

# COMMISSION CHANGE PROPOSAL

Form  
version 2.1

Change Proposal reference  
(To be completed by the TP Sec.)

**MCCP180 CC**

Version No.

**D.1**

## PART A — SUBMISSION

### A.1. GENERAL DETAILS

A.1.a. TITLE

Updating the Market Code to reflect the changes made to the main objects in CMA's Memorandum of Association on 16 March 2015

A.1.b. CONTACT  
NAME

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A.1.c. ASSOCIATED  
DOCS.

### A.2. MCCP / OCCP DETAILS

#### A.2.a. ISSUE OR DEFECT WHICH THIS MCCP / OCCP SEEKS TO ADDRESS

With the agreement of the Commission, the Board of CMA proposed to the Company's members that certain amendments be made to the main objects set out in the Memorandum of Association of the Company to allow it:-

- to deliver Market enhancing projects funded from Performance Charge revenue (where such projects would go beyond the CMA's current authority), and
- to provide advice and assistance in connection with the development of market arrangements in England.

Those amendments were approved by the members of CMA at a meeting held on Monday 16 March 2015.

Since a copy of the Memorandum of Association of the Company is set out in part 1 of Schedule 3 to the Market Code it is appropriate for that part of that Schedule to be altered to reflect the amendments that have been made to the Company's Memorandum of Association. This is merely an alteration to ensure that Schedule 3 of the Market Code accurately reflects the current provisions of the Company's constitution.

A.2.b. DRAFT LEGAL TEXT  
Required under Market Code Parts 8.7.1 (ii) (d) and 8.8.1 (ii) (d)

The text in Clause III.A. of the Memorandum of Association set out in Part 1 of Schedule 3 to the Market Code and below is deleted and the following text is inserted in its place:

~~I. A. The objects for which the Company is established are to support the fulfilment and discharge of the obligations of the Central Market Agency set out in the Market Code in force for the time being by or under any directions made by the Water Industry Commission for Scotland.~~

- I. A. "The objects for which the Company is established are:
- i. to support the fulfilment and discharge of central market functions in relation to the participation of water services providers and sewerage services providers in the market for the provision of water services and sewerage services established by the Water Industry Commission for Scotland (the "Market");
  - ii. to deliver projects relating to the Market on behalf of Market participants, where those projects are expected to provide a benefit to the functioning of the Market; and
  - iii. to provide advice and assistance in connection with the development of a market for retail water services and retail sewerage services in England."

A.3. IMPLEMENTATION DETAILS

A.3.a. TP ACTION REQUIRED

To note this Commission change.

A.3.b. REQUIRED IMPLEMENTATION DATE

The changes set out in Part A.2.b above take immediate effect.

A.3.c. ANY LIMITATIONS OR DEPENDENCIES FOR IMPLEMENTATION

None

A.4. ANY OTHER COMMENTS

None.

## PART B — IMPLEMENTATION

B.1. IMPLEMENTATION DATE

The changes set out in Part A.2.b above take immediate effect.

B.2. IMPLEMENTATION DETAILS

(MC version, CSD versions, CMA Central Systems release number, etc.)

[Market Code v28 2015-07-01](#)