



OFWAT BOARD

Special meeting held on Monday 30 October 2006

Members

Chairman

Philip Fletcher

Chief Executive:

Regina Finn

Non-Executive Directors:

Jane May

Peter Bucks

Penny Boys

Executive Directors:

Keith Mason

Melinda Acutt

In attendance:

Roger Dunshea (Director of Operations)

Fiona Pethick (Head of Corporate Affairs and Secretary to the Board)

Sue Cox (Acting Head of Consumer Affairs)

Huw Brooker (Head of Legal Services)

Bethan Ilett (Senior legal assistant) items 1 and 2

Phillip Dixon (Head of Competition Policy) items 1 and 2

1. Competition Appeal Tribunal judgment of 6 October 2006, in case Albion Water Limited v Water Services Regulation Authority (Dŵr Cymru/Shotton Paper)

The Board discussed the implications of the judgment of 6 October 2006 of the Competition Appeal Tribunal ("CAT"). The Board was informed that a further case management conference had been timetabled by the CAT and that CAT had not yet reached conclusions on remedies. The Board's attention was drawn to the statement made by the CAT at the Directions Hearing on 24 October inviting the Board to consider whether there were circumstances in which the proceedings could reach an appropriate resolution and agreed to keep this under review. The Board discussed appropriate next steps in the case. The Board agreed to take a final decision as to whether to apply to the CAT for leave to appeal the judgment to the Court of Appeal, and to discuss again appropriate next steps, at the following Board meeting.

2. Freedom of Information Request

The Board provisionally decided that a request for the briefing that it had received on the CAT's judgment should be refused under s.42 of the Freedom of Information Act 2002 on the grounds that the information was covered by legal professional privilege.

3. Ofwat vision statement

The Board supported the provisional strapline 'Ofwat: Protecting consumers, promoting value and safeguarding the future.'

4. The City Briefing

The Board noted the key messages for the City Briefing on 1 November 2006.