



Response to Alinta Submission on the Market Advisory Committee Constitution Review 2021

Clause	Alinta Recommendation	Response
1.4	Remove reference to Appendix 1 in clause 1.4 and remove Appendix 1.	Appendix 1 reproduces the text from the section 122 of the <i>Electricity Industry Act 2004</i> and from clause 1.2.1 of the WEM Rules, so it provides no new information. Reproducing text from the Act and WEM Rules creates a risk that the Constitution could conflict with the Act and WEM Rules if the Act and WEM Rules are ever amended. Therefore, Appendix 1 and the associated reference to Appendix 1 in clause 1.4 will be deleted.
3.13 (Issues 1, 2 and 4)	Alinta raised four issues relating to clause 3.1.3. To address issues 1, 2 and 4, Alinta proposed to add new clause 3.13A: <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 Market Advisory Committee will not be separately recoverable.</u>	The proposed new clause 3.13A will not be inserted because clause 2.24.3(d)iii of the WEM Rules gives the Coordinator discretion to recover costs associated with the remuneration and other expenses of the representatives of small use customers on the Market Advisory Committee and it would be inappropriate for the Constitution to limit this discretion.
3.13 (Issue 3)	Amend clause 3.13 as follows: Each member, other than small-use customer <u>consumer</u> representatives under clause 3.1(d) of this Constitution, and observer <u>s</u> must pay their own expenses associated with participating in the Market Advisory Committee.	Amend the clause as proposed, which will align terminology with WEM Rule 2.3.5(e).

Clause	Alinta Recommendation	Response
4.8	Amend to align with the commencement of the updated constitution.	Date to be updated to align with the commencement of the updated Constitution
6.5	<p>Amend clause 6.5 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>	Amend the clause as suggested to provide clarity.
8.1 and 8.2	<p>Amend clause 8.2 as follows:</p> <p>Communications between the members and observers of the Market Advisory Committee and the MAC Secretariat will be via email to <u>the email addresses published on the Coordinator's Website and must copy in the MAC Secretariat on:</u> energymarkets@energy.wa.gov.au.</p>	Amend the clause as suggested to clarify the identified issue.
Appendix 1	Refer comments on clause 1.4	Delete Appendix 1, as indicated above.