

Southern Electric Power Distribution plc
Scottish Hydro Electric Power Distribution plc

Compliance Annual Report (AIDNO) 2021/22

1. Introduction

This report is for the year to 31 March 2022, as required by Standard Licence Condition 42A.17 of the electricity distribution licences of:

Southern Electric Power Distribution plc (SEPD), and

Scottish Hydro Electric Power Distribution plc (SHEPD)

The report summarises the licensees' compliance with the Specific Obligations and provides an update on the implementation of the practices, procedures, and systems adopted in accordance with the AIDNO Statement of Compliance which is published on the Scottish and Southern Electricity Networks (SSEN) website. In addition, the report details the activities of the Compliance Officer throughout the year including reference to any investigative work undertaken.

As such this report should be read in conjunction with the current AIDNO Statement of Compliance and the external Compliance Officer's Report 2021/22 (provided by Henderson Loggie LLP), both of which are published on the SSEN [website](#).

2. Compliance with the Obligations

2.1 Review Work

SEPD and SHEPD have demonstrated compliance with licence condition 42A, through the business separation review work undertaken by the external Compliance Officer, Group Compliance and Distribution Business Assurance during 2021/22. The Group Compliance function is independent of the operations of SEPD, SHEPD and their parent company, Scottish and Southern Energy Power Distribution Limited (SSEPD), reporting directly into the General Counsel directorate (as part of Corporate Services) of SSE plc. Distribution Business Assurance is a specialist team carrying out regular assurance checks on behalf of the Distribution business management.

From the review work undertaken, no significant issues were identified, and overall indications are that staff are aware of the need to ensure practices, procedures and systems prevent any AIDNO from having access to Confidential Information except and to the extent that such information:

- a) is made available on an equal basis to all Electricity Distributors;
- b) is referable to a customer who at the time to which the information relates was a customer of the Affiliate IDNO; or
- c) is of a type that has been confirmed by the Authority in writing as corporate information.

In addition, there have been no reports of instances of cross subsidy breaches between SEPD or SHEPD and other Affiliates or Related Undertakings, as evidenced through the annual EU Cross Subsidy report prepared by SEPD and SHEPD which is reviewed by EY using agreed upon audit procedures and sent to Ofgem.

The Compliance Officer role, as stipulated in Condition 42A.13, was performed during reporting year 2021/22 by the external audit firm Henderson Loggie LLP. Between April 2021 and March 2022, the external Compliance Officer has had full and open access to Networks staff and documentation to complete this work. Throughout the financial year, regular meetings have been held with key stakeholders from the business, Distribution Business Assurance, Distribution Regulation and Group Compliance to assist the external Compliance Officer in monitoring ongoing business separation compliance. As part of the role, the external Compliance Officer has assessed the robustness of SSEPD's managerial and operational independence, systems, branding, staff transfers, training arrangements, protection of Confidential Information and complaints for the purposes of

facilitating compliance. A summary assessment has been captured in the external Compliance Officer's annual report and presented to the SSEPD Board. No issues were identified within this report, with the external Compliance Officer satisfied that SEPD and SHEPD continue to comply with their stated business separation policy by implementing and enforcing procedures and controls commensurate with that policy. The external report also acknowledges the independent review work of Group Compliance which identified no specific issues with respect to the AIDNO.

It should be noted that the re-appointment of the external Compliance Officer is considered by the SSEPD Board every year normally during Quarter One of the financial year.

2.2 Managerial and Operational Independence of SSEPD

SEPD and SHEPD are wholly owned subsidiaries of Scottish and Southern Energy Power Distribution Limited (SSEPD), which itself is part of the SSE plc group of companies. As a result of a derogation given by the Gas and Electricity Markets Authority, SSEPD has in place a common board structure also covering Scottish Hydro Electric Transmission plc and separate to the main SSE plc parent company.

On 15 December 2021, Forbury Assets Ltd (FAL) formally changed its name to Optimal Power Networks Limited. The AIDNO, is operated as a separate legal entity under the SSE Enterprise division, from offices in Reading. SSE Enterprise is run completely separately to SSEPD with no common directors.

SSEPD continues to have its own management structure under which SEPD and SHEPD staff are employed. The Managing Director of Distribution is an executive member of the SSEPD Board and responsible, along with his senior management team, for the day-to-day operation and management of the distribution businesses. During 2021/22, the day-to-day management of the distribution businesses was co-ordinated through the Distribution Executive Committee (DEC) which reported to the SSEPD Board. The DEC is responsible for ensuring every part of the distribution businesses operates in a safe, responsible and efficient manner, including compliance with relevant legislation and regulations. Staff are directly employed by either SEPD or SHEPD, or under contractual agreements that include confidentiality provisions.

2.3 Systems and Confidential Information

SSEPD has controls in place to ensure access to information and systems is restricted. The Distribution Business Assurance team have continued to conduct business separation routine checks to ensure access controls to confidential information are being adequately applied in new systems and system changes. A total of eight IT systems access control reviews were undertaken in Distribution last year by the Distribution Business Assurance team. No issues were identified during these reviews with respect to the AIDNO, and this programme of regular assurance checks provides confidence in the business's ability to identify any potential access control weaknesses.

Procedures for managing access controls to Distribution premises and office areas have also been reviewed in 2021/22. Procedures continue to be maintained to ensure clarity of processes and consistency in approach. Regular assurance checking of controls applied across the businesses have been performed by the Distribution Business Assurance team. During the Covid 19 pandemic access to sites was limited to essential workers only. Site access control reviews were not undertaken as focus had been on maintaining essential services and limiting interaction of personnel to reduce the risk of Covid being introduced to sites. In 2022, Site Security access control reviews recommenced, with the business conducting nine reviews.

2.4 Branding

Distribution currently uses the common brand of “Scottish and Southern Electricity Networks” (SSEN), which also covers Scottish Hydro Electric Transmission plc, in its day-to-day operations to maintain a separate identity from other parts of SSE plc. Equipment, facilities/property, fleet, staff uniforms, identity cards and stationery are clearly marked with this branding. SSE Enterprise and the AIDNO operate under completely separate brands with no overlap. Over the last 12 months no issues have been reported with SSEPD and AIDNO branding.

2.5 Staff Transfers

A formal process for identifying and reporting key staff transfers from SEPD or SHEPD to the Supply, Generation, AIDNO and other SSE businesses exists. Any transfers of concern (i.e. those that may impact business separation) are risk assessed and where appropriate notified to the SSE Business Separation Compliance Officer (BSCO - see below) who may then discuss with the external Compliance Officer (Henderson Loggie LLP) and the SSEPD Board as necessary. During 2021/22, there were no transfers of concern.

3. Breach Reporting and Complaints

In accordance with internal practices and procedures, any business separation breaches and complaints of this nature are required to be directed to the internal BSCO, who works in conjunction with the external Compliance Officer in the provision of advice to Networks Businesses on business separation. No material reports relating to breaches or complaints for SEPD and SHEPD associated with the AIDNO were received by the internal BSCO during 2021/22. There was one incident investigated whereby a third party, acting on behalf of Ofgem, provided access to SSEN files to the AIDNO in error. This was identified immediately by the AIDNO as an error; the employee deleted the email providing access and notified SSEN and the third party without opening any of the files. It was determined that no advantage had been obtained by the AIDNO as a result of this error.

4. Staff Training

Networks Business Separation training continues to be provided via an e-learning module which sits on the SSE Group training platform and is rolled out to all SEPD and SHEPD staff, including new starts and any relevant contractors. In addition, due to the importance of business separation across the SSE Group, most Corporate staff and senior management from other SSE businesses are required to undertake the training. This approach ensures a high level of staff awareness and understanding of business separation requirements. E-Learning content, which includes the AIDNO, is reviewed on an ongoing basis. The completion of this training is mandatory for key personnel and its uptake is monitored and reported to management. To ensure ongoing compliance, relevant staff are required to undertake regular training, normally each financial year. The Distribution Business Assurance team monitor and report on the status of staff training on Business Separation to Networks senior management, including the DEC and the senior leadership team.

The above training is supported by formal procedural documents which provide detailed guidance to Distribution staff on the required processes for managing access to IT systems and premises related to Networks, handling staff transfers, raising business separation queries and reporting potential breaches to the internal BSCO. These procedures have been reviewed, updated and extended in places to facilitate staff understanding and ensure appropriate action is taken in the event of any business separation issue. A dedicated, internal Business Separation mailbox continues to operate to facilitate the management of queries and reporting of potential issues by staff. Overall, the above measures ensure there is a continued focus on maintaining business separation awareness and required arrangements throughout the year.

The businesses continue to utilise an internal application (known as i-Comply) which captures key regulatory and legislative obligations applicable to SSEPD business operations, and any changes, in a single system. This

system is designed to assist managers and staff in their understanding of key rules, including business separation requirements, via rule content summaries, the identification of affected business areas and allocation of business owners to each rule. Further development of the i-Comply application was carried out during 2021/22 to enhance its usability and functionality for business users and to ensure change is tracked to completion.

5. Contact

Queries relating to this report should be addressed to:

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