

NOTICE OF DETERMINATION OF MARKET ADMINISTRATOR	
Dated:	9 July 2009
Breach notice identifying number:	2009-84
Date of receipt:	11 June 2009
Name of reporting entity:	Allocation Agent
Name of participant that is alleged to have breached the Rules:	Auckland Gas (AGCL)
Name/s of other parties to breach notice:	Mighty River Power (MEEN)
Rule/s allegedly breached:	Gas (Downstream Reconciliation) Rules 2008 Rules 31, 32 and 39
Determination made by market administrator under regulation 18:	<p>In the market administrator's opinion the alleged breaches do not raise material issues and the market administrator has decided to take no action on the alleged breaches.</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)(b) - the alleged breaches are unlikely to have had a material impact on the operation of the market • regulation 19(1)(c) - the alleged breaches were not deliberate • regulation 19(1)(d) - remedial action was taken promptly after the errors were discovered • regulation 19(1)(l) - the implementation of the gas registry has lessened the likelihood of similar breaches occurring in the future