

<b>NOTICE OF DETERMINATION OF MARKET ADMINISTRATOR</b>	
<b>Dated:</b>	17 May 2010
<b>Breach notice identifying number:</b>	2010-94
<b>Date of receipt:</b>	19 March 2010
<b>Name of reporting entity:</b>	Nova Gas
<b>Name of participant that is alleged to have breached the Rules:</b>	Nova Gas (GNVG)
<b>Name/s of other parties to breach notice:</b>	E-Gas Limited
<b>Rule/s allegedly breached:</b>	Gas (Downstream Reconciliation) Rules 2008 Rule 31.1
<b>Determination made by market administrator under regulation 18:</b>	<p>In the market administrator's opinion the alleged breach does not raise a material issue and the market administrator has decided to take no action on the alleged breach.</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 breach was not severe</li> <li>• regulation 19(1)(c) – the alleged breach was not deliberate</li> <li>• regulation 19(1)(d) – remedial action was taken</li> <li>• regulation 19(1)(g) – the alleged breach was admitted</li> <li>• regulation 19(1)(h) – the alleged breach was an isolated event</li> <li>• regulation 19(1)(m) – Nova Gas has not benefited from the alleged breach</li> <li>• regulation 19(1)(n) – the complexity of the facts do not warrant investigation</li> </ul>