

<b>NOTICE OF DETERMINATION OF MARKET ADMINISTRATOR</b>	
<b>Dated:</b>	11 May 2009
<b>Breach notice identifying number:</b>	2009-33 (M-EDNZ-03001 to 004 and S-EDNZ-03001 to 047)
<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>	Energy Direct New Zealand Limited (EDNZ)
<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 69 Response to gas switching notice 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>	<p>In the market administrator's opinion the alleged breaches do not raise a material issue.</p> <p>The market administrator placed particular weight on the following criteria in making its determination:</p> <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)(d) - the participant has stated it has put in place processes to prevent recurrence</li> <li>• regulation 19(1)(o) – the alleged breaches appear to primarily be initial teething problems since go-live</li> </ul>