGE PROPOSAL	Link
LEGAL DRAFTING	Link

11 GLOSSARY

TERM	DEFINITION
REC Board	means the board of directors for RECCo.
REC Parties	means each 'Party' under and as defined in the Retail Energy Code. 'REC Parties', 'Parties' and similar expressions shall be interpreted accordingly.