
Annex L – Standard Clause – Advisory and Information Requests

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 draws together the main provisions in the Energy Act 2023 and the corresponding licence conditions in the ESO and GSP licences which collectively govern the ISOP's new advisory role, and its power to request information from persons in fulfilling any of its functions (including that role). Package: Advisory and Information Requests 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 **ADVISORY AND INFORMATION REQUESTS**

XX.Y.1 **The Company** is required to provide advice, analysis or information to the **Authority** or to a **Minister of the Crown** when requested in accordance with section 171 of the **Energy Act 2023** and condition D1 of the **ESO Licence** and **GSP Licence**.

XX.Y.2 **The Company** may by notice request from **Users** such information as it reasonably requires in connection with the exercise of any of its functions, as set out in section 172 (1) of the **Energy Act 2023**. It will do so by the issue of an **Information Request Notice**. The purposes of this may include to assist in the fulfilment of a request for advice, analysis or information as set out in XX.Y.1.

XX.Y.3 **The Company** is required by condition D2 of the **ESO Licence** and **GSP Licence** to prepare, submit for approval by the **Authority** and publish on its website once approved an **Information Request Statement** that sets out further detail on the process **The Company** expects to follow when requesting information from other parties.

The **Information Request Statement** must include, but need not be limited to, the following matters as set out in condition D2(5) of the **ESO Licence** and **GSP Licence**:

- (a) the process **The Company** expects to follow when issuing an **Information Request Notice**, including any further detail around the expected engagement between **The Company** and recipient of an **Information Request Notice**; and
- (b) the details to be included in an **Information Request Notice** issued by **The Company**.

XX.Y.4 A **User** to whom a request is made under XX.Y.2 must, so far as reasonably practicable, provide the requested information within such reasonable period, and in such reasonable form and manner, as may be specified in the **Information Request Notice**.

XX.Y.5 **The Company** must, unless the **Authority** otherwise consents, maintain for a period of 6 years and provide to the **Authority** where required a record of information requests as detailed in condition D2(12) of the **ESO Licence** and **GSP Licence** including

- (a) a copy of the **Information Request Notice**;
- (b) any subsequent variations to the original information requested;
- (c) the recipient’s response to the notice, including any refusal or challenges to the notice or requested information;
- (d) the time taken for the recipient to provide the requested information;
- (e) the manner and form the information was provided in; and
- (f) the information provided in response to the notice, and whether such information complied, in **The Company’s** view, with the **Information Request Notice**.

Definitions to add:

Information Request Statement A statement prepared and published by **The Company**, in accordance with section 172 of the **Energy Act 2023** and condition D2(5) of its **ESO Licence** and **GSP Licence**, setting out the process that **The Company** will follow when requesting information from relevant parties by the issue of an **Information Request Notice**.

Information Request Notice A notice that will be issued by **The Company** to a relevant party setting out **The Company’s**

reasonable requirements for relevant information in accordance with section 172 of the **Energy Act 2023**. This will be prepared in accordance with **The Company’s published Information Request Statement**.

Minister of the Crown

As defined in the **ESO 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.