

NOTICE OF BREACH

Contact details of party reporting alleged breach:

Name of reporting entity:	M-co/NZX Limited
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Name of participant that is alleged to have breached the rules:

Energy Direct NZ (EDNZ)

Rule/s allegedly breached:

Gas (Downstream Reconciliation) Rules 2008

r32.1: Actual daily energy quantities are to be provided to the allocation agent for allocation groups 1 and 2.

Circumstances relating to the alleged breach:

Under rule 32.1, consumption information provided to the allocation agent on business day 9 should be the actual daily energy quantities for each consumer installation in allocation groups 1 and 2.

Under rule 30.3.1, if a retailer is unable to provide actual daily consumption, they must estimate the data, and advise the allocation agent.

Under rule 30.3.2, compliance with rule 30.3.1 does not mean the retailer has complied with the requirement to provide actual daily energy quantities.

Energy Direct NZ (EDNZ) submitted estimated TOU consumption data at Papakura PAP06610 for the interim July 2009 consumption month.
The (confidential) file attached shows the estimated data.

Because the July 2009 interim allocation was published with estimated data from Energy Direct NZ at this gas gate, the allocation agent believes this is an alleged breach of rule 32.1.

Date and time on which the alleged breach occurred:

Date:	12 November 2009
Time:	0800

Gas Industry Co Use	
Date of receipt:	2009-205
Breach notice identifying number:	16 November 2009