

Code Change Committee 27

Headline Report

14 May 2024

This Headline Report provides a record of the decisions made by the Code Change Committee.

1. Agenda Item 04 – Change Plan – CPM059 Market Arrangements Code (MAC) and MOSL Articles Duplication

The Code Change Committee (CCC) considered the change plan for CPM059 '[MAC and MOSL Articles Duplication](#)'. The change proposal sought to remove duplication and overlap between the Market Arrangements Code (MAC) and MOSL's Articles of Association related to membership, voting and the appointment of directors. The change proposal also sought to remove and update the outdated distinction between Associated and Unassociated Retailers which is inconsistent with the approach of the Strategic Panel and its committees.

The Code Change Committee:

- **AGREED** (unanimous) that CPM059 met the Acceptance and Prioritisation Criteria;
- **AGREED** (unanimous) the change plan; and
- **AGREED** (unanimous) that there was no requirement for a Post Implementation Review.

2. Agenda Item 5 – Recommendation – CPM058b and CPW149b Market Performance Framework (MPF) Reform (Non-Financial Tools)

The CCC considered the draft recommendation report for CPM058b and CPW149b '[Market Performance Reform Non-Financial Tools](#)'. The overarching change proposal sought to reform the Market Performance Framework (MPF) to ensure it is simple, flexible, effective and powerful in application. This will provide customers and Trading Parties with confidence in the market at reasonable cost.

This was Part B of the change. It would refine and enable non-financial tools (Trading Party Audit; Additional Metric Monitoring; and Rectification and Escalation) which will form part of the proposed new Market Performance Framework.

The Code Change Committee:

- **AGREED** (unanimous) that CPM058b & CPW149b better facilitated the principles of the MAC (Market Arrangements Code) and WRC (Wholesale Retail Code);
- **AGREED** (unanimous) to recommend CPM058b & CPW149b to Ofwat for implementation;
- **AGREED** (unanimous) to recommend that, if approved, CPM058b & CPW149b be implemented at 00:00 hours on:
 - The day after the Transitional Period specified in the Performance Assurance Committee (PAC) Governance Transitional Arrangements schedule proposed by CPM058a expired, if Ofwat approval was received by 12 July 2024; or
 - The date the Strategic Panel informed MOSL that the PAC would be active from; and
- **AGREED** (unanimous) that a separate Post Implementation Review for this change was not required.