

## **Gas (Downstream Reconciliation) Rules 2008 (Exemption DR08-28-T: Allocation Agent Monthly UFG Factor) Notice 2008**

Pursuant to rule 81 of the Gas (Downstream Reconciliation) Rules 2008, Gas Industry Company Limited ("Gas Industry Co"), as the industry body appointed pursuant to s43ZL of the Gas Act 1992, gives the following notice.

### **Notice**

#### **1. Title and commencement**

- (a) This notice is the Gas (Downstream Reconciliation) Rules 2008 (Exemption DR08-28-T: Allocation Agent Monthly UFG Factor) Notice 2008.
- (b) This notice comes into force on the day after the date of this notice.

#### **2. Interpretation**

- (a) In this notice, rules means the Gas (Downstream Reconciliation) Rules 2008 made by the Minister of Energy under sections 43F, 43Q and 43S of the Gas Act 1992 by notice published in the New Zealand Gazette, as may be amended from time to time.
- (b) Any term that is defined in the rules and used, but not defined, in this notice has the same meaning as in the rules.

#### **3. Transitional Exemption**

The allocation agent is exempted from the requirement under rule 46.4.1 to determine and publish the monthly UFG factor for initial allocations by 0800 hours on the 5<sup>th</sup> business day of each month, subject to the following terms and conditions:

- (a) the allocation agent must determine and publish the monthly UFG factor for initial allocations by 1200 hours on the 5<sup>th</sup> business day of each month;
- (b) the exemption expires on 30 April 2009; and
- (c) the exemption is in addition to the exemption granted to the allocation agent under the *Gas (Downstream Reconciliation) Rules 2008 (Exemption DR08-15 to 18-S: Injection information) Notice 2008*.

#### **4. Reasons for granting the transitional exemption**

The reasons for granting the transitional exemption are:

- (a) Under the *Gas (Downstream Reconciliation) Rules 2008 (Exemption (DR08-15 to 18-S: Injection information) Notice 2008*, the allocation agent is already exempted until 30 April

2009 from providing the initial allocation reports under rule 48 until 1200 hours on the 5<sup>th</sup> business day of each month. This transitional exemption ensures the timing obligations on the allocation agent are consistent with that exemption.

- (b) Given the monthly UFG factor is derived during the initial allocation, it is appropriate that the publication deadlines for initial allocation results and the monthly UFG factor are consistent.

**DATED** at Wellington this 2<sup>nd</sup> day of December 2008.

For and on behalf of Gas Industry Company Limited:

RT HON JAMES BOLGER, O.N.Z, Chair.