

<b>NOTICE OF DETERMINATION OF MARKET ADMINISTRATOR</b>	
<b>Dated:</b>	11 May 2009
<b>Breach notice identifying number:</b>	2009-37 (M-MEEN-03001 to 27 and S-MEEN-03001 to 4)
<b>Date of receipt:</b>	1 April 2009
<b>Name of reporting entity:</b>	Registry Operator
<b>Name of participant that is alleged to have breached the Rules:</b>	Mighty River Power (MEEN)
<b>Name/s of other parties to breach notice:</b>	
<b>Rule/s allegedly breached:</b>	Gas (Switching Arrangements) Rules 2008 Rule 54 Retailer for READY ICP Rule 70 What gas acceptance notice must contain Rule 72 What gas transfer notice must contain
<b>Determination made by market administrator under regulation 18:</b>	In the market administrator's opinion the alleged breaches do not raise a material issue.  The market administrator placed particular weight on the following criteria in making its determination: <ul style="list-style-type: none"> <li>• regulation 19(1)(a) - the alleged breaches were not severe</li> <li>• regulation 19(1)(b) - the alleged breaches have had no material impact on the market</li> <li>• regulation 19(1)(c) - the alleged breaches appear to be inadvertent</li> <li>• regulation 19(1)(o) – the alleged breaches appear to primarily be initial teething problems since go-live.</li> </ul>