

MINUTES OF THE CMA BOARD

Meeting date: 20 November 2018

Venue: Hearing Room 4, Victoria House, Southampton Row, WC1B 4AD

Members present

Andrew Tyrie (Chairman)
Andrea Coscelli (CEO)
Kirstin Baker (KB)
Martin Coleman (MC)
Amelia Fletcher (AF)
Alan Giles (AG)
Andrea Gomes da Silva (AGS)
Michael Grenfell (MG)
Bill Kovacic (BK)
Jonathan Scott (JS)
Erik Wilson (EW)

CMA staff present

Kate Bridge (KMB), Director of
Governance and Performance
Paul Latham (PL), Director of Strategy
Communications and Devolved Nations
Asantewaa Brenya (AB), Head of
Governance
Nick Seaford, Private Secretary to the
Chairman
Kimberley Wicks, Committees Secretary
(minutes)

Advisers present

Sarah Cardell (SC), General Counsel
Mike Walker (MW), Chief Economic Adviser

Apologies

Paul Ellis (PE), Director of Finance and
Security

1 Introduction

- 1.1 The Chairman welcomed the Board members to the meeting. Apologies were received from PE.

Declarations of interest, conflicts, and recusals

- 1.2 KB and MC declared their potential conflicts in relation to agenda item 9 (funerals market study). Both KB and MC recused themselves from this part of the discussion.
- 1.3 MC declared his potential conflict in relation to agenda item 10 (legal services market study) and recused himself from this part of the discussion.

Gifts and hospitality

- 1.4 No declarations of gifts or hospitality were made by members.

2 CMA Board and committee minutes

- 2.1 The Board **approved** the minutes of the CMA Board meeting held on 17 October 2018.
- 2.2 The Board **noted** the minutes of the following CMA committee meetings:
 - Executive Committee (XCo) minutes from 3, 10, and 31 October 2018
 - Case and Policy Committee (CPC) minutes from 19 September and 31 October 2018
 - European Union Exit Committee (EUEC) minutes from 4 and 18 October 2018
 - Audit and Risk Assurance Committee (ARAC) minutes from 8 October 2018
 - Remuneration Committee (RemCo) minutes from 16 October 2018 (redacted version).

3 Updates

- 3.1 The Chief Executive updated the Board on major news items and provided an overview of existing work. The Board was pleased to be advised of the positive outcome of the recent staff survey; the results will be circulated and discussed at a future Board meeting.
- 3.2 AG, the Chair of RemCo, provided the Board with an update on the discussions at the RemCo meeting held on 19 November 2018.

4 EU Exit: Policy and operational readiness update

- 4.1 The Board was provided with papers on key EU Exit policy and operational readiness developments since the 17 October 2018 Board meeting.

5 EU Exit: Implications for the CMA of an 'Implementation Period'

- 5.1 The Board discussed a paper regarding the implications for the CMA in the event of a negotiated outcome with an implementation period beginning on 29 March 2019.

6 'No Deal' Exit readiness

- 6.1 The Board considered a paper on the implications for the CMA in the event of a ‘No Deal’ Exit from the EU.

7 Draft Annual Plan 2019/20

- 7.1 The Board considered the content of the CMA’s draft 2019/20 Annual Plan. The Plan will be published for consultation in December 2018.
- 7.2 The Board **agreed** to the publication of the draft Plan for consultation, subject to the consideration and incorporation of comments provided by members.
- 7.3 The Board will consider the outcome of the consultation in the new year, with the CMA’s final 2019/20 Annual Plan to be laid before Parliament and published in March 2019.

8 Super-complaint from Citizens Advice

- 8.1 The Board considered a paper on the CMA’s proposed findings and recommended actions with regards to the super-complaint received from Citizens Advice, which the CMA must respond to by the statutory deadline of 27 December 2018.
- 8.2 The Board **endorsed** the proposed approach.

9 Funerals market study

- 9.1 The Board considered an update paper on the market study, including whether to make a market investigation reference in relation to funeral services by funeral directors and crematoria services.
- 9.2 The Board **agreed** to the publication of an Interim Notice which proposes to make a market investigation reference and seeks public feedback on the proposal.

10 Legal Services market study – update on implementation of CMA’s recommendations and next steps

- 10.1 The Board considered a paper about the progress made to-date by legal services regulators and the government in implementing the CMA’s recommendations from the Legal Services Market Study published in December 2016.

11 Gender Pay Gap Reporting: Outcome for the CMA

- 11.1 The Board **approved** the publication of the CMA’s 2018 Gender Pay Gap Report and agreed certain follow up steps.

12 Below the line papers

12.1 The Board **noted** the following papers, which were provided for information only:

- Quarterly reporting documents for Q2 of 2018/19
- 2018–19 Q2 Financial Position