



Response to Alinta Submission on the Gas Advisory Board Constitution Review 2021

Clause	Alinta Recommendation	Response
1.2	Remove reference to Appendix 1 in clause 1.2 and remove Appendix 1.	Appendix 1 reproduces the GSI Objectives from section 6 of the <i>Gas Services Information Act 2012</i> , so it provides no new information. Further, reproducing text from the Act creates a risk that the Constitution could conflict with the Act if the Act is ever amended. Therefore, Appendix 1 and the associated reference to Appendix 1 in clause 1.4 will be deleted.
1.3	Amend as follows: For the purpose of the GSI Objectives <u>The primary purpose of the:</u> (a) the primary purpose of the Gas Bulletin Board (GBB) is to include information relating to short and near term natural gas supply and demand and natural gas transmission and storage capacity in the State, and (b) the primary purpose of the Gas Statement of Opportunities (GSOO) is to include information and assessments relating to medium and long term natural gas supply and demand and natural gas transmission and storage capacity in the State.	Amend the clause as suggested to improve clarity.
1.4(c)	Suggest for inclusivity and consistency, amend to: ...may make Amending Rules in accordance with her or his <u>their</u> rule making powers under Part 8 of the GSI Rules	Amend the clause as suggested for inclusivity and for consistency with the rest of the Constitution.

Clause	Alinta Recommendation	Response
2.1	<p>For consistency with the approach in the MAC constitution, amend to:</p> <p>The Gas Advisory Board is a committee comprised of stakeholder representatives of gas market stakeholders, convened by the Coordinator, to advise:</p>	<p>Amend the clause as suggested for consistency.</p>
3.13 (Issues 2 and 3)	<p>Alinta raised three issues relating to clause 3.1.3. To address issues 2 and 3, Alinta proposed to add new clause 3.13A:</p> <p><u>Reasonable expenses incurred by small-use consumer representatives will be covered by the Coordinator. For the avoidance of doubt, if a small use consumer representative is employed by the Coordinator's organisation, any expenses associated with participating in the Gas Advisory Board will not be separately recoverable.</u></p>	<p>The proposed new clause 3.13A will not be inserted.</p> <ul style="list-style-type: none"> Issue 2 was to address the payment of expenses of small end use customer representatives if an Energy Policy WA employee is made the representative. This does not need to be addressed because subrule 12(1)(c) of the GSI Rules specifies that small end use customer representatives must be independent. Issue 3 was that there needs to be a recognition that expenses of small end use customer representatives should be reasonable. It is the Coordinator's role to ensure that fees paid to small end use customer representatives are reasonable and this does not need to be specified in the Constitution.

Clause	Alinta Recommendation	Response
3.13 (Issue 1)	<p>Amend clause 3.13 as follows:</p> <p>Each member, other than small-use customer <u>consumer</u> representatives under clause 3.1(d) of this Constitution, and observers s must pay their own expenses associated with participating in the Market Advisory Committee.</p>	<p>Alinta’s proposed amendments to clause 3.13 do not reflect the proposed text for 3.13, which is as follows:</p> <p>Each member, other than small end use customer representatives under clause 3.1(c) of this Constitution, and observer must pay their own expenses associated with participating in the Gas Advisory Board.</p> <p>The term ‘small end use customer’ is consistent with subrule 12(1)(c) of the GSI Rules and should remain unchanged.</p>
6.4	<p>Amend clause 6.4 to reflect that hybrid meetings are accepted, as follows:</p> <p>Meetings of the Market Advisory Committee may be called or held <u>in-person or virtually, or a combination of the two</u>, using any technology determined by the independent Chair and <u>(if required)</u> at a location nominated by the independent Chair.</p>	<p>Amend the clause to clarify the identified issue.</p>
8.1 and 8.2	<p>Amend clause 8.2 as follows:</p> <p>Communications between the members and observers of the Gas Advisory Board and the GAB Secretariat will be via email to <u>the email addresses published on the Coordinator’s Website and must copy in the GAB Secretariat on:</u> energymarkets@energy.wa.gov.au.</p>	<p>Amend the clause as suggested to clarify the identified issue.</p>
8.5	<p>Suggest for inclusivity and consistency, amend to:</p> <p>...The Coordinator will include in her or his <u>their</u> Rule Change Reports ...</p>	<p>Amend the clause to allow for more inclusive language.</p>
Appendix 1	<p>Refer to comments for clause 1.2.</p>	<p>Delete Appendix 1, as indicated above.</p>