

| <b>NOTICE OF DETERMINATION OF MARKET ADMINISTRATOR</b>                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
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| <b>Dated:</b>                                                          | 18 October 2010                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| <b>Breach notice identifying number:</b>                               | 2010-249                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| <b>Date of receipt:</b>                                                | 25 August 2010                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| <b>Name of reporting entity:</b>                                       | Allocation Agent                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| <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                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| <b>Rule/s allegedly breached:</b>                                      | Gas (Downstream Reconciliation) Rules 2008<br>Rule 33.1                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| <b>Determination made by market administrator under regulation 18:</b> | <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> <ul style="list-style-type: none"> <li>• regulation 19(1)(b) – the alleged breaches were unlikely to have had a material impact on the operation of the market</li> <li>• regulation 19(1)(c) – the alleged breaches were not deliberate</li> <li>• regulation 19(1)(d) – remedial action was taken promptly</li> </ul> |