

## **Notification of the Authority's decision under regulation 29 of the Electricity Industry (Enforcement) Regulations 2010**

Under regulation 29(1) of the Electricity Industry (Enforcement) Regulations 2010 (Regulations), the Electricity Authority (Authority) must publicise every decision made under regulation 23(3) together with the reasons for the Authority's decision.

### **Investigation**

On 19 December 2014, the Authority appointed an investigator under regulation 12 of the Regulations to investigate the alleged breaches of the Electricity Industry Participation Code 2010 by Broadspectrum (New Zealand) Limited<sup>1</sup> of:

- clause 10.6(1) - failure to take all practicable steps to ensure that metering information it provided was complete and accurate.
- clause 10.43- by not completing a report of its investigation on the inaccurate metering installation and providing a copy to all affected participants.
- clause 14(3) of Schedule 10.7 - by not monitoring raw meter data at least once each calendar month to determine if load was sufficient for a prevailing load test to be completed.

The Authority alleged the breaches.

On 23 February 2017, the Authority received and considered a report and a recommendation from the investigator to discontinue the investigation.

### **The Authority's decision**

On 23 February 2017, the Authority decided under regulation 23(3)(a) of the Regulations to discontinue the investigation. This means that the Authority will not lay a formal complaint with the Rulings Panel.

### **Reasons for the Authority's decision**

The reasons for the Authority's decision to discontinue the investigation were that:

- the market impact of the breaches has been resolved by the wash-up process and Broadspectrum (New Zealand) Limited has taken steps to prevent recurrence
- the parties to the investigation did not require a settlement.

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<sup>1</sup> On 30 November 2015, Broadspectrum (New Zealand) Limited changed its name from Transfield Services (New Zealand) Limited.