

MINUTES

Meeting number: 5

Venue: Electricity Authority, Meeting Room 1, Level 7, ASB Bank Tower, 2 Hunter Street, Wellington

Time and date: 1:15pm to 2:00pm, Thursday, 3 May 2018

Attendees

- James Moulder (Chair)
- James Flannery
- James Flexman
- Darren Gilchrist
- Stu Innes
- Rebecca Osborne
- Bruce Rogers
- Matt Rowe

Apologies

- James Tipping

In attendance

- Tim Street (Manager Wholesale Markets, Electricity Authority)
- Avi Singh (Administrator Market Design, Electricity Authority)
- Elly Kappatos (Personal Assistant to Market Design, Electricity Authority)

- John Stephenson (Partner, Sense Partners)
- Jean-Pierre de Raad (Partner, Sense Partners)

The meeting opened at 1:18pm

1 Meeting Administration

1A Apologies

Apologies were received from James Tipping.

1B Interests register

The Chair tabled the MDAG interests register and noted there were no changes from the previous meeting.

1C Minutes of previous meetings

The Chair tabled minutes of the previous meeting on Tuesday, 10 April 2018.

Matt Rowe proposed confirmation of the minutes, which Darren Gilchrist seconded.

1D Matters arising

The group noted its meeting with the Authority Board earlier in the day where it received the Board's feedback on the latest version of the *Saves and win-backs* issues paper.

1E Action list

The Chair noted all actions from the previous meeting were completed, except the ongoing actions requiring the secretariat to:

- invite guests from the Financial Markets Authority and OM Financial to attend a future meeting to provide their views on the *Review of spot market trading conduct provisions*
 - forward a copy of the Authority's response to Electric Kiwi's letter of 28 March 2018 to members
 - explore additional judicial mechanisms that could help expedite any trading conduct breach allegations.
- | **Action – 5.1:** Secretariat to invite the Financial Markets Authority and OM Financial to meet with the MDAG by **next MDAG meeting**
- | **Action – 5.2:** Secretariat to forward the Authority's response to Electric Kiwi to members by **next MDAG meeting**
- | **Action – 5.3:** Secretariat to explore additional judicial mechanisms that could help expedite any trading conduct breach allegations by **next MDAG meeting**

1F Correspondence

The Chair tabled a letter for the group to note from the MDAG Chair to the General Manager of Vocus Energy, responding to proposed revisions to the MDAG's *Saves and win-backs* problem definition set out in its project plan.

1G Work plan update

The Chair tabled the work plan update for the group to note.

2 Saves and win-backs

The MDAG considered the draft issues paper in light of the Board's feedback and agreed to:

- strengthen the paper's focus on considering whether market or regulatory failures exist in relation to the customer acquisition process
- more closely align the paper with the project scope agreed between the group and the Authority, including the use of consistent definitions
- tighten the paper to focus on the problem definition
- incorporate other minor changes suggested by the Board
- make various grammatical, stylistic and structural amendments.

The group then agreed to publish the final issues paper by 22 May 2018 for a five and a half week consultation period ending 29 June 2018, and decided the process for finalising and publishing the issues paper would involve:

- the secretariat updating the paper to reflect the changes outlined above
- the secretariat re-circulating the paper to the group for further feedback
- a “mini-group” of MDAG members, as agreed by the MDAG, holding a conference call to discuss whether to incorporate any member feedback received
- the secretariat finalising and publishing the issues paper after making any changes agreed by the “mini-group”.

| **Action – 5.4:** Secretariat to update and publish finalised *Saves and win-backs* issues paper for consultation by 22 May

3 Publication of meeting papers

The MDAG agreed to withhold publication of the draft *Saves and win-backs* issues paper to enable all proposed revisions by members to be taken into account before releasing the issues paper for consultation.

The group approved publishing all other meeting papers on the Authority's website without alteration.

The meeting ended at 1:56pm

I, James Moulder (MDAG Chair), certify that the minutes recorded disclose all issues discussed at the meeting (date at the top), are recorded truthfully and without bias.

Signature:



Date: Tuesday 26 June 2018 (26.06.2018)