

Notification of the Commission's Decision Pursuant to Regulation 91(1)

Under regulation 91(1) of the Electricity Governance Regulations 2003 (Regulations) the Electricity Commission (Commission) must publicise every decision made under regulation 86(2) or regulation 90(2) or regulation 90(3), together with the reasons for the Commission's decision.

Investigation

On 16 June 2009, the Commission appointed an investigator under regulation 69 of the Regulations to investigate a self-reported breach of rule 4.11 of section III of part G of the Electricity Governance Rules 2003 (Rules) by TrustPower Limited.

The breach arose in respect of the non-compliance with the dispatch instructions for Fast Instantaneous Reserves (FIR) from Matahina Power Station during an under-frequency event on 27 April 2009.

Matters Considered by the Commission

On 10 November 2009 the Commission received and considered a report and recommendation from the investigator. The Commission also made its decision taking into account its relevant functions and objectives.

The Commission's Decision

On 10 November 2009, in respect of this breach the Commission decided under regulation 90(1) not to lay a formal complaint.

Reasons for the Commission's Decision

The reasons for the decision were that:

- TrustPower has corrected the coding of Programmable Logic Controllers managing its FIR response at Matahina since May 2009 and has taken steps to prevent a recurrence of this breach.
- The System Operator as the only party to the Investigation accepted the explanations of the breach given by TrustPower and noted that it considers this as one-off event in relation to FIR at Matahina. Accordingly, the System Operator advised it had no settlement requirements.