

NOTICE OF DETERMINATION OF MARKET ADMINISTRATOR																																	
Dated:	1 February 2011																																
Breach notice identifying number:	<table border="0"> <tr> <td>2009-226(08/10/HST05210)</td> <td>2010-177(09/4/NPL12101)</td> </tr> <tr> <td>2009-226(08/10/PUK04201)</td> <td>2010-202(09/5/FLD03001)</td> </tr> <tr> <td>2010-007(08/11/NPL12101)</td> <td>2010-202(09/5/HST05210)</td> </tr> <tr> <td>2010-047(08/12/FLD03001)</td> <td>2010-202(09/5/HWA20801)</td> </tr> <tr> <td>2010-047(08/12/GTA03610)</td> <td>2010-202(09/5/NPL12101)</td> </tr> <tr> <td>2010-047(08/12/HST05210)</td> <td>2010-202(09/5/PUK04201)</td> </tr> <tr> <td>2010-079(09/1/HST05210)</td> <td>2010-202(09/5/WTR12001)</td> </tr> <tr> <td>2010-079(09/1/NPL12101)</td> <td>2010-229(09/6/GIS07810)</td> </tr> <tr> <td>2010-079(09/1/PLN24201)</td> <td>2010-229(09/6/MTN23801)</td> </tr> <tr> <td>2010-079(09/1/TWA35610)</td> <td>2010-229(09/6/PUK04201)</td> </tr> <tr> <td>2010-108(09/2/HST05210)</td> <td>2010-265(09/7/MTN23801)</td> </tr> <tr> <td>2010-108(09/2/MTN23801)</td> <td>2010-310(09/8/FLD03001)</td> </tr> <tr> <td>2010-134(09/3/FLD03001)</td> <td>2010-310(09/8/PLN24201)</td> </tr> <tr> <td>2010-134(09/3/HST05210)</td> <td>2010-341(09/9/MTN23801)</td> </tr> <tr> <td>2010-134(09/3/NPL12101)</td> <td>2010-372(09/10/FLD03001)</td> </tr> <tr> <td>2010-177(09/4/HST05210)</td> <td>2010-372(09/10/LAB20201)</td> </tr> </table>	2009-226(08/10/HST05210)	2010-177(09/4/NPL12101)	2009-226(08/10/PUK04201)	2010-202(09/5/FLD03001)	2010-007(08/11/NPL12101)	2010-202(09/5/HST05210)	2010-047(08/12/FLD03001)	2010-202(09/5/HWA20801)	2010-047(08/12/GTA03610)	2010-202(09/5/NPL12101)	2010-047(08/12/HST05210)	2010-202(09/5/PUK04201)	2010-079(09/1/HST05210)	2010-202(09/5/WTR12001)	2010-079(09/1/NPL12101)	2010-229(09/6/GIS07810)	2010-079(09/1/PLN24201)	2010-229(09/6/MTN23801)	2010-079(09/1/TWA35610)	2010-229(09/6/PUK04201)	2010-108(09/2/HST05210)	2010-265(09/7/MTN23801)	2010-108(09/2/MTN23801)	2010-310(09/8/FLD03001)	2010-134(09/3/FLD03001)	2010-310(09/8/PLN24201)	2010-134(09/3/HST05210)	2010-341(09/9/MTN23801)	2010-134(09/3/NPL12101)	2010-372(09/10/FLD03001)	2010-177(09/4/HST05210)	2010-372(09/10/LAB20201)
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Date of receipt:	Various dates from December 2009 to January 2011																																
Name of reporting entity:	Allocation Agent																																
Name of participant that is alleged to have breached the Rules:	Energy Direct NZ																																
Rule/s allegedly breached:	Gas (Downstream Reconciliation) Rules 2008 Rule 37.2																																
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 were likely to have had a material impact on the operation of the market • regulation 19(1)(f) – the alleged breaches were likely to have resulted in 																																

	<p>costs being borne by other participants or persons</p> <ul style="list-style-type: none">• regulation 19(1)(h) – the alleged breaches indicate a systematic problem with compliance• regulation 19(1)(o) – the alleged breaches involve gas volume differences that are not within the threshold specified in “Market Administrator Guideline note rule 37 – materiality of rule 37.2 breaches (Downstream Reconciliation)”
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