
Annex K – Standard Clause – National Security directions to the ISOP

Below is standard code text provided to administrators of the Codes in their provision of an initial baseline marked-up changes. The standard code text was modelled using the Grid Code as an example. Administrators were instructed to adapt the standard code text to the respective code, e.g., to use the correct defined terms ('The Company', 'NETSO', 'ISOP', 'OTSO Party'; and 'User', 'Parties', et cetera); to use the respective licence condition; to agree the placement in each code.

The text is designed to reflect a licence condition for the NESO which enables the Secretary of State for the Department for Energy Security and Net Zero (DESNZ) to direct the NESO to take, or not take, certain actions where there is a risk relating to national security that may detrimentally impact the resilience, safety or security of the energy system, or the continuity of essential services. Package: National Security directions to the ISOP of the main consultation document sets out in full the context and case for change to the Codes. It and this text should be read together.

XX.Y **DIRECTIONS RELATED TO NATIONAL SECURITY**

XX.Y.1 The **Secretary of State** may issue a direction to **The Company** as referred to in condition B4 of **The Company's ESO Licence** (and in condition B4 of **The Company's GSP Licence**) where in the opinion of the **Secretary of State** there is a risk relating to national security that may detrimentally impact the resilience, safety or security of the energy system, or the continuity of essential services.

XX.Y.2 **The Company** must comply with any such direction that has been issued by the **Secretary of State**. **Users** should note that **The Company** is not required to comply with any other obligation in the **ESO licence** (or the **GSP Licence**), where and to the extent that compliance with that obligation would be inconsistent with the requirement to comply with such a direction, for the period set out in the direction. This includes the requirement set out in condition E3 of **The Company's ESO licence** to comply with this **Grid Code**. **The Company** may also withdraw from any contractual obligations made under this code in order to comply with a direction.

XX.Y.3 **The Company** is required under condition B4 of its **ESO Licence** (and condition B4 of its **GSP Licence**) to inform the **Secretary of State** of any conflict with the obligations as identified in XX.Y.2 as soon as reasonably practicable after the conflict is identified. **The Company** will include in such a notice, details of any identified impact or non-compliance that will be caused or will be likely to be caused to **Users**, and in such a case will also seek clarification of whether this can be shared with the affected **User**.

XX.Y.4 Where reasonably practicable and subject to the agreement of the **Secretary of State** to share any such specific details, **The Company** will inform affected **Users** as identified in XX.Y.3 of what actions **The Company** will or has taken, or not taken, to comply with a direction or amended direction (including when such a direction is revoked) and what identified impact or non-compliance this will or is likely to cause to the **User**.

XX.Y.5 **The Company's** obligations under this code and any contracts made under this code shall be suspended without liability where and to the extent that compliance with any such obligation would be inconsistent with the requirement upon **The Company** to comply with a direction.

XX.Y.6 A **User's** obligations under this code and any contracts made under this code shall be suspended without liability where and to the extent that the **User** is unable to comply with any such obligation as a result of any action taken, or not taken, by **The Company** to comply with a direction.

XX.Y.7 The **Secretary of State** may at any time amend or revoke any direction issued to **The Company** as referred to in condition B4 of **The Company's ESO Licence** (and in condition B4 of **The Company's GSP Licence**).

Proposed location in the respective Code:

Code	Section	Description
CUSC	Section 6 – General Provisions (add new sub-sections to the end)	This is a catch-all section of the CUSC and includes provisions for Force Majeure, the Fuel Security code and the requirements for CUSC parties to comply as applicable with the Grid Code
Grid Code	General Conditions (add new sub-sections to the end)	<p>Section GENERAL CONDITIONS (GC) of the Grid Code sets out in GC1.1 “<i>The General Conditions contain provisions which are of general application to all provisions of the Grid Code. Their objective is to ensure, to the extent possible, that the various sections of the Grid Code work together and work in practice for the benefit of all Users.”</i></p> <p>This is a catch-all section of the Grid Code and is already used to detail arrangements for the Fuel Security Code and ‘unforeseen circumstances’ leading to arrangements in the Grid Code not covering a particular situation.</p>
STC	Section G – General Provisions	This section contains those provisions that are generic to the code. It includes Force Majeure, Data Protection and Derogations
SQSS	Section 1 - Introduction	
BSC	Section H - General	This section includes provisions relating to the ownership, use and disclosure of data; and the limitation of liability of Parties under the Code
Distribution Code	DISTRIBUTION GENERAL CONDITIONS (DGC)	Sets out DGC3 UNFORESEEN CIRCUMSTANCES and DGC6 DATA AND NOTICES
DCUSA	SECTION 3 GENERAL LEGAL PROVISIONS	Includes provisions relating to force majeure, derogations, and further information provision
UNC	GENERAL TERMS SECTION B – GENERAL	Includes provisions relating to force majeure, derogations, and communications.