

NOTICE OF DETERMINATION OF MARKET ADMINISTRATOR		
Dated:	4 May 2012	
Breach notice identifying number:	2012-015(10/11/BEL24510) 2012-015(10/11/GTH11301)	2012-015(10/11/TWA35610) 2012-041(10/12/TWA35610)
Date of receipt:	Various dates from February 2011 to March 2012	
Name of reporting entity:	Allocation Agent	
Name of participant that is alleged to have breached the Rules:	Mercury Energy Limited	
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 costs being borne by other participants or persons • 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)" 	