

NI Water Ltd  
("the Company")

Minutes of a Meeting of the Board of Directors (the "Board")  
on Thursday 27<sup>th</sup> April 2023 at 11.00 am  
IOC Conference Room, Westland House

<b>Present:</b>	Len O'Hagan Peter McNaney Paddy Larkin Marie-Therese McGivern Belinda Oldfield Maurice Bullick Sara Venning Ronan Larkin Paul Harper Des Nevin	Chair Non Executive Director Non Executive Director Non Executive Director Non Executive Director Non Executive Director Chief Executive Finance, Regulation and Commercial Director Director of Asset Delivery Director of Customer and Operations
<b>In attendance:</b>	Mark Ellesmere Rose Kelly Alistair Jinks Pete Semple Andrea Rushby	General Counsel & Company Secretary Director of People & Learning Director of Business Services Chief Information Officer ( <b>Item 6</b> ) Head of Information Security ( <b>Item 6</b> )
<b>Apologies:</b>	None	

There were no Conflicts of Interest declared at the beginning of the meeting.

The Chair opened the meeting by reminding those present of the purpose and vision of the Company to become world class and of the Company's achievements to date in striving to attain that status. He expressed his thanks to Board Members and his support for the Executive Team in that context.

The Chief Executive provided a high level overview of 22/23 performance – all targets met except net promoter score and leakage. Targets achieved included health and safety, attendance and supply interruptions. In addition, the Company had managed a high demand emergency event over the summer period and 2 major emergency events during the winter period with minimal or no direct impact on customers.

A detailed discussion ensued in relation to the recent meeting with the Permanent Secretaries of DfI and DoF. The Board subsequently agreed a number of steps to be taken in terms of further engagement with DfI in relation to the 23/24 budget and future funding of the Company this included sharing the legal advice to the Board (where appropriate), the

need to consider the CEO's role as Accounting Officer as well as the need to continue to work with Dfl in what was an extremely difficult situation.

It was agreed that Item 4. (Hybrid Working) be deferred to a future or appropriate meeting.

**1. Minutes and Actions from Previous Meeting**

- The minutes of the meeting on 28<sup>th</sup> March 2023 were approved.
- Two actions complete and one action ongoing linked to continued engagement with Dfl in relation to 23/24 funding.

**2. Health and Safety Report**

- The update report was noted and the Chair of the Risk Committee welcomed a review of the Health and Safety Action Plan to focus on the highest priority legal compliance issues.

**3. Main Board Report**

**Significant matters in month.**

The CEO provided an update on the following matters:

- **Budget 23/24** – Already discussed earlier in the meeting and to be raised at the Shareholder meeting that afternoon.
- **NIO Hydrogen Funding** – Recent positive engagement with NIO officials.
- **CBI** – The Company will not renew its membership of this organisation.
- **Executive Recruitment** – Members welcomed the appointment of Stephanie McCullagh as the Director of Customer and Operations with effect from September 2023.
- **Scottish Water Visit** – A recent meeting with Scottish Water colleagues extended to include representatives from DfE, Dfl, SIB and the UR was very well received.
- The CEO briefed Members verbally on the most recent engagement with NIPSA in relation to the 22/23 pay award to include the pay transformation project and a request made by NIPSA. The Board agreed Management's proposed response to that request based upon the information provided.
- Delivery of the vast majority of KPIs in 22/23 including the operating profit and the capital investment programme was welcomed by all Members.

**4. Theme – Hybrid Working**

- Item deferred to the next appropriate meeting.

**5. Approvals**

**5.i Direct Award to Existing Supplier – Continuation of Specialised Digital Scanning and Cataloguing of Confidential Documents**

- Approved based upon the information provided within the report.

**5.ii Direct Award – Water Industry Research from the Water Research Centre – April 23 – March 25**

- Approved based upon the information provided within the report.

**5.iii Contract Award – C1162 Provision of Vehicle Fitting-Out Services**

- Approved based upon the information provided within the report.

**6. Cyber Update**

- The video circulated in advance of the meeting was welcomed by Members. The CIO and Head of Information Security confirmed that the Company remains on high alert in relation to cyber threat particularly from Russia and that appropriate and proportionate security measures are taken in this regard.

**7. End-Year Assurance Statement**

- The Year-End Assurance Statement was noted.

**8. Forward Look**

- The forward look was noted.

**9. Any Other Business**

- There were no items under any other business.

Approved