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**Via email: [market.development@imowa.com.au](mailto:market.development@imowa.com.au)**

Dear Kylie

## **PROPOSED AMENDMENTS TO THE MARKET ADVISORY COMMITTEE CONSTITUTION AND APPOINTMENT GUIDELINES**

Thank you for the opportunity to comment on the Market Advisory Committee (MAC) constitution and appointment guidelines.

Synergy notes that under clause 2.3.3 of the Wholesale Electricity Market Rules (**market rules**), the MAC constitution is required to be consistent with the market rules. Accordingly, Synergy has reviewed the constitution and the associated appointment guidelines against the market rules and wishes to make the following observations:

### **MAC constitution**

Ref.	Synergy comment/suggestion
1.3	<p>Clause 1.3 of the constitution states that the "IMO is responsible for administering the Wholesale Electricity Market".</p> <p>Synergy questions whether this is reflective of the role of the IMO, as outlined in clause 2.1.2 of the market rules (as amended on 30 November 2015).</p> <p>Synergy suggests that the clause could be re-drafted as follows:</p> <p><i>The IMO is responsible for administering the Wholesale Electricity Market, and, as part of this, for:</i></p> <p><i>a) developing amendments to the Market Rules and replacements for them; and</i></p> <p><i>b) developing, amending and replacing Market Procedures, where required by the Market Rules,</i></p> <p><u><i>consistent with the Wholesale Market Objectives.</i></u></p>

Ref.	Synergy comment/suggestion
	Synergy's proposed amendment will also ensure drafting consistency between clause 1.3 of the MAC constitution and clause 1.5 of the Gas Advisory Board (GAB) constitution and aligns the IMO's functions under the constitution with the Wholesale Market Objectives.
3.10	<p>Synergy notes that the constitution contains two clauses numbered 3.10.</p> <p>Further to this, while the second clause 3.10 of the constitution is consistent with the market rules, Synergy questions whether the cross reference to clause 4.6 is correct.</p>
4.2	While clause 4.2 of the constitution is consistent with the market rules, Synergy suggests that, for clarity, a comma be added between "Market Web Site" and "in writing to all Rule Participants".
5.1	<p>Clause 5.1 of the constitution outlines the circumstances whereby the <u>IMO</u> will convene a meeting of the MAC. Synergy questions whether this obligation should be bestowed on the <u>secretariat</u> as per clause 2.3.15 of the market rules.</p> <p>Clause 5.1.1 (a) refers to convening the MAC where the IMO considers that advice is required from the MAC in relation to a rule or procedure change proposal. However, clause 2.10.9 (a) of the market rules has been amended to state that the IMO must convene a meeting of the MAC concerning any procedure change proposal if the IMO <u>or AEMO</u> considers that advice on the proposal is required from the MAC. As such, Synergy considers that clause 5.1.1 of the constitution should be redrafted as follows:</p> <p style="padding-left: 40px;"><i>5.1. The IMO will convene the Market Advisory Committee:</i></p> <p style="padding-left: 40px;"><i>a) in relation to a Rule Change Proposal <del>or Procedure Change Proposal</del> where the IMO considers that advice is required from the Market Advisory Committee, in which case the meeting will be called before the due date for submissions on the proposed changes;</i></p> <p style="padding-left: 40px;"><i><u>aA) in relation to a Procedure Change Proposal where the IMO or AEMO considers that advice is required from the Market Advisory Committee, in which case the meeting will be called before the due date for submissions on the proposed changes;</u></i></p> <p style="padding-left: 40px;"><i>b) ...</i></p>
8.6	<p>As required by clause 2.3.2 (g) of the market rules, section 8 of the constitution outlines the interaction between the MAC and the IMO.</p> <p>While section 8 is consistent with the market rules obligation in clause 2.3.2 (g), Synergy considers this section could be expanded to also include the interactions between the MAC and AEMO given the GAB's role encompasses advising both IMO and AEMO on various matters (as outlined in clause 2.3.1 of the market rules) .</p>

## **MAC appointment guidelines**

Synergy considers the appointment guidelines are consistent with the market rules.

While not in scope for this submission process, Synergy notes that clause 7.8 of the appointment guidelines could be amended to refer to a month only, rather than the "November meeting", The reason being over the past two to three years, the MAC has been meeting less frequently. Further, this amendment would align with the drafting in the GAB appointment guidelines.

Should you require additional information regarding this submission, please contact Jacinda Papps on (08) 9424 1917 or [Jacinda.Papps@synergy.net.au](mailto:Jacinda.Papps@synergy.net.au).

Yours sincerely



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**Manager, Regulation & Compliance**