



Panel Meeting 49 – Headline Report

24 November 2020
Videoconferencing

This Headline Report provides a record of the decisions made by the Panel.

1 Draft Recommendation Report: CPM036 – Provision to vary term of Panel members

The Panel considered change proposal '[CPM036 - Provision to vary term of Panel Members](#)'. This change sought to allow for Panel Members' term of office to be extended (on request and subject to approval by Ofwat) in order to provide for efficiency in the timing of forthcoming elections where these may be impacted by the outcome of the Panel's Market Governance Review.

The Panel:

- **AGREED** (unanimous) to recommend the implementation of CPM036 to Ofwat for approval (12 in favour)¹;
- **AGREED** to recommend an implementation date of;
 - 15 February 2021, if Ofwat approval is received by 21 January 2021.

2 Draft Recommendation Report: CPW105 – Provisions of Information Obligation

The Panel considered Change Proposal '[CPW105 - Provisions of Information Obligation](#)'. This change proposal sought to address the ambiguity of the Panel's involvement in the Provisions of Information obligation in the Market Terms, set out in section 1.2.11. This section obliges MOSL to establish a summary list of information it publishes to certain groups.

The Panel:

- **AGREED** (unanimous) to recommend the implementation of CPW105 to Ofwat for approval (12 in favour);
- **AGREED** to recommend an implementation date of;
 - 14 May 2021, if Ofwat approval is received by 22 April 2021; and
 - 27 August 2021, if Ofwat approval is received by 6 August 2021.

¹ While the Panel Chair has a vote, the new Panel Chair has indicated that, for the time being, they would abstain during voting. Given this approach, the Chair's abstention has not been recorded 'for' or 'against' each decision in this report.



3 Draft Recommendation Report: CPM033 – Improved process for managing Data Subject Rights Requests (DSRR)

The Panel considered change proposal '[CPM033 - Improved process for managing Data Subject Rights Requests](#)'. This change proposal sought to facilitate compliance with the obligations and timeframes set out in the General Data Protection Regulation ("GDPR") and Data Protection Act 2018 in relation to Data Subject Rights Requests through improvement of the process for the handling and recording of such requests.

The Panel:

- **AGREED** (unanimous) to recommend the implementation of CPM033 to Ofwat for approval (12 in favour);
- **AGREED** to recommend an implementation date of;
 - 15 February 2021, if Ofwat approval is received by 4 January 2021; or
 - 14 May 2021, if Ofwat approval is received by 16 April 2021.

4 GDPR Issues Committee – Final Committee Report

The Panel reviewed the GDPR Issues Committee's ("Committee") final report, which outlined the Committee's review of market data protection compliance arrangements under GDPR and the Data Protection Act 2018.

The report outlined the review and resulting actions and/or recommendations under each of the watching brief items which were recommended by the Committee. The Panel was also asked to approve the issuing of a communication to the Retailer Wholesaler Group ("RWG"), advising that particular items of information (referred to in the RWG Good Practice Guide) could be personal data and, therefore, would be subject to the GDPR.

The Panel:

- **APPROVED** (unanimous) the issuing of the communication, as drafted, to the RWG (12 in favour); and
- **APPROVED** (unanimous) the future work and monitoring of recommendations, as outlined in the Committee final report (12 in favour).

Closed Session

5 Confirm Decisions from November Workshop

The Panel reviewed the main points agreed at its Workshop held on 23 November. It was noted that the actions from the Workshop would be taken forward either as part of the Panel meetings or feedback into the work undertaken by one of the current Panel workstreams (e.g. the market governance review work), as appropriate.

The Panel:

- **AGREED** (unanimous) the actions and key points arising from its workshop of 23 November 2020.



6 Deputy Panel Chair

The Panel Chair confirmed their intention to appoint a Deputy Panel Chair. Panel Members were supportive of the proposed appointment.

The Panel:

- **NOTED** the appointment of Pamela Taylor as Panel Deputy Chair.

7 MPC Chair

The Panel Chair outlined MOSL's preferred candidate for the role of the Market Performance Committee (MPC) Chair. Panel Members were supportive of the proposed appointment.

The Panel:

- **NOTED** the appointment of Pamela Taylor as MPC Chair.