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MODIFICATION REPORT
MODIFICATION PROPOSAL P103 –
Respecification of Trading Data

Prepared by ELEXON on behalf of the Balancing
and Settlement Code Panel

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I DOCUMENT CONTROL

a Revision History

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b Distribution

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Each BSC Agent	Various
The Gas and Electricity Markets Authority	Ofgem
Each BSC Panel Member	Various
energywatch	energywatch
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d Related Documents

Ref.	Document	Owner	Issue Date	Version
1	P103 – Modification Proposal		7 October 2002	-
2	P103 Initial Written Assessment	ELEXON	10 October 2002	1.0
3	P103 – Assessment Report	ELEXON	10 January 2003	1.0
4	P103 – Requirements Specification	ELEXON	19 November 2002	1.0

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1 SUMMARY AND RECOMMENDATIONS

1.1 Recommendation

On the basis of the analysis, consultation and assessment undertaken in respect of this Modification Proposal during the Modification Procedures, and the resultant findings of this report, the Balancing and Settlement Code Panel ('the Panel') recommends that:

Proposed Modification P103 should not be made.

In the event that the Authority determines that the Proposed Modification P103 should be made, the implementation should be made on a Calendar Day basis and have an Implementation Date of:

- **29 June 2004 if an Authority decision is received from the Authority prior to 20 June 2003; or**
- **2 November 2004 if an Authority decision is received on or after 20 June 2003 and prior to 24 October 2003.**

1.2 Background

Modification Proposal P103 'Respecification of Trading Data' (P103) (Reference 1), was raised by Slough Energy Supplies Ltd on 7 October 2002.

P103 proposes to extend the functionality provided by the Balancing Mechanism Reporting Agent (BMRA) in relation to the Balancing Mechanism Reporting Service (BMRS). In particular, P103 seeks to extend both the content and retention period for information currently provided on the BMRS as well as providing additional tools to allow users to query the data. Such tools as those referred to within the Modification Proposal, include interfaces to products such as Microsoft® Access® to enable manipulation of the data in a more user friendly and transparent manner. The Proposed Modification seeks to introduce a new interface between the BMRA and the Settlement Administration Agent (SAA). This new interface is required to ensure that Indicative data items displayed on the BMRS, such as Indicative Energy Imbalance Prices, are replaced with the actual data used within Settlement following each Settlement Run.

1.3 Rationale for Recommendations

The majority of the Panel agreed with the rationale and majority recommendation of the Settlement Standing Modification Group (SSMG) that P103 should not be made.

The Panel agreed that Applicable BSC Objective (c) would be better facilitated due to the increased transparency brought about by the provision of information to all BSC Parties.

The Panel supported the majority view of the SSMG that Applicable BSC Objective (d) would not be better facilitated because the data requested within P103 was already available to those Parties who chose to receive it. In particular the Panel felt that central development of IT Systems that sought to mirror developments that Parties may have already undertaken did not introduce efficiency into the Balancing and Settlement Code Procedures.

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The majority of the Panel agreed with the view of the SSMG that the inefficiencies introduced by P103 outweighed the benefit arising as a result of increased competition in the generation and supply of electricity. Therefore, on balance, the Panel concluded that the achievement of the Applicable BSC Objectives would not be better facilitated by the introduction of P103.]

8 responses (40 Parties, 3 non Parties) to the draft Modification Report consultation were received. 7 responses (39 Parties) supported the Panel's recommendations and 1 responses (1 Parties, 3 non Parties) did not support the Panel's recommendations.

No new issues were raised in the consultation responses that had not previously been discussed by the SSMG in their assessment of P103. A summary of the responses received is given in Section 8 of this document.

2 INTRODUCTION

This report has been prepared by ELEXON Ltd., on behalf of the Panel, in accordance with the terms of the Balancing and Settlement Code ('Code'). The Code is the legal document containing the rules of the balancing mechanism and imbalance settlement process and related governance provisions. ELEXON is the company that performs the role and functions of the BSCCo, as defined in the Code.

This Modification Report is addressed and furnished to the Gas and Electricity Markets Authority ('the Authority') and none of the facts, opinions or statements contained herein may be relied upon by any other person.

An electronic copy of this document can be found on the BSC Website, at www.elexon.co.uk

3 HISTORY OF PROPOSED MODIFICATION

The Panel, at its meeting of 17 October 2002, considered the Initial Written Assessment for P103 (Reference 2). The Panel agreed to submit P103 to the Assessment Procedure to be conducted by the SSMG and further agreed that an Assessment Report should be presented to the Panel at their meeting on 16 January 2003.

During the Assessment Procedure the SSMG met on four occasions and developed a Requirements Specification (Reference 4). The Requirements Specification outlined the key changes that would be required to the BSC Systems in order to implement P103. This Requirements Specification was issued for consultation on 20 November 2002 allowing 10 Working Days for consultation responses to be received. The Assessment Procedure consultation sought respondent's views in respect to a number of specific issues identified by the SSMG.

In parallel with the consultation, a request for a Detailed Level Impact Assessment from Parties and BSC Agents was also issued. Therefore, at the time of returning the Assessment Procedure consultation responses, respondents would have been unaware of the costs of developing the changes to BSC Systems. The SSMG therefore requested views from respondents on the principle of providing such service centrally, together with an indication of how the views of respondents might change depending on the costs of implementing P103.

The P103 Assessment Procedure consultation received a total of 14 responses (54 Parties and 5 non-Parties). The majority of respondents believed that P103 would not better facilitate the achievement of the Applicable BSC Objectives.

At their meeting on 16 January 2003, the Panel considered the P103 Assessment Report (Reference 4). The majority of the Panel agreed with the majority recommendation of the SSMG that P103 should be submitted to the Report Phase with a recommendation that the Proposed Modification should not be made. A detailed exposition of the views and rationale of the Panel in making its recommendation to the Authority can be found in Section 5 of this Modification Report.

As the majority of the SSMG believed that, on balance, P103 did not better facilitate the achievement of the Applicable BSC Objectives, no legal text was commissioned during the Assessment Procedure. In accordance with paragraph F2.7 of the Code, the Panel sought confirmation from the Authority as to whether the legal text was required to be presented as part of the draft Modification Report. The Authority have confirmed that legal text was required within the draft Modification Report.

The legal text was reviewed by the SSMG prior to the consultation on the draft Modification Report. A consultation on the draft Modification Report was issued on 3 February 2003 allowing 15 Working Days for responses.

The Panel received the draft Modification Report at their meeting on 13 March 2003 and confirmed its provisional recommendation that P103 should not be made.

The Panel also agreed to a minor change to the legal text as suggested by one of the consultation respondents. The Panel agreed with the recommendation of ELEXON that this change was not material and no further consultation was required in respect of the legal text.

4 DESCRIPTION OF PROPOSED MODIFICATION

4.1 The Proposed Modification

4.1.1 Overview of Proposed Modification

P103 seeks to make a number of changes to the content and availability of data displayed on the BMRS Low Grade Service. In particular, P103 suggests that:

- a) Indicative data, currently displayed on the BMRS, should be replaced, and subsequently updated, to show the actual values calculated by the SAA following each Settlement Run;
- b) The data retention period for data displayed on the BMRS should be increased from the current 12 months from the publication of Indicative data, to 12 months after publication of data following each Settlement Run;
- c) Tools should be provided to allow users to perform simple queries on data held on-line, for example to obtain daily averages / totals by company. The exact specification for such tools will be developed as part of any implementation project for P103 and will be included as part of a revised BMRS Specification;
- d) Users of the BMRS should be allowed to retrieve data for multiple Balancing Mechanism Units (BMUs) and/or data for multiple Settlement Days;

P103 also proposed that the following additional data items be displayed on the BMRS:

- a) Half Hourly Transmission Loss Multiplier Data;
- b) Half Hourly Residual Cashflow value in £/MWh (Referred to within the legal text as the Residual Cashflow Price);

- c) Half Hourly metered output by BM Unit;
- d) Net imbalance position by Party account;
- e) Net Imbalance Volume;
- f) Providing identifiers to accepted Balancing Mechanism trades that are arbitrage trades; and
- g) Identifiers for each bid, offer and acceptances which have been tagged as, included in, or excluded from the Energy Imbalance Price calculations.

For the purposes of undertaking a consultation during the Assessment Procedure the Proposed Modification was split into four requirements:

- Requirement 1: Updating data following each Settlement Run;
- Requirement 2: Data retention, archiving and retrieval;
- Requirement 3: Additional data querying facilities; and
- Requirement 4: Additional data requirements.

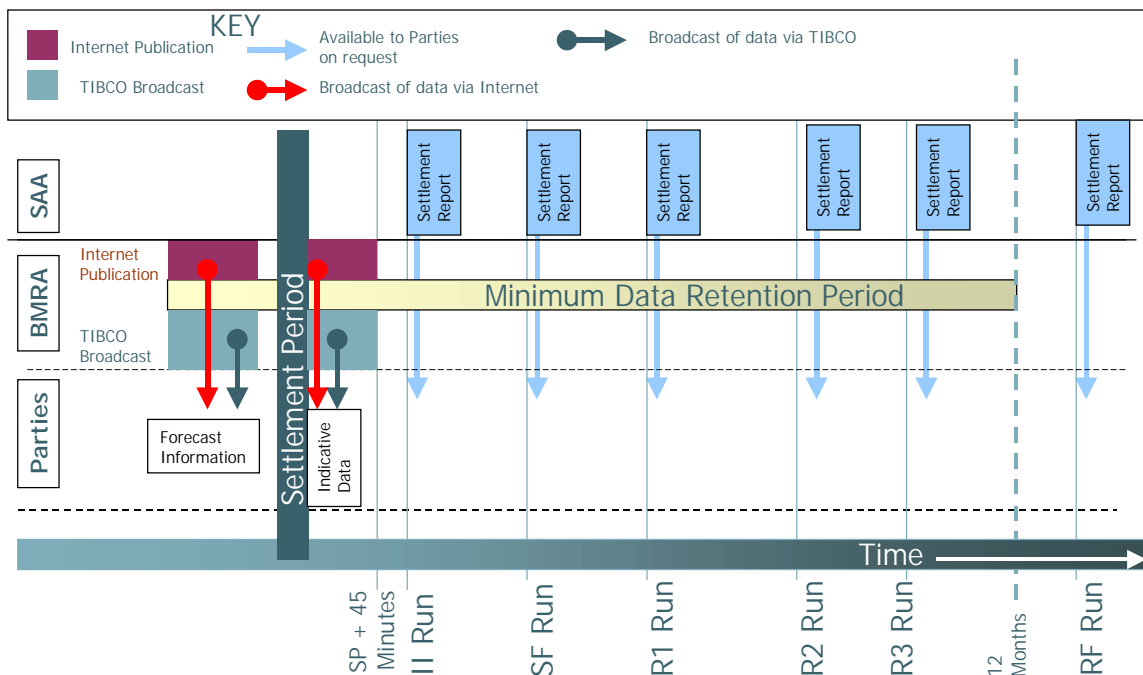
The remainder of this section 4.1 provides further detail on these requirements

4.1.2 Current Reporting Arrangements

Figure 1 illustrates the current reporting regime in relation to forecast data, passed to the BMRA in accordance with Section V of the Code.

Figure 1 shows time progressing from left to right. The time period shown starts on the day immediately prior to a Settlement Period, through the relevant Settlement Period and Settlement Runs. Activities associated with Parties, the BMRA or SAA are identified and shown to the right of the box identifying the relevant Party or BSC Agent. The various Settlement Runs are shown as vertical lines as time progresses.

Figure 1 – Illustration of the current reporting with respect to the BMRA and SAA



The figure illustrates the forecast data published by the BMRA at the day ahead stage, on both the High Grade Service via the TIBCO software interface, and on the Low Grade Service web site (www.bmreports.com).

Parties choose either to have the relevant data items transmitted to them over the High Grade Service, or they interrogate the Low Grade Service to retrieve individual data items they require on an ad hoc basis. Use of the High Grade Service is available to both Parties and non Parties and allows recipients to store the raw data provided by the BMRA relatively easily within their own IT systems. It should be noted that any person with an Internet browser can view the data currently provided on the BMRS Low Grade Service¹.

The figure shows that within 45 minutes² of the end of any Settlement Period, Indicative data, as calculated by the BMRA, is made available to Parties using both mechanisms described above (i.e. using the Low Grade Service and High Grade Service via Internet publication and Broadcasting using TIBCO software respectively). The diagram also shows that Indicative and forecast data displayed on the BMRS must be retained for a 12-month period³ from the date it is published.

In practice data has been retained for longer than the minimum period and at the time of writing this report, data has not been removed from the BMRS because it is older than the minimum data retention period. Following the publication of Indicative data for a Settlement Period, the BMRA does not update this data with data used within Settlement following each Settlement Run.

Following each Settlement Run, Parties can also receive copies of the System Operator variant of the Settlement Report SAA-I014: Settlement Report, sub-flow 2 (S0142) in

¹ References throughout this document relating to BMRS Low Grade Service and BMRS Internet web site refer to www.bmreports.com

² As defined in paragraph V2.3.3

³ As defined in paragraph V2.2.4

addition to the variant of the report that applies only to those BSC Parties. Following the Implementation of Change Proposal CP712, "Transmission Company Sub-flow SAA-I014 Availability", in December 2002 the S0142 was made available to Parties via the BMRS for a seven-day period. In addition, ELEXON currently publish a "Best View" price for each Settlement Period on the BSC Website (www.elexon.co.uk).

4.1.3 Requirement 1: Updating data following subsequent Settlement Runs

The requirement identified within P103 states that the data should be updated following each subsequent "Reconciliation Run". However, the SSMG agreed that this should apply to all Settlement Runs (i.e to include the II and SF Runs) undertaken and not be confined to Reconciliation Runs.

The requirement to replace Indicative data with that data used within Settlement following each Settlement Runs would enable Parties and non Parties to access data that is not currently available on the BMRS. It should be noted as stated above, that this data is already available to all BSC Parties from S0142. The Proposer of P103 argues that an obligation to publish the latest available data as used within Settlement should be placed on the BMRA.

The SSMG agreed that the Indicative data displayed on the BMRS should be replaced at the Interim Information Run and subsequently be updated by being overwritten at each subsequent Settlement Run.

Figure 2 shows how the distribution of data, as shown in Figure 1, might change if data were to be replaced following the Interim Information Run as a result of P103 being implemented. Figure 3 shows this data then being updated at each subsequent Settlement Run. The Figures also show the new interface required between the SAA and BMRA to receive the Settlement Report S0142.

In order to implement P103 it was suggested by the SSMG that the BMRA should not be obliged to calculate the new values for the relevant data items but should, where possible, report data that is passed to it by the SAA.

The S0142 contains most of the necessary data items that are to be published on the BMRS following each Settlement Run.

The Figures show that for a given Settlement Period/Day, data previously available on the BMRS (i.e. indicative or forecast data) that has been updated is no longer available (represented by an 'X'). This approach to updating data means that only the latest available information would ever be displayed on the BMRS and there would be no way of retrieving the Indicative data.

Figure 2 – Update of BMRA data in line with Interim Information Run

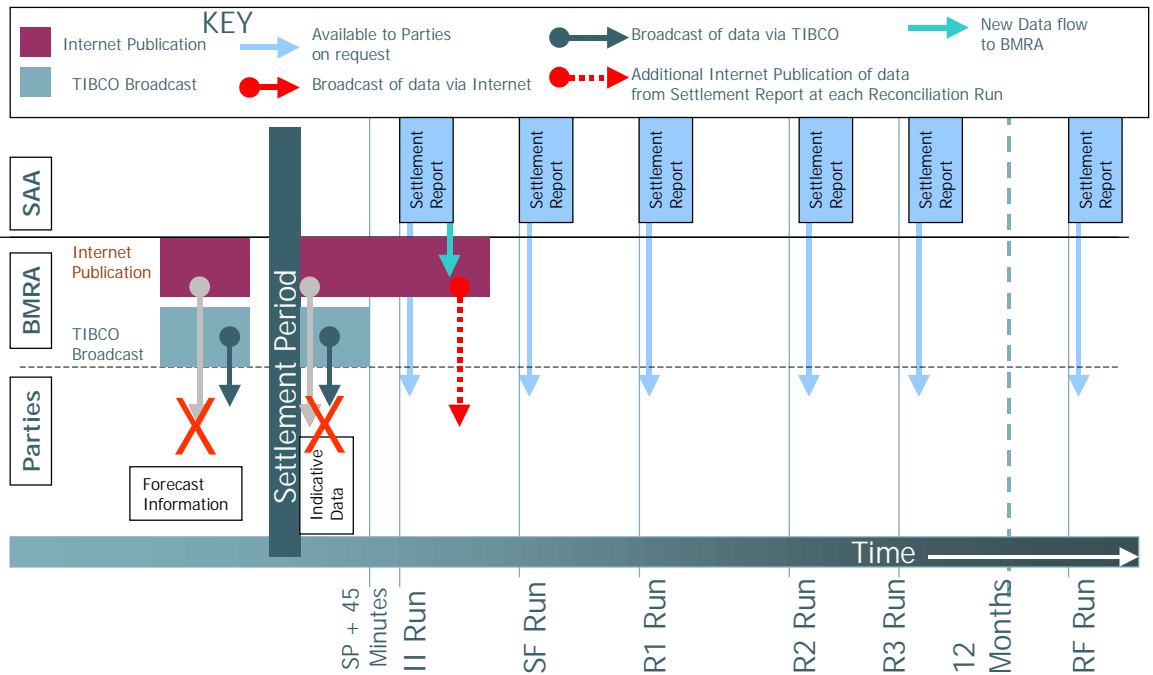
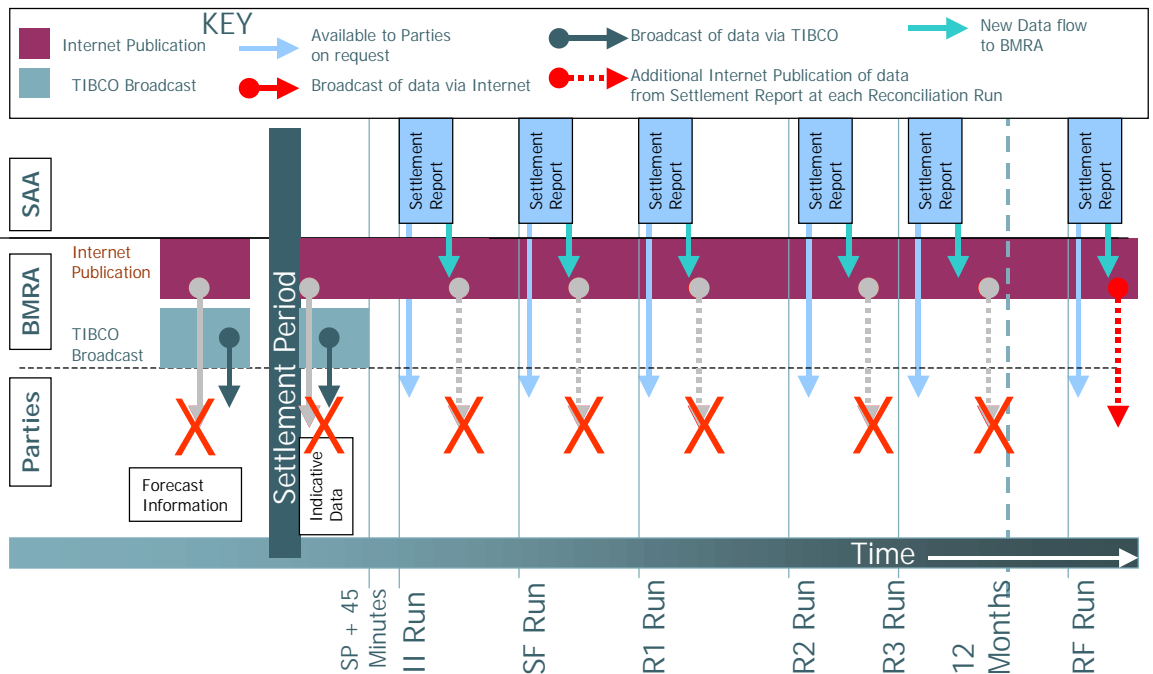


Figure 3 Updates to data carried out at each Settlement Run



The BMRA is currently required to calculate, store and publish on-line, derived values for each Settlement Period within 45 minutes from the end of the Settlement Period. The SSMG agreed that the data listed below should be published following the completion of each Settlement Run:

- a) Indicative Accepted Offer Volume

- b) Indicative Accepted Bid Volume
- c) Indicative Period BM Unit Total Accepted Offer Volume
- d) Indicative Period BM Unit Total Accepted Bid Volume
- e) Indicative Period BM Unit Offer Cashflow
- f) Indicative Period BM Unit Bid Cashflow
- g) Indicative System Total Accepted Offer Volume
- h) Indicative System Total Accepted Bid Volume
- i) Indicative System Total Un-priced Accepted Offer Volume
- j) Indicative System Total Un-priced Accepted Bid Volume
- k) Indicative Total Accepted Priced Offer Volume
- l) Indicative Total Accepted Priced Bid Volume
- m) Indicative System Buy Price
- n) Indicative System Sell Price

The SSMG agreed that when publishing data following each Settlement Run, such data should be displayed within one working day of the receipt of that data by the BMRA.

4.1.4 Requirement 2 – Data Retention, Archiving and Retrieval

Requirement 2 relates to the data retention period for data published on the Low Grade BMRS. The proposal originally suggested that a solution be developed to deal with the archiving and subsequent retrieval of such data.

P103 suggested that the current data retention period of 12 months from publication of the data, as specified in Section V of the Code and within the BMRS User Requirements Specification (URS), be extended.

Figure 4 provides a simplified representation of figures 1 - 3, showing an extended time period, and has been modified to show the data retention periods for both forecast data and Indicative data as updated by subsequent Settlement Runs.

The Figure shows the data retention period to be adopted by the BMRA, were the current limit of 12 months to be used for the period beyond the Final Reconciliation Run. The key and format of the diagrams remains the same as figures 1 - 4.

Figure 5 – Proposed extension to Data Retention Period and Archiving Requirements

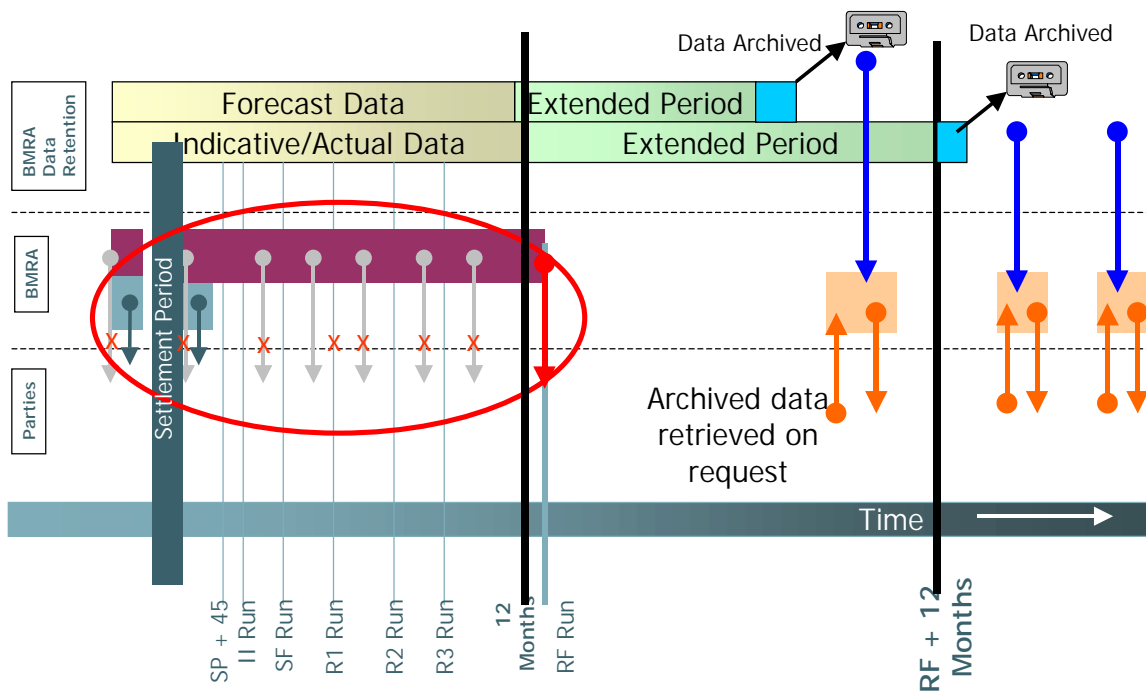


Figure 5 shows the existing principle of data being retained for 12 months after the publication date on the BMRS for Forecast Data, or 12 months after the Settlement Day, for other Indicative data, whilst the green bars represent an extended retention period over that which currently exists. Following the extended data retention period it was proposed that the data be archived and made available to on request to Parties.

The SSMG agreed that data should be retained on the BMRS for 12 months after publication of that data.

If Requirement 1, as outlined within this document were to be implemented, it could be argued that it would not be worthwhile unless the period of time that data was available was sufficient to allow comparisons of data to be made throughout the Settlement Run timetable. This requirement may be seen to allow any parties (whether BSC Signatories or not) who have chosen not to use the High Grade Service, access to information which could be used in the negotiation and management of contracts with counter-parties. It should be noted that access to the High Grade Service is available to all Parties, although the Proposer of P103 suggests that there may be financial reasons or resource issues why some Parties have not taken up the option of using this service.

4.1.5 Requirement 3: Additional Data Querying Facilities

Requirement 3 relates to the additional tools that are made available to users of the BMRS to allow more flexible access to the data displayed on the BMRS.

P103 suggests that additional tools (created from say, Microsoft® Access®) should be provided to allow users to perform simple queries against the data held on the BMRS.

Examples of the queries provided by the Proposer of P103 include the downloading of daily averages or totals, totals by company etc.

Given that the data published by the BMRA must be made available within the timescales provided within the Code, (for example the requirement to publish Indicative data within 45 minutes of the end of a Settlement Period), the SSMG concluded that it may be appropriate that a secondary data repository be set up that allows users to undertake such queries. The exact specification of such tools will be developed following any approval of P103.

Access to data over multiple BM Units or Settlement Days.

P103 proposes that users of the BMRS are allowed to retrieve data for multiple BMUs and/or multiple Settlement Days.

4.1.6 Requirement 4: Additional Data Requirements

P103 specifically identifies the following additional data items for display on the BMRS:

- a) Half Hourly Transmission Loss Multiplier Data;
- b) Half Hourly metered quantities by BM Unit;
- c) Net imbalance position by Party account; and
- d) Net Imbalance Volume (NIV as introduced by P78).

Items a) to c) above are currently provided within the SO142. P103 also requests further information to be provided which is not provided as specified within the System Operator variant of the Settlement Report. Specifically:

- a) Half Hourly Residual Cashflow value in £/MWh;
- b) Providing identifiers to accepted BM Trades that are arbitrage trades;
- c) Identifiers for each bid, offer and acceptances that have been tagged as included in or excluded from the Energy Imbalance Price calculations.

With respect to the provision of additional identifiers, the SSMG assumed that in order to avoid further processing by the BMRA, this additional data could be made available from the SAA following each Settlement Run. The SSMG suggested that this could be implemented by the introduction of relevant changes to the SO142.

The identification of identifiers for arbitrage trades and bid, offer and acceptances could theoretically be produced by the BMRA during the calculation of Indicative data, shortly after the completion of the Settlement Period. However, this would force the BMRA to increase its processing capacity and possibly affect the ability to publish data in a timely manner for the recent Settlement Periods.

A solution to this would be for the SAA to produce the tagging information when the Energy Imbalance Prices are calculated in accordance with the Settlement Runs. This data could then be passed to the BMRA prior to its publication on the BMRS.

5 RATIONALE FOR PANEL RECOMMENDATIONS

At their meeting on 16 January 2003, the Panel discussed the contents of the P103 Assessment Report (Reference 3). The SSMG had argued in their Assessment Report that P103 would introduce greater

competition within the generation and supply of electricity (Applicable BSC Objective (c)). The SSMG had also considered that P103 introduced the duplication of data held by different BSC Agents (the SAA and BMRA), duplication of systems and processes that may have been already developed by Parties, and the fact that few Parties indicated the service would be used by them. Taking these factors into account the SSMG believed that P103 would therefore decrease the efficiency in the implementation and administration of the balancing and settlement arrangements (Applicable BSC Objective (d)). The SSMG had stated that, on balance, the Applicable BSC Objectives would not be better facilitated by the introduction of P103 as the inefficiencies introduced by P103 far outweighed the benefits from increased competition. The SSMG had also wished to draw to the attention of the Panel the significant costs that would have to be paid by Parties were P103 to be implemented.

In discussing the Assessment Report, a Panel member questioned whether a process existed by which costs presented by the BSC Agent are challenged. ELEXON confirmed that all Impact BSC Agent Impact Assessments go through both a Technical and Commercial review, where appropriate this will result in a challenge until all details, technical and commercial, are fully understood, P103 was no exception. ELEXON also pointed out that since the receipt of the BSC Agent Impact Assessment, the SSMG had refined the Proposed Modification to define the duration of any extended data retention period. The SSMG confirmed that the extended data retention period would only be 12 months after the publication of data related to a Settlement Period. The conclusion that may therefore be drawn from this is that the costs attributable to purchasing additional storage media (approximately £132,000) would not be a required for each year of operation and may tail off after the initial year of operation.

A Panel member queried why the SSMG had not developed an Alternative Modification that was cheaper than the current solution. ELEXON advised the Panel that the Assessment Procedure consultation had been responded to by Parties on the principles involved in P103 without the benefit of having the costs from the BSC Agent available to them. The majority of the responses by Parties to the consultation did not believe the Applicable BSC Objectives would be better facilitated by the introduction of P103. It was also noted that a specific question had been asked in the consultation about whether respondents' views might change depending on the development and implementation costs for P103. The majority of the responses to this question within the Assessment Procedure consultation had specified that they did not support the Modification Proposal even if it had a zero cost. Taking this into account, together with their view on whether the Applicable BSC Objectives could be better facilitated, the SSMG had determined not to develop an Alternative Modification.

Another Panel member suggested that the relevant Standing Modification Group should look at the issue of transparency of information for market participants. It was observed however that this was something that could be undertaken but it did rely on a Party raising an issue for discussion by the relevant group.

The Panel considered the strengths of the arguments detailed within the P103 Assessment Report and agreed by majority with the rationale of the SSMG and that the draft Modification should contain a provisional recommendation that Proposed Modification P103 should not be made.

6 LEGAL TEXT TO GIVE EFFECT TO THE PROPOSED MODIFICATION

6.1 Conformed Version

Proposed Modification P103 requires changes to Sections V and X-2 of the Code. A summary of the changes is given below and a detailed red lined version of the legal text is included in Annex 1a and 1b.

Section V This section will be updated to give details of the new requirements to publish data on the BMRS.

Annex X2 This section will be updated to define a new term, the Residual Cashflow Price as defined within Section V.

The legal drafting included with this report is drafted against the version of the Code current on 7 March 2003. The legal drafting was checked against all Modifications that had been approved by the Authority on that date, including those that have not yet been implemented. If the baseline of the Code changes prior to implementation of P103, or if other Modification Proposals are to be implemented at the same time as P103, the legal text may need to be amended.

7 ASSESSMENT

Details of the Assessment of P103 can be found within the P103 Assessment Report. A summary of the SSMG's assessment of P103 against whether P103 better facilitated the achievement of the Applicable BSC Objectives is contained below.

At their meeting on 10 December 2002 and again at their meeting on 7 January 2003, the SSMG considered whether P103 better facilitated the achievement of the Applicable BSC Objectives. The SSMG considered the views of the consultation respondents.

The views of the majority of the SSMG were that:

- a) The BMRS was not designed as a tool to report prices used within Settlement. The view of the SSMG was that such information was available to BSC Parties within the Settlement Report;
- b) The Indicative data reported on the BMRS is displayed both graphically and, in a number of cases, in Comma Separated Value (CSV) format. This provides the ability to view the data or retrieve it for use within Parties' information systems;
- c) Parties were encouraged to develop their own market monitoring systems at Go-Live for the New Electricity Trading Arrangements (NETA). The investment already made by Parties in developing those market monitoring systems would have been made in vain with further investment being required to fund a centrally developed enhanced reporting system;
- d) The availability of such information as that provided by P103 could lead to an increase in competition of Generation and Supply of electricity and therefore P103 could better facilitate Applicable BSC Objective (c);
- e) The SSMG were unanimous in expressing strong concern about the very high level of costs provided by the relevant BSC Agents in their response to the Detailed Level Impact Assessment. Taking into account these substantial costs and the fact that inefficiencies would be introduced by P103 as Parties had already developed their own systems for storing this information the majority of the SSMG believed that P103 would not introduce efficiency increased efficiency. The majority of the SSMG believed that were a Party to require such information it was could be retrieved using the High Grade BMRS. The SSMG therefore believed that the introduction of P103 would not better facilitate the achievement of Applicable BSC Objective (d);

- f) In weighing up the different views with respect to each of the Applicable BSC Objectives, that although the achievement of Applicable BSC Objective (c) may be better facilitated, this would be far outweighed by the lack of achievement of Applicable BSC Objective (d) for the reasons presented above.

A view, held by one member, was that the proposal would not better meet BSC objective (c) as it would amount to subsidising new entry. This was because existing participants would be paying for data manipulation and analysis tools to be provided to entrants free of charge, whilst they had been required to procure their own facilities at significant cost. The same member observed that the ability to manipulate and analyse data better than your competitors was a legitimate source of competitor advantage and this would be undermined by the proposal. The member that held this view felt Applicable BSC Objective (c) would be better facilitated by a different Modification Proposal, such as P114, that made access to raw data more widely available. Therefore in their opinion market based solutions could develop to allow third parties to carry out data analysis on behalf of those participants who did not have the resources to do so themselves.

Other arguments expressed by individual members of the SSMG were:

- a) At present, the BMRS data is misleading as it is generally out of date in that it displays Indicative data and not the latest available values for such data.
- b) There exists no formal obligation on BSCCo to publish or guarantee the accuracy of its “Best View Prices” spreadsheet. The BMRS was created in order to provide non Parties as well as smaller Parties with data in a form intended to be useable by parties who are unable to utilise the raw data available in the high grade service. The BMRS is not developed to the point of meeting that need effectively and that the current situation is therefore contrary to Applicable BSC objectives.
- c) The lack of the information places Licensed Exempt Generators (LEGs) under an undue disadvantage relative to larger Parties, who, in their opinion, often have the resources to access and process the relevant data themselves. These services should be available to those parties who did not have the resources to have made such investment at “Go-Live”. They are an integral part of the market structure and should therefore be regarded as “unfinished business” from the introduction of the NETA.
- d) P103 would not have any adverse effect on Applicable BSC Objective (d) and that P103 would better facilitate the achievement of Applicable BSC objective (c) and therefore the modification should be implemented.

All views expressed were fully considered by the SSMG in making their majority recommendation that P103 should not be made.

7.1 Costs of Proposed Modification P103

During the Assessment Procedure for P103, the costs of implementing P103 were determined as a result of the Impact Assessment from BSC Agents.

Implementation of P103 will require a cost of **£1,947,342** and 307 man days effort from ELEXON. In addition to these costs, P103 would incur a further **£872,628** for the annual operation and maintenance costs.

The Assessment Report (Reference 3) contains a detailed breakdown of the costs.

It should be noted that during the Assessment Procedure consultation, parties were unaware of the costs of implementing P103 and the majority of respondents did not support P103 regardless of the implementation costs. This view was supported by the majority of the SSMG.

8 SUMMARY OF REPRESENTATIONS

A total of 8 responses (40 Parties, 3 non Parties) to the consultation on the draft Modification Report. Of these:

- The majority, 7 responses (39 Parties) agreed with the Panel's provisional recommendation in the draft Modification Report that Proposed Modification P103 should not be made; and
- 1 respondent (1 Party, 3 non Parties), did not agree with the view expressed by the Panel.

No new arguments were expressed by any of the consultation respondents that had not already been discussed by the SSMG in their assessment of P103.

A summary of the responses to the P103 draft Modification Report consultation is included below:

Respondent	Agree with Panel recommendation (Reject Proposed Modification)	Agree with legal text	Agree with Implementation Date	Number of Parties	Number of non Parties
Powergen	✓	✗	✓	15	-
British Gas Trading	✓	-	-	1	-
SEEBOARD	✓	✓	✗	1	-
Innogy	✓	✓	✓	9	-
Scottish and Southern	✓	✓	✓	4	-
British Energy	✓	✓	✓	3	-
Slough Energy Supplies	✗	✓	✗	1	3
Scottish Power	✓	✓	✓	6	-

8.1 Arguments Expressed in Support for the Panel's Recommendation that the Proposed Modification P103 Should Not Be Made

One respondent (15 Parties) argued that an important part of providing a competitive environment is that those who cause costs to be incurred should pay for them. This view was also supported by another respondent (4 Parties). This respondent argued that P103 represents a subsidy to those who incur the costs and therefore, P103 does not better facilitate the achievement of Applicable BSC Objective (c). 'Promoting effective competition in the generation and supply of electricity'.

Another respondent (1 Party) did not believe that the BMRS was designed to replicate data already provided to Parties via the Settlement Report. They further argued that the BMRS was designed to provide non-commercial real time information and not long term enduring commercial data.

One respondent (9 Parties) believed that the costs of implementing the Code Modification were prohibitive. Another respondent (3 Parties) indicated that the cost does not justify the relatively minor increase in transparency introduced by P103.

One respondent (6 Parties) noted the view that Parties did not support P103 regardless of cost and that issues of data provision to the market may be taken forward by way of an issue at a Standing Modification Group.

One respondent (15 Parties) suggested the electricity industry already provide more information than that within other industries and further commented that P114 was a more appropriate mechanism of addressing any need to provide greater coverage of information to non Parties.

Another respondent (1 Party) drew attention to the similarities between P103 and P102 and suggested that the P102 Alternative Modification was a more appropriate mechanism.

One respondent (3 Parties) suggested that it was more appropriate for those parties wishing to use the service to pay for it and that given that a central arrangement had not been delivered at Go-Live, it was no longer efficient to create it now.

8.2 Arguments Expressed Against the Panel Recommendation – i.e. Arguments Supporting the Proposed Modification

Only 1 respondent (1 Party, 3 non Parties) believed that information reported within the Settlement Report should be available to non Parties. They also felt that whilst data can be used within Parties' systems, this was only true to the extent that such systems have been developed to process the raw data and therefore needed to be put in a format readily accessible by Parties and non Parties.

Whilst this respondent accepted that P103 would introduce inefficiency, they did not accept that this outweighs the promotion of competition brought about by P103.

One respondent (1 Party, 3 non Parties), who supported the Proposed Modification, suggested that data displayed on the BMRS is inaccurate in that it reports the Indicative data that was created in real time shortly after the end of a Settlement Period. As a consequence it does not report the latest available information as used by within Settlement. This respondent also drew attention to the lack of formal obligation on ELEXON to publish settlement information.

8.3 Comments on Legal Text

Respondents were asked to confirm that they agreed that the proposed legal text addressed the defect identified by the Proposed Modification P103.

The Majority 6 respondents (24 Parties, 3 non Parties) agreed that the proposed legal text addressed the defect identified by the Proposed Modification.

One respondent (15 Parties) did not agree that the legal text addressed the defect identified within the Modification Proposal. They did not believe that the Proposed Modification P103 addressed the defect identified within the Modification Proposal. The respondent did however agree that the legal text reflected the definition of the Proposed Modification P103.

One of these respondents (9 Parties) observed that there were minor inconsistencies currently within Section T of the Code. This respondent was contacted by ELEXON to confirm the nature of the inconsistencies. The respondent observed that whilst the subscripts used to describe the Credited Energy Volume (QCE), in the proposed legal text, were consistent with that used within paragraph T4.10.2, this paragraph was itself inconsistent with other areas of Section T. The respondent agreed that this did not represent any difference in the values calculated, however suggested it should be changed for consistency. ELEXON agreed with this interpretation and have corrected the legal text so that all relevant references to QCE within the P103 legal text have a subscript of “iaj” and not “aij”.

One respondent (1 Party) did not make a comment on the legal text.

8.4 Implementation Date

The provisional recommendation from the Panel was that in the event that the Authority approved the P103 Proposed Modification, it would have an Implementation Date of:

- 29 June 2004 if an Authority decision is received from the Authority prior to 20 June 2003; or
- 2 November 2004 if an Authority decision is received on or after 20 June 2003 and prior to 24 October 2003;

Respondents were asked whether they agreed with the proposed Implementation Date for P103.

The majority, 5 respondents (36 Parties) agreed with the Panel recommendation on the Proposed Implementation Date whilst 2 respondents (2 Parties, 3 non Parties) and 1 respondent (1 Party) provided no comment.

One respondent, who supported P103, disagreed with the proposed Implementation Date because they believed that an earlier Implementation Date was more appropriate.

Of those respondents, that disagreed with the proposed Implementation Date, 1 respondent (1 Party) disagreed because they did not support the Proposed Modification and therefore agreement to an Implementation Date was inconsistent with their overall view.

All of the above arguments had been already discussed by the SSMG in forming their original recommendation within the P103 Assessment Report.

ANNEX 1 – LEGAL DRAFTING

The legal drafting for P103 is attached as two separate documents. The first document (Annex 1A) represents the changes required to Section V whilst the second details changes to the Annex of Section X (Annex 1B). It should be noted that the legal text was drafted prior to the Implementation of the P78 Proposed Modification, however any P78 changes forming part of the legal baseline have been included within the text.

ANNEX 2 – REPRESENTATIONS

Responses from P103 Draft Report Consultation

Consultation issued 3 February 2003

Representations were received from the following parties:

No	Company	File Number	No. BSC Parties Represented	No. Non-Parties Represented
1.	Powergen	P103_DR_001	15	
2.	British Gas Trading*	P103_DR_002	1	
3.	SEEBOARD	P103_DR_003	1	
4.	Innogy	P103_DR_004	9	
5.	Scottish and Southern*	P103_DR_005	4	
6.	British Energy	P103_DR_006	3	
7.	Slough Energy Supplies	P103_DR_007	1	3
8.	Scottish Power	P103_DR_008	6	

* Indicates respondent did not complete the Proforma accompanying the draft Modification Report.

P103_DR_001 – Powergen

Respondent:	Powergen
No. of BSC Parties Represented	15
BSC Parties Represented	Powergen UK plc, Powergen Retail Limited, Diamond Power Generation Limited, Cottam Development Centre Limited, TXU Europe Drakelow Limited, TXU Europe Ironbridge Limited, TXU Europe High Marnham Limited, Midlands Gas Limited, Western Gas Limited, TXU Europe (AHG) Limited, TXU Europe (AH Online) Limited, Citigen (London) Limited, Severn Trent Energy Limited (known as TXU Europe (AHST) Limited), TXU Europe (AHGD) Limited and Ownlabel Energy Limited

No. of Non BSC Parties Represented	0
Non BSC Parties represented	N/A
Role of Respondent	Supplier, Generator, Consolidator & Exemptable Generator

Q	Question	Response	Rationale
1	Do you agree with the Panel's views on P103 and the provisional recommendation to the Authority contained in the draft Modification Report? Please give rationale.	Yes	However, we are more fundamentally against the principle of P103 which seeks to provide free data provision and analysis tools to others at the expense of existing BSC Parties. An important element of providing a competitive environment in which to trade is to ensure that those who cause costs to be incurred pay for them. This would not occur here and would represent a subsidising of certain parties, which does not better meet BSC objective c) – the promotion of effective competition. The exact level of cost involved is not really relevant in this respect, although it clearly further highlights how inappropriate the modification is.
2	Do you agree with the Panel's view that the legal text provided in the draft Modification Report correctly addresses the defect or issue identified in the Modification Proposal? Please give rationale.	No.	Irrespective of the fact that we may not agree with the alleged defect in the modification proposal, the solution in the legal text does not correctly address it. It was to provide further information to help LEGs when negotiating with BSC Parties. This solution does not correctly address the defect, as it seeks to provide analysis tools too and fails to recover any costs from those using the service. The legal text does, however, appear to reflect correctly the definition of the proposed modification.
3	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P103? Please give rationale.	Yes	If the modification were approved this would appear to be a sensible timescale.
4	Are there any further comments on P103 that you wish to make?	Yes	The electricity industry already provides a significant amount of information about the individual positions of participants operating in the market, especially in comparison with other industries. P114 would provide even greater coverage whilst addressing the issues of cost recovery and the confidentiality of customer data. It therefore has

Q	Question	Response	Rationale
			our support, as opposed to P103, which is wholly inappropriate.

P103_DR_002 – British Gas Trading

BRITISH GAS TRADING DID NOT COMPLETE THEIR RESPONSE ON THE PROFORMA DISTRIBUTED BY BSCCO. IN ORDER TO PROVIDE A SUMMARY OF THE RESPONSES PROVIDED BY EACH RESPONDENT, BSCCO HAVE INTERPRETED THEIR RESPONSE AS FOLLOWS:

Respondent:	Mark Manley
No. of BSC Parties Represented	1
BSC Parties Represented	British Gas Trading
No. of Non BSC Parties Represented	0
Non BSC Parties represented	
Role of Respondent	Supplier

Q	Question	Response	Rationale
1	Do you agree with the Panel's views on P103 and the provisional recommendation to the Authority contained in the draft Modification Report? Please give rationale.	Yes	British Gas Trading (BGT) does not support the Modification Proposal and does not believe this would better facilitate Applicable BSC Objectives (c). BGT believe that any value derived from greater transparency of data published on the BMRS website is undermined by the significant costs associated with implementation of the proposal. Furthermore BGT does not believe that increasing the data retention requirements of the BMRS can be seen to better facilitate Applicable BSC Objective (c).
2	Do you agree with the Panel's view that the legal text provided in the draft Modification Report correctly addresses the defect or issue identified in the Modification Proposal? Please give rationale.	No Comment	
3	Do you agree with the Panel's provisional recommendation concerning	No Comment	

Q	Question	Response	Rationale
	the Implementation Date for P103? Please give rationale.		
4	Are there any further comments on P103 that you wish to make?		<p>BGT does not believe the BMRS Low Grade Service was designed to replicate data that is already provided to BSC Parties via Settlement output. The BMRS was designed to provide indicative non-commercial real time information, not long-term enduring commercial data. BGT do not support the principle of the BMRS becoming a data warehousing function to allow non BSC Parties to make commercial decisions.</p> <p>BGT believe there may have been benefits in undertaking this work prior to Go-Live. However we believe that it would be unfair to ask BSC Parties to contribute again towards this work when many BSC Parties have developed systems to allow for data interrogation and manipulation.</p> <p>BGT note the similarity of intent of Modification Proposals P102/P114 and P103 and we support the provision of data to non BSC Parties via the method outlined in the Alternative to Modification Proposal P102. This provides a robust cost recovery mechanism and a requirement from the licensee to support confidentiality obligations.</p>

FULL BRITISH GAS TRADING RESPONSE FOLLOWS:

Re: Modification Proposal P103 – Respecification of Trading Data

Thank you for the opportunity of responding to this draft modification report considering Modification Proposal P103. British Gas Trading (BGT) does not support the Modification Proposal and does not believe this would better facilitate Applicable BSC Objectives (c). BGT believe that any value derived from greater transparency of data published on the BMRS website is undermined by the significant costs associated with implementation of the proposal. Furthermore BGT does not believe that increasing the data retention requirements of the BMRS can be seen to better facilitate Applicable BSC Objective (c).

BGT does not believe the BMRS Low Grade Service was designed to replicate data that is already provided to BSC Parties via Settlement output. The BMRS was designed to provide indicative non-commercial real time information, not long-term enduring commercial data. BGT do not support the principle of the BMRS becoming a data warehousing function to allow non BSC Parties to make commercial decisions.

BGT believe there may have been benefits in undertaking this work prior to Go-Live. However we believe that it would be unfair to ask BSC Parties to contribute again towards this work when many BSC Parties have developed systems to allow for data interrogation and manipulation.

BGT note the similarity of intent of Modification Proposals P102/P114 and P103 and we support the provision of data to non BSC Parties via the method outlined in the Alternative to Modification Proposal P102. This provides a robust cost recovery mechanism and a requirement from the licensee to support confidentiality obligations.

Yours sincerely

Mark Manley
Contract Manager

P103_DR_003 – SEEBOARD

Respondent:	Dave Morton
No. of BSC Parties Represented	1
BSC Parties Represented	SEEBOARD Energy Limited
No. of Non BSC Parties Represented	0
Non BSC Parties represented	
Role of Respondent	Supplier

Q	Question	Response	Rationale
1	Do you agree with the Panel's views on P103 and the provisional recommendation to the Authority contained in the draft Modification Report? Please give rationale.	Yes	Charges arising from this modification are to be passed on to all Parties. However, a very small number of Parties have any need for this change. This means Parties are cross-subsidising others and this cannot be considered as better facilitating competition and, therefore, BSC objectives.
2	Do you agree with the Panel's view that	Yes	

Q	Question	Response	Rationale
	the legal text provided in the draft Modification Report correctly addresses the defect or issue identified in the Modification Proposal? Please give rationale.		
3	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P103? Please give rationale.	No	We cannot agree to any implementation date given that we believe that this modification does not better facilitate BSC objectives.
4	Are there any further comments on P103 that you wish to make?	No	

P103_DR_004 – Innogy

Respondent:	Ben Willis
No. of BSC Parties Represented	9
BSC Parties Represented	Innogy plc, Innogy Cogen Ltd, Innogy Cogen Trading Ltd, Npower Ltd, Npower Direct Ltd, Npower Yorkshire Ltd, Npower Yorkshire Supply Ltd, Npower Northern Ltd, Npower Northern Supply Ltd
No. of Non BSC Parties Represented	0
Non BSC Parties represented	N/A
Role of Respondent	Supplier / Generator / Trader / Consolidator / Exemptable Generator

Q	Question	Response	Rationale
1	Do you agree with the Panel's views on P103 and the provisional recommendation to the Authority contained in the draft Modification Report? Please give rationale.	Yes	We agree that the modification should not be made, as the costs are prohibitive.
2	Do you agree with the Panel's view that the legal text provided in the draft	Yes	Apart from the minor inconsistencies within the legal text between Section T4.5 and 4.10.2

Q	Question	Response	Rationale
	Modification Report correctly addresses the defect or issue identified in the Modification Proposal? Please give rationale.		
3	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P103? Please give rationale.	Yes	
4	Are there any further comments on P103 that you wish to make?	No	

P103_DR_005 – Scottish and Southern

SCOTTISH AND SOUTHERN DID NOT COMPLETE THEIR RESPONSE ON THE PROFORMA DISTRIBUTED BY BSCCO HOWEVER EACH OF THE QUESTIONS ASKED WITHIN THE CONSULTATION WAS ANSWERED. FOR CONSISTENCY THE ANSWERS TO THE CONSULTATION QUESTIONS HAVE BEEN PLACED WITHIN THE PROFORMA TABLE.

Dear Sirs,

This response is sent on behalf of Scottish and Southern Energy, Southern Electric, Keadby Generation Ltd. and SSE Energy Supply Ltd.

In relation to the four questions listed in the Consultation Paper, contained within your note of 3rd February 2003 concerning Modification Proposals P103, we have the following comments to make:-

Q	Question	Response	Rationale
1	Do you agree with the Panel's views on P103 and the provisional recommendation to the Authority contained in the draft Modification Report? Please give rationale.	Yes	We agree with the proposed BSC Panel recommendation to the Authority that this Modification Proposal P103 should not be made. As we have indicated previously, we do not believe that this Modification will better facilitates the achievement of the BSC Objectives. We note that this is also a view shared by the majority of respondents to the P103 Assessment Procedure, the majority of the SSMG and the majority of the Panel. We would like to point out that the data being sought by this Modification Proposal P103 is already freely available to all BSC Parties, it just has to be read in, stored and analysed. There should be no obligation on all BSC Parties to subsidise other parties because those other parties have freely chosen not to develop a system to manage the information at their own expense, which other BSC Parties

Q	Question	Response	Rationale
			have. Furthermore, we agree with the comments from the SSMG that the "inefficiencies of P103 far outweighed the benefits". Please note our response to any of the following questions should not be construed to lend support whatsoever to this Modification.
2	Do you agree with the Panel's view that the legal text provided in the draft Modification Report correctly addresses the defect or issue identified in the Modification Proposal? Please give rationale.	Yes.	
3	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P103? Please give rationale.	Yes	If the Modification Proposal P103 is approved, we agree with the proposed BSC Panel recommendation on the timing for the Implementation Date, as outlined in Section 1.1 of the Modification Report.
4	Are there any further comments on P103 that you wish to make?	No	We have no further comments to make on P103 at this time.

P103_DR_006 – British Energy

Respondent:	<i>Martin Mate</i>
No. of BSC Parties Represented	3
BSC Parties Represented	<i>British Energy Power & Energy Trading Ltd, British Energy Generation Ltd, Eggborough Power Ltd.</i>
No. of Non BSC Parties Represented	0
Non BSC Parties represented	
Role of Respondent	<i>Supplier/Generator/Trader/Consolidator/Exemptable Generator/ Party Agent</i>

Q	Question	Response	Rationale
1	Do you agree with the Panel's views on P103 and the provisional		We support the Panel's view that modification proposal P103 should not be made. The significant BSC cost does not justify the relatively minor increase in transparency and

Q	Question	Response	Rationale
	recommendation to the Authority contained in the draft Modification Report? Please give rationale.		reduction in analysis costs for non-parties and new entrants.
2	Do you agree with the Panel's view that the legal text provided in the draft Modification Report correctly addresses the defect or issue identified in the Modification Proposal? Please give rationale.		The legal text appears to facilitate a comprehensive data reporting service which would address the issues identified in the modification proposal.
3	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P103? Please give rationale.		We assume that Elexon have established with confidence that the proposed implementation dates are achievable. Given our concerns about the cost of this modification, we would support longer timescales if costs could be reduced.
4	Are there any further comments on P103 that you wish to make?	Yes	If parties requiring the service were also paying for it, we would have no objection to this proposal, but that does not appear to be the case. A reporting and analysis service of the type proposed could have been created cost-effectively for NETA Go-Live, since it would have avoided the cost incurred by BSC Parties in developing or procuring their own service. However, the NETA Programme chose not to develop such a service, and now that expenditure has been made by parties, it is no longer efficient to create a central service funded by all (the same argument applies to dual notification).

P103_DR_007 – Slough Energy Supplies

Respondent:	Slough Energy Supplies Limited
No. of BSC Parties Represented	1
BSC Parties Represented	Slough Energy Supplies Limited
No. of Non BSC Parties Represented	3
Non BSC Parties represented	Fibrepower Slough Limited (generator); Slough Energy Contracts Limited Generator); Slough Utility Services Limited (Exemptable)
Role of Respondent	Supplier

Q	Question	Response	Rationale
1	<p>Do you agree with the Panel's views on P103 and the provisional recommendation to the Authority contained in the draft Modification Report? Please give rationale.</p>	No	<p>Whilst prices used within Imbalance Settlement may be reported within the Settlement Report, this information should be open to non-BSC parties as well.</p> <p>Whilst data within Settlement Reports can be used or retrieved for use within Parties' information systems, this will only be true to the extent that such systems are able to process such raw data. The modification allows wider access to <i>processed</i> information ,which is necessary for facilitating Applicable BSC Objective (c) and would enable smaller Parties to become more of a competitive force. We believe that due notice should be taken of the merits of having a formal and therefore reliable source of market data.</p> <p>Existing and new proposed data displayed on the BMRS will also be available in a more processed format which will facilitate the comprehension of this data by smaller and non-BSC parties.</p> <p>We accept that there would be a certain amount of inefficiency in the provision of a centralised service that has already been implemented by some parties within their own information systems. However we do not accept that this outweighs the importance of introducing measures to promote a fair and competitive market place. The costs of implementing the necessary systems are disproportionate to the resources of smaller parties and if competition is to be encouraged it cannot be acceptable that smaller parties and non-BSC parties are unable to take commercial decisions based on data that is either inaccurate or not in an analysable form. Currently information set out in Settlement Data Files are in 'code' form. This information should be processed and displayed on the BMRS.</p>
2	<p>Do you agree with the Panel's view that the legal text provided in the draft Modification Report correctly addresses the defect or issue identified in the Modification Proposal? Please give rationale.</p>	Yes	
3	<p>Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P103? Please give rationale.</p>	No	<p>This is a measure which is directed towards improving market competition and in our view there should be a sufficiently high priority for implementation for it to be achieved earlier than the planned date.</p>

Q	Question	Response	Rationale
4	Are there any further comments on P103 that you wish to make?	Yes	<p>Whilst the BMRS may not have been initially designed as a tool to report prices used within the Settlement, this does not mean that it should not become so.</p> <p>At the moment the BMRS only displays indicative prices which are inaccurate. If the modification is not introduced this will continue to be the case.</p> <p>Settlement data is not published as a matter of course anywhere under the Code. Elexon replicates the settlement calculations but do not use the settlement data. In any event this is not required of Elexon and as such there are no performance obligations. There should be such an obligation as there was for the Pool prices. The BMRS would be a suitable place for such information to be published</p>

P103_DR_008 – Scottish Power

Respondent:	Man Kwong Liu
No. of BSC Parties Represented	6
BSC Parties Represented	<i>Please list all BSC Parties responding on behalf of (including the respondent company if relevant). Scottish Power UK plc; ScottishPower Energy Trading Ltd.; Scottish Power Generation plc; ScottishPower Energy Retail Ltd.; SP Transmission plc; SP Manweb plc</i>
No. of Non BSC Parties Represented	
Non BSC Parties represented	<i>Please list all non BSC Parties responding on behalf of (including the respondent company if relevant).</i>
Role of Respondent	<i>(Supplier/Generator/ Trader / Consolidator / Exemptable Generator / BSC Agent / Party Agent / other – please state) Supplier/Generator/ Trader / Consolidator / Exemptable Generator / Party Agent</i>

Q	Question	Response	Rationale
1	Do you agree with the Panel's views on P103 and the provisional recommendation to the Authority contained in the draft Modification	Yes	From the report of the Panel's discussions of Parties' Assessment responses, it appears clear that Parties did not consider that P103 met the Applicable BSC Objectives in principle, regardless of the costs attached to providing additional functionality to the current BMRS service. Our previous response indicated that the development of various

Q	Question	Response	Rationale
	Report? Please give rationale.		tools to analyse BMRS data by Parties could be considered to be a means to obtain competitive advantage. It would be unreasonable if Parties were expected to dilute that competitive advantage by the provision of an expanded central BMRS service when they may have already incurred costs to gain an advantage. The provision of further information to the market is a matter for further discussion and may be taken forward by way of an issue to the appropriate Standing Group. However, P103 does not strike the correct balance between transparency and efficiency in the trading arrangements.
2	Do you agree with the Panel's view that the legal text provided in the draft Modification Report correctly addresses the defect or issue identified in the Modification Proposal? Please give rationale.	Yes	The legal drafting appears to be appropriate in terms of the requirements set down by the P103 solution.
3	Do you agree with the Panel's provisional recommendation concerning the Implementation Date for P103? Please give rationale.	Yes	In view of the requirements set down for P103, the implementation timescales are appropriate. However, we would reiterate our view that P103 does not meet the Applicable Objective of promoting efficiency in the trading arrangements and should not, therefore, be approved."
4	Are there any further comments on P103 that you wish to make?	No	