

**NOTICE OF DETERMINATION OF MARKET ADMINISTRATOR**

<b>Dated:</b>	13 February 2012
<b>Breach notice identifying number:</b>	2011-376
<b>Date of receipt:</b>	8 December 2011
<b>Name of reporting entity:</b>	Allocation Agent
<b>Name of participant that is alleged to have breached the Rules:</b>	Contact Energy
<b>Name/s of other parties to breach notice:</b>	
<b>Rule/s allegedly breached:</b>	Gas (Downstream Reconciliation) Rules 2008 Rule 39 Rule 39.2.3
<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)(a) – the alleged breaches were not severe</li><li>• regulation 19(1)(b) – the alleged breaches were not likely to have had a material impact on the operation of the market</li><li>• regulation 19(1)(g) – the alleged breaches were admitted</li></ul>