| NOTICE OF DETERMINATION OF MARKET ADMINISTRATOR | | |
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| Dated: | 25 June 2012 | |
| Breach notice identifying number: | 2012-078(11/2/GIS07810) 2012-078(11/2/GTH11301) 2012-078(11/2/GTK19101) 2012-078(11/2/GTW33901(NGCD)) | 2012-078(11/2/ROT08101) 2012-113(11/3/ELM12301) 2012-113(11/3/GTW33901(NGCD)) 2012-113(11/3/TAU07001) |
| Date of receipt: | Various dates in April 2012 and May 2012 | |
| Name of reporting entity: | Allocation Agent | |
| Name of participant that is alleged to have breached the Rules: | Genesis Power Limited | |
| Rule/s allegedly breached: | Gas (Downstream Reconciliation) Rules 2008 Rule 37.2 | |
| Determination made by Market Administrator under regulation 18: | 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). The Market Administrator placed particular weight on the following criteria in making its determination: 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)" | |