

NOTICE OF DETERMINATION OF MARKET ADMINISTRATOR	
Dated:	11 December 2009
Breach notice identifying number:	2009-176 (2009-176 A to C)
Date of receipt:	1 and 2 October 2009
Name of reporting entity:	E-Gas 2000 Limited (EGAS) in respect of 2009-176 A E-Gas Limited (EGLT) in respect of 2009-176 B and C
Name of participant that is alleged to have breached the Rules:	Nova Gas Limited (GNVG)
Name/s of other parties to breach notice:	
Rule/s allegedly breached:	Gas (Switching Arrangements) Rules 2008 Rule 69.3 Rule 72.2.1 Rule 78.2
Determination made by market administrator under regulation 18:	<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> <p><u>In relation to 2009-176 A:</u></p> <ul style="list-style-type: none"> • regulation 19(1)(b) – the alleged breach did not have a material impact on the operation of the market • regulation 19(1)(d) – remedial action was taken • regulation 19(1)(h) – GNVG has advised that it has changed its approach • regulation 19(1)(o) – the 'compliance environment' was taken into account, as the approach taken was considered by GNVG to be consistent with responses GNVG had provided to the market

	<p>administrator in response to other allegations of breach made by EGAS and EGLT</p> <p><u>In relation to 2009-176 B:</u></p> <ul style="list-style-type: none">• regulation 19(1)(o) – given the delays, it was not possible for GNVG to have given a gas transfer notice within two business days of the switch date that should have been included in the GTN <p><u>In relation to 2009-176 C:</u></p> <ul style="list-style-type: none">• regulation 19(1)(o) – the Requested Switch Date included in the GNT was not compliant with rule 67.3
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