

NOTICE OF DETERMINATION OF MARKET ADMINISTRATOR	
Dated:	14 October 2009
Breach notice identifying number:	2009-127 (2009-127 A to C, E to J, M and N)
Date of receipt:	13 and 17 August 2009
Name of reporting entity:	E-Gas Limited (EGLT)
Name of participant that is alleged to have breached the Rules:	The Auckland Gas Company Limited (AGCL)
Name/s of other parties to breach notice:	Genesis Energy (GENG)
Rule/s allegedly breached:	Gas (Switching Arrangements) Rules 2008 Rule 75.1 Rule 78.5
Determination made by market administrator under regulation 18:	<p>In the market administrator's opinion, the alleged breaches do raise material issues. The alleged breaches will therefore be referred to investigation in accordance with regulation 18(3).</p> <p>The market administrator placed particular weight on the following criteria in making its determination:</p> <ul style="list-style-type: none"> • regulation 19(1)(b) – the alleged breaches may have had a material impact on the operation of the market • regulation 19(1)(d) – remedial action was not taken promptly • regulation 19(1)(n) – the facts are complex as each retailer dealt with a different representative of the customer