

Market Administrator Determination	
Date	31 March 2022
Breach notice number	2021-066
Notice receipt date	4 August 2021
Reporting entity	Contact Energy Limited
Participant alleged to have breached the Rules/Regulations	Genesis Energy Limited
Participant/s joined as a party ¹	No parties joined
Rule/Regulation allegedly breached	<p>Gas (Switching Arrangements) Rules 2008.</p> <p>Rule 34 Obligation of registry participants to act reasonably</p> <ul style="list-style-type: none"> Rule 34.1 In light of the purpose of the registry as set out in rule 39, every registry participant must act reasonably in relation to its dealings with the registry and, in doing so, must use its reasonable endeavours to co-operate with other registry participants. <p>Rule 72.1 A gas transfer notice must state –</p> <ul style="list-style-type: none"> Rule 72.1.5 The date of the last actual reading recorded for the ICP <p>Rule 72.2 Subject to rules 72.3 and 72.4, if the gas switching notice included a requested switch date that complied with rule 67.3 or 67.3A, the responsible retailer must use the requested switch date as the switch date and provide switch readings applicable to that date.</p> <p>Rule 74.1 In the gas transfer notice, the responsible retailer must provide switch readings (whether actual readings or estimated readings) that are as accurate as feasible for the particular method used to collect or derive the readings.</p> <p>Rule 81.3 If the switch reading renegotiation request notice is rejected by the recipient retailer, the two retailers concerned must endeavour to resolve the matter by other negotiation.</p>
Material Issue	<p>No material issue/s is raised.</p> <p>The Market Administrator has, in determining the materiality of the alleged breach, taken into account the factors listed in regulation 19(1) of the Gas Governance (Compliance) Regulations 2008 to the extent the factors are practical or relevant.</p> <p>The Market Administrator has also taken into account any information provided in accordance with regulation 14(1) of the Gas Governance (Compliance) Regulations 2008.²</p>

¹ This is a participant who has notified the Market Administrator that it considers that it is affected by the alleged breach and wished to become a party to the breach notice.

² The Market Administrator will keep confidential all information provided or disclosed to it except to the extent that disclosure is permitted under regulation 15(1) of the Gas Governance (Compliance) Regulations 2008.