

# Background Information: Dispute Resolution Panel (MR-00438-R00)

---

May 14, 2019

# Purpose

- Provide flexibility to the parties of a market rules dispute to select mediators or arbitrators that are not members of the IESO Dispute Resolution Panel

# Background – Dispute Resolution

- The dispute resolution process is used to resolve disputes that arise under the market rules or certain agreements to which the IESO is a party
- The IESO Governance & Structure By-Law requires the IESO Board to retain a minimum of three members to serve on the IESO Dispute Resolution Panel
- The IESO's dispute resolution process is used minimally, and market rules disputes are typically resolved through good faith negotiations before moving to the mediation or arbitration stages

# Changes to IESO Governance Processes

- Advisory Group on IESO Governance and Decision-Making provided input into 14 recommendations that were approved by the IESO Board in December, 2018
- The recommendation pertaining to this proposal seeks to amend the dispute resolution provisions in the market rules to allow parties involved in a dispute to select a mediator or arbitrator that is not a member of the Dispute Resolution Panel