

| <b>NOTICE OF DETERMINATION OF MARKET ADMINISTRATOR</b>                 |   |
|--|---|
| <b>Dated:</b>  | 1 September 2009  |
| <b>Breach notice identifying number:</b>                               | 2009-112 (S-CTCT-07001 to 07058)  |
| <b>Date of receipt:</b>  | 1 August 2009   |
| <b>Name of reporting entity:</b>                                       | Registry Operator   |
| <b>Name of participant that is alleged to have breached the Rules:</b> | Contact Energy (CTCT)   |
| <b>Rule/s allegedly breached:</b>                                      | Gas (Switching Arrangements) Rules 2008<br>Rule 67.3<br>Rule 69.2<br>Rule 72.2  |
| <b>Determination made by market administrator under regulation 18:</b> | <p>In the market administrator's opinion the alleged breaches do not raise material issues and the market administrator has decided to take no action on the alleged breaches.</p> <p>The market administrator placed particular weight on the following criteria in making its determination:</p> <ul style="list-style-type: none"> <li>• regulation 19(1)(a) - the alleged breaches were not severe</li> <li>• regulation 19(1)(b) - the alleged breaches have not had a material impact on the market</li> <li>• regulation 19(1)(c) - the alleged breaches were not deliberate</li> <li>• regulation 19(1)(d) - remedial action either has been taken or is planned</li> </ul> |