



Department of
Energy and Economic
Diversification

Energy
Policy WA

Response to Stakeholder Submissions

Constitution of the Market Advisory Committee

23 December 2025

An appropriate citation for this paper is: Response to Submissions - Constitution of the Market Advisory Committee

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Overview

In 2024, the Coordinator of Energy (Coordinator) conducted a review of the Market Advisory Committee (MAC) (the Review) under clause 2.2D.1(h) of the Electricity System and Market (ESM) Rules. The Review was supported by ACIL Allen, an independent consultant, who carried out Stage 1 of the Review.

The need for a comprehensive review arose primarily due to the dynamic nature of the energy market, and the substantial market reforms that have occurred and continue to occur. The purpose of the Review was to ensure that the MAC's structure, functions and processes remain fit-for purpose in the evolving market, the expanding scope of the ESM Rules and the State Electricity Objective (SEO).

Following the independent review Energy Policy WA (EPWA) proposed amendments to the structure and operation of the MAC, prescribed in clause 2.3. of the ESM Rules, to ensure that the MAC membership provides a truly representative view of the whole market, and that there are mechanisms in place for the membership to reflect the evolving market needs.

These proposed changes were consulted on over a four-week period from 9 June to 7 July 2025 through, the [MAC Review: Coordinator's Consultation Paper](#). The proposed amendments were the subject of a second round of public consultation through an [Exposure Draft](#) of proposed ESM Amending Rules, conducted from 6 October to 27 October 2025.

In accordance with clause 2.3.2 of the ESM Rules, the Coordinator is required to develop and publish a constitution for the MAC, which under clause 2.3.3 of the ESM Rules must be consistent with the ESM Rules.

The Review outcomes required that the composition and Constitution of the MAC be amended in accordance with clause 2.3.3 of the ESM Rules

The Coordinator completed a review of the MAC Constitution in consultation with the MAC in accordance with clause 2.3.3 of the ESM Rules. Stakeholder consultation on the proposed changes to the MAC Constitution closed on 22 December 2025.

The Amending Rules to implement the outcomes of the Review were included in the [Electricity System and Market Amendment \(Tranche 9\) Rules 2025](#), which were made by the Minister for Energy on 19 December 2025 and a notice of their making was published in the Government Gazette on 23 December 2025.

Responses to Submissions

EPWA considered the stakeholder feedback on the amendments to the MAC Constitution and has provided a response to the feedback in the table below.

Table 1: Response to stakeholder submissions on the proposed changes to the MAC Constitution

Submission	Comment/Issue Raised	Energy Policy WA's Response
Alinta Energy (Alinta)	<p>Alinta considers that the MAC's role as set out in proposed clauses 2.1 and 2.2 should more accurately align with the proposed changes to clause 2.3.1 of the ESM Rules.</p> <p>Alinta recommends that clauses 2.1 and 2.2 be amalgamated and reworded to replicate the ESM Rule format, ensuring the Constitution reflects the MAC's purpose and role without deviation. This will strengthen regulatory coherence and safeguard against misalignment in interpretation or application.</p> <p>The Constitution of the MAC should provide more guidance and direction on how the MAC should consider the 3 limbs of the SEO and the evidence required to substantiate such consideration.</p> <p>By formalising how the MAC considers and documents its regard to each the SEO's three limbs, members would have a clear, shared framework to follow. For example, any advice that prioritises environmental outcomes over price or reliability must identify the trade-offs, supported by evidence, such as estimated changes in system costs, projected emissions reductions, or reliability margin forecasts. This structured approach encourages deeper analysis, forces transparency in the rationale, and ensures all three limbs are systematically considered and recorded.</p> <p>Alinta considers that this approach would also promote proactive identification of market design flaws and would allow the MAC to raise concerns early, backed by clear evidence, and recommend targeted improvements.</p> <p>Alinta considers that equipping the MAC Constitution with specific guidance on considering and substantiating the SEO's limbs within its advice to the Coordinator, will sharpen the committee's focus and strengthen its advisory role.</p>	<p>EPWA accepts the proposed amendments from Alinta and has made the suggested changes.</p> <p>EPWA notes that the MAC Constitution was amended to change the reference from the 'Wholesale Electricity Objective' to the 'State Electricity Objective'.</p> <p>Previously the MAC was required to consider the five limbs of the former 'Wholesale Electricity Objective' without guidance or a formalised process. As discussed at the 20 November 2025 MAC meeting, EPWA considers that it is incumbent on the MAC to consider all three limbs of the SEO. Balancing competing objectives will be an ongoing learning and development process and all MAC members need to use their own judgement and ensure there is transparency in any advice provided to the Coordinator that the MAC has had regard to the SEO and why the advice is consistent with it.</p>

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