



**Board of Directors Meeting of the
Utility Regulation and Competition Office
held on Thursday, 7 January 2021, at 9:00 am
(Via Virtual Conference)
Special Meeting 1 of 2021**

Minutes

In attendance:

Dr. the Hon. Linford Pierson, Chair (Chair)
Mr. Paul Byles, Non-executive Director (PB) (left at 4:18 pm)
Mr. Rudy Ebanks, Non-executive Director (RE)
Mr. Gene Banks, Non-executive Director (GB)
Mr. Phillip Ebanks, Non-executive Director (PE)
Mr. Malike Cummings, Chief Executive Officer (CEO)
Mr. Duke Munroe, Chief Fuels Inspector/Director Fuels Markets (CFI)
Mr. Gregg Anderson, Executive Director Energy & Utilities (EDE)
Ms. Alison Maxwell, Assistant General Counsel/Acting Secretary (AGC/AS) (by invitation)
Mr. Christen Suckoo, Chief Operating Officer (COO) (by board directive)

Apologies:

Mr. Sonji Myles, Acting Executive Director ICT (AEDI)

Start: 9:33 am End: 4:40 pm

1. General

- 1.1** Welcome and Prayer
The Chair welcomed everyone and said the prayer.
- 1.2** Approval of Agenda
Moved by PB and seconded by RE.

2. Declaration of Interest
None

3. Board Matters

- 3.1** 2020 COLA Request for all staff
A board paper was submitted and inserted in the Board papers for review and approval by the Board in relation to the payment of cost of living adjustment (CoLA) to all staff of OfReg as of 1 January 2020. The CEO gave a brief summary of the Board paper. The CEO informed the Board that the Financial Controller confirmed that there will not be a significant impact

on the Office's budget and there will be funds available to pay the increase in salaries. Discussion ensued.

Motion: The Board hereby resolves that:

- a) a 5% Cost of Living Adjustment (CoLA) for all staff of OfReg with effect from 1 January 2020 in line with the CoLA approved by the Cabinet for core Government is approved; and
- b) the CEO is directed to transmit the attached Draft Cabinet Paper to the Cabinet Office in order to receive the Cabinet's approval of the 5% CoLA being requested.

Moved by RE and seconded by PB. (CARRIED)

3.2 Approval of Draft Determination on the Renewable Energy Auction Scheme (REAS)

The Office's Draft determination in relation to the Renewable Energy Auction Scheme was submitted to the Board. The CEO confirmed that the proper consultation process was followed prior to the submission of the draft determination. Discussion ensued.

[REDACTED]

[REDACTED] Redacted under Sec 19 (4) Public Authorities Law Regulatory decision

[REDACTED]

3.3 Approval of Final Determination on the Consumer Protection Regulations (Fuels Sector) (CPRs)

A board paper was submitted and inserted in the Board papers for review and approval by the Board in relation to the final determination of the CPRs. The CEO confirmed that the proper consultation process was followed prior to the submission of the final determination. Discussion ensued.

[REDACTED]

[REDACTED]

[REDACTED]

3.4 Approval of Work from Home Policy Redacted under Sec 19 (4) Public Authorities Law Regulatory decision

The proposed Work from Home Policy was submitted and inserted in the Board papers for review and approval by the Board. The Board would like the policy to be amended so that staff cannot use their own personal equipment to access OfReg's system and/or perform their duties. Discussion ensued.

Motion: Whereas the Board has considered the draft Work from Home Policy and whereas the Board has IT security concerns, the Board hereby approves the Office's proposed Work from Home Policy as an interim policy for 6 (six) months subject to the amendment being made, as well as IT security concerns being suitably mitigated and implemented, and the CEO further considers and produces a more detailed policy.

Moved by RE and seconded by PE.

3.5 OfReg's Draft Response to the PAC Recommendation as required under the Government Minute and Updates to the OAG Performance Audit Recommendation

The final Performance Audit Report (June 2020), the Management draft response to the PAC's recommendations, the Government Minute, and the

Risk & Audit committee's comments on the Management proposed response to the PAC's recommendations were submitted and inserted in the Board papers for review by the Board. The Chair recused himself from the discussions on the matter. The CEO gave a summary of the Management's response. Discussion ensued. The CEO will finalise the final draft of the Management's response and submit the response accordingly.

4. **Adjournment**

Motion: The Board agreed that the meeting be adjourned.
Moved by PB and seconded by RE. (CARRIED)

HH Mendes
2 February 2021