

NOTICE OF DETERMINATION OF MARKET ADMINISTRATOR	
Dated:	8 February 2011
Breach notice identifying number:	2011-046
Date of receipt:	17 February 2011
Name of reporting entity:	Allocation Agent
Name of participant that is alleged to have breached the Rules:	Bay of Plenty Energy
Name/s of other parties to breach notice:	
Rule/s allegedly breached:	Gas (Downstream Reconciliation) Rules 2008 Rule 40.2
Determination made by market administrator under regulation 18:	<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"> • regulation 19(1)(a) – the alleged breach was not severe • regulation 19(1)(f) – the alleged breach was unlikely to have resulted in costs being borne by other participants or persons • regulation 19(1)(g) – the alleged breach was admitted