

| NOTICE OF DETERMINATION OF MARKET ADMINISTRATOR | |
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| Dated: | 10 September 2010 |
| Breach notice identifying number: | 2010-243 |
| Date of receipt: | 17 August 2010 |
| Name of reporting entity: | Allocation Agent |
| Name of participant that is alleged to have breached the Rules: | Contact Energy (CTCT) |
| Name/s of other parties to breach notice: | E-Gas |
| Rule/s allegedly breached: | Gas (Downstream Reconciliation) Rules 2008 Rule 32.1 |
| 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)(b) – the alleged breach was unlikely to have had a material impact on the operation of the market • regulation 19(1)(g) – the alleged breach was admitted • regulation 19(1)(h) – the alleged breach was an isolated event • regulation 19(1)(n) – the complexity of the facts did not warrant investigation |