

NOTICE OF DETERMINATION OF MARKET ADMINISTRATOR	
Dated:	3 April 2009
Breach notice identifying number:	2009-23
Date of receipt:	26 March 2009
Name of reporting entity:	Gas Industry Co
Name of participant that is alleged to have breached the Rules:	Auckland Gas
Rule/s allegedly breached:	Gas (Switching Arrangements) Rules 2008 Rules 34.1, 58.1, 61.1, 69.3 and 72.2
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)(f) – the alleged breaches have potentially resulted in costs being borne by other participants or persons • regulation 19(1)(g) – the alleged breaches are not admitted • regulation 19(1)(n) – the complexity of the facts warrant investigation. <p>The market administrator notes that these alleged breaches arise from the same circumstances as Breach Notices 2009-21, 22 and 24.</p>