

NOTICE OF DETERMINATION OF MARKET ADMINISTRATOR	
Dated:	9 July 2009
Breach notice identifying number:	2009-89 EGLT-06001 to 06004
Date of receipt:	15 June 2009
Name of reporting entity:	Nova Gas (GNVG)
Name of participant that is alleged to have breached the Rules:	E-Gas Limited (EGLT)
Name/s of other parties to breach notice:	Mighty River Power (MEEN) Powerco (POCO)
Rule/s allegedly breached:	Gas (Switching Arrangements) Rules 2008 Rule 69 Response to gas switching notice
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)(c) – the alleged breaches were not inadvertant • regulation 19(1)(f) – the alleged breaches have resulted in cost and frustration to another participant and possibly consumers • regulation 19(1)(l) – it appears likely similar alleged breaches will occur in future • regulation 19(1)(h) – the alleged breaches may indicate a potential systemic problem with compliance with rule 69