

TERMS OF REFERENCE – P398 WORKGROUP

1. P398 Workgroup terms of reference

- 1.1.1 The P398 Workgroup will consider Modification Proposal [P398 'Increasing access to BSC Data'](#) in accordance with the Modification Workgroup terms of reference and this appendix.
- 1.1.2 The Workgroup will carry out an Assessment Procedure for P398 in accordance with BSC Section F2.6.
- 1.1.3 The Workgroup membership will comprise of any relevant experts and interested parties as agreed by the BSC Panel.
- 1.1.4 The Workgroup will produce an Assessment Report for the BSC Panel to be presented no later than 14 May 2020.
- 1.1.5 The Workgroup will consider the following areas and include these in its Assessment Report:
 - a) What is meant by 'data' and what types of data are there
 - b) What data is held in relation to the BSC and by whom
 - i) Should all of this data be subject to P398
 - c) What is the relevant legislation
 - d) What best practice is available and to what extent should it be replicated in the BSC
 - e) How should the BSCCo respond to request for data, including treatment of third party data
 - f) What form should an enduring IT solution take
 - g) How will P398 affect delivery of the Performance Assurance Framework
 - h) How should data be published and/or shared (dependent on classification) and should there be a right of appeal either before or post-publication/sharing
 - i) Guidance and/or Terms of Reference for the Panel to determine whether data should be made open
 - i) A recommendation on whether the Panel should delegate responsibility to a sub-committee and if so, which sub-committee
 - j) How are other codes treating data and is there anything that can be learned
 - k) How industry should be made aware of the changes P398 will introduce
 - l) What are the potential gaming risks and how can they be mitigated
 - m) How will uptake be monitored post-implementation
 - n) The impact on BSC Settlement Risk
 - o) What changes are needed to BSC documents, systems and processes to support this Modification and what are the related costs and lead times? When will any required changes to subsidiary documents be developed and consulted on?
 - p) Are there any Alternative Modifications?
 - q) Should the Modification be progressed as a Self-Governance Modification?
 - r) Does this Modification better facilitate the Applicable BSC Objectives than the current baseline?