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20/7

10 October 2008

Ms S Greathead  
Gas Industry Company Ltd  
PO Box 10 646  
Wellington

Dear Sarah

**SUBMISSION ON GAS GOVERNANCE (COMPLIANCE) REGULATIONS 2008**

Thank you for the opportunity to comment on the procedures supporting the Gas Governance (Compliance) Regulations 2008. I am responding on behalf of Energy Direct NZ Ltd (EDNZ).

Overall the forms, summaries of procedures and guide to alleged breach processes are compliant with the Gas Governance (Compliance) Regulations 2008 and appear reasonable. These summaries of procedures are very high level, and the Market Administrator, Investigator and Rulings Panel will also require more detailed procedures to make sure that all alleged breaches are treated consistently.

**Notice of Breach Form**

The notice of breach form is sufficient and complies with the Gas Governance (Compliance) Regulations 2008.

**Market Administrator - Summary of Procedures**

The Market Administrator – Summary of Procedures appears reasonable and complies with the Gas Governance (Compliance) Regulations 2008.

**Investigator – Summary of Procedures**

The Investigator – Summary of Procedures appears reasonable and complies with the Gas Governance (Compliance) Regulations 2008.

**The Rulings Panel – Summary of Procedures**

The Rulings Panel – Summary of Procedures appears reasonable and complies with the Gas Governance (Compliance) Regulations 2008.

### **Guide to Alleged Breach Processes**

The MA determination on materiality does not cover that the MA may not be able to determine materiality. In this case the breach is referred to the Investigator, and the notifying party should be advised.

Otherwise the guide appears reasonable and complies with the Gas Governance (Compliance) Regulations.

If you would like to discuss our comments further please contact me by email at [tara.gannon@energydirectnz.co.nz](mailto:tara.gannon@energydirectnz.co.nz) or by phone on DDI 06 349 2055. Alternatively you can contact our General Manager, Michael Ram, by email at [michael.ram@energydirectnz.co.nz](mailto:michael.ram@energydirectnz.co.nz) or by phone on 06 349 0129.

Yours sincerely

*Tbannon*

Tara Gannon  
**Energy Trading Supervisor**

Copy to: Michael Ram, General Manager, Energy Direct NZ Ltd