

NOTICE OF DETERMINATION OF MARKET ADMINISTRATOR	
Dated:	21 May 2010
Breach notice identifying number:	2010-127
Date of receipt:	3 May 2010
Name of reporting entity:	Gas Industry Company Limited
Name of participant that is alleged to have breached the Rules:	E-Gas Limited
Name/s of other parties to breach notice:	The Auckland Gas Company Limited Bay of Plenty Energy Contact Energy Energy Direct NZ Genesis Energy Mighty River Power Nova Gas On Gas Powerco
Rule/s allegedly breached:	Gas (Downstream Reconciliation) Rules 2008 Rule 52.2.1 and 26.2
Determination made by market administrator under regulation 18:	<p>In the market administrator's opinion the alleged breach does raise a material issue. The alleged breach 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 breach may have had a material impact on the operation of the market • regulation 19(1)(f) – the alleged breach may have resulted in costs

	<p>being borne by other participants or persons</p> <ul style="list-style-type: none">• regulation 19(1)(h) – the alleged breach indicates a systemic problem with compliance with the Rules• regulation 19(1)(k) – E-Gas Limited is subject to other orders under the Act or these regulations• regulation 19(1)(n) – the complexity of the facts warrant investigation
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