

WHOLESALE-RETAIL CODE CHANGE PROPOSAL/ CHARGING CHANGE PROPOSAL

For use by the Panel

Change Proposal Reference <i>(To be completed by the Panel Secretary)</i>	CPW034	Version No	1.0
Type of Change Proposal: <i>(delete as appropriate)</i>	Change Proposal		
	Charging Change Proposal		
Submission Date	11/04/2018		
Title: of Change Proposal/Charging Change Proposal	CSD 0301 housekeeping changes to GDPR Personal Data warnings		
Summary: of Change Proposal/Charging Change Proposal <i>(40 to 50 Words Maximum)</i>	Review of the legal drafting that accompanied CPW029 – ‘GDPR and Data Protection Provision Updates’ identified drafting errors in the Personal Data warnings contained in CSD 0301 – ‘Data Catalogue’. This change amends CSD 0301 to align with the GDPR Issue Committee’s recommendation on the list of Personal Data Items.		
General Details of the Proposer			
Name of Proposer	Elliot Bird		
Capacity (to submit Change Proposals and Charging Change Proposals – on behalf of a Party, as a Panel member, as the customer representative, or the Market Operator or on behalf of the Authority; or Charging Change Proposals – on behalf of a Wholesaler).	Market Operator		
Contact Email	Elliot.bird@mosl.co.uk		
Telephone/Mobile	07948466731		
The Proposer recommends that this Change Proposal/Charging Change Proposal should initially: <i>(delete as appropriate)</i>	Proceed to Assessment		
	Proceed to Consultation		
	Proceed to Recommendation		
Is the change Urgent (Yes/No)? If yes, please provide reason for urgency (if applicable)	No		

Related Documents

Reference of any associated (Interim) Code Panel Change Proposal/ Charging Change Proposal

CPM007 and CPW029 “GDPR and Data Protection provisions updates”

Documents Accompanying Form

- Attachment 2 – CSD 0301 Draft Legal Text
- Attachment 3 – List of Personal Data Items from CSD 0301

Change Proposal/ Charging Change Proposal Details

Description of (i) the issue or defect which this Change Proposal seeks to address, or (ii) the modified or new charging method or charging structure required pursuant to this Charging Change Proposal, as required under the Market Arrangements Code Section 6.2.1(b).

The GDPR Issue Committee identified a list of data items that might contain Personal Data and recommended that these should be flagged as such in CSD 0301. Following the implementation of CPW029 – ‘GDPR and Data Protection Provision Updates’ on 30 March 2018, MOSL identified a small number of discrepancies between CSD 0301 and the list of Personal Data items recommended by the GDPR Issues Committee.

Eight data items have erroneously been flagged with the warning that they may contain Personal Data in CSD 0301, which were not considered by the GDPR Issues Committee to be Personal Data. These are:

- D3013 – Meter Manufacturer
- D3014 – Manufacturer Meter Serial Number
- D4001 – Trading Party ID
- D4011 – Retailer ID
- D4012 – Sewerage Retailer ID
- D4013 – Trading Party Name
- D4018 – Other Wholesaler ID
- D4025 – Wholesaler ID

In addition, three data items which were considered by the GDPR Issues Committee to be Personal Data, do not have the warning flagged in CSD 0301. These are:

- D3008 – Meter Read
- D3009 – Meter Read Date
- D3032 – Meter Outreader Freed Descriptor

In addition, pre-existing clarification information in the ‘Further Details’ field for one data item was incorrectly deleted. This was:

- D2070 – Landlord SPID

Given that these drafting errors relate to warnings that the data item may contain personal data, MOSL proposes that a housekeeping change is raised to align CSD 0301 to the list of Personal Data items recommended by the GDPR Issues Committee. It’s viewed that these are non-material changes that do not amend the fundamental intent of the GDPR solution.

Description of the Change Proposal/ Charging Change Proposal, its nature and purpose and (for Change Proposals only) how it is consistent with the Principles and falls within the Objectives noted below, as required under the Market Arrangements Code Section 6.2.1(c).

In order to amend the discrepancies highlighted above, this Change Proposal seeks to:

1. Remove the Personal Data warning in the 'Further Details' or 'Description' field of CSD 0301 from 8 data items that the GDPR Issues Committee did not recommend on the list of Personal Data items e.g. May contain or lead to the identification of personal data.;
2. Add the Personal Data warning into the 'Further Details' field on 3 data items that were recommended by the GDPR Issues Committee to may contain Personal Data e.g. 'May contain or lead to the identification of personal data.'; and
3. Amend the 'Further Details' field for D2070 to include the text that was incorrectly removed when CSD0301 v2.0 was implemented. This is 'The valid set for this is all SPIDs.'

Please note that the classification of whether these data items are Personal Data or not, is out of scope of this change and will be reviewed by the GDPR Issues Committee in 6 month's time.

Principles and Objectives

Description of the principles and objectives affected by the change proposal on the items below (if applicable) as detailed in Part A of Schedule 1 Part 1: Objectives Principles and Definitions.

Principles	Affected (Y/N)	Description
Efficiency	N	
Proportionality	N	
Transparency	Y	Amends CSD 0310 to accurately reflect agreed principles of the GDPR Issues Committee and corrects drafting errors.
Simplicity, cost-effectiveness and security	N	
Barriers to entry	N	
Non-discrimination	N	
Customer participation	N	
Customer contact	N	
Seamless markets	N	

No limit on upstream competition	N	
Business Terms Objectives	N	
Operational Terms Objectives	N	
Market Terms Objectives	N	
Description of the impact of the Change Proposal/ Charging Change Proposal on the following items, as required under the Market Arrangements Code Sections 6.2.1 (f), (g) and (h).		
Configured Item	Impacted (Y/N)	Description
Schedule 1: Terms and Conditions of a Wholesale Contract	N	
Wholesale-Retail Code, Schedule 1 Part 1 (Objectives, Definitions and Principles)	N	
Wholesale-Retail Code, Schedule 1 Part 2 (Business Terms)	N	
Wholesale-Retail Code, Schedule 1 Part 3 (Operational Terms)	N	
Wholesale-Retail Code, Schedule 1 Part 4 (Market Terms)	N	
Wholesale-Retail Code, Schedule 1 Part 5 (CSDs)	Y	CSD 0301 – Data Catalogue
Wholesale-Retail Code, Schedule 1 Part 6 (Operational Forms)	N	
Appointment	N	
Licence	N	
Any other industry code, agreement or document (e.g. the Wholesale Contract or the MOSL Articles) (please specify)	N	
Central Market Operating System	N	

Trading Party systems which interface with Central Systems and other relevant Trading Party systems/ business processes.	N	
Scottish Core Industry Documents	N	
Further Information		
Description of any discussions on the topic of the Change Proposal/ Charging Change Proposal at the User Forum (as relevant) or otherwise relevant discussions with parties, as required under the Market Arrangements Code Section 6.2.1(i).		
Further Comments		