

Notice 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) of the Regulations, together with the reasons for the Authority's decision.

Investigation

On 27 June 2019, the Authority appointed an investigator under regulation 12 of the Regulations to investigate the alleged breach of clause 10.7 of the Electricity Industry Participation Code 2010 by Simply Energy Limited.

Simply Energy Limited self-reported that it had breached clause 10.7 by not using its best endeavours to arrange access to the metering installation for the metering equipment provider (MEP). However, the investigator's assessment was that Simply Energy had arranged for the MEP to have access to the metering installation and therefore had not breached this provision.

On 2 December 2020, the Authority received and considered a report and a recommendation from the investigator to discontinue the investigation under regulation 23(3)(a) of the Regulations.

The Authority's decision

On 2 December 2020, the Authority decided under regulation 23(3)(a) of the Regulations to discontinue the investigation.

Reason for the Authority's decision

The reason for the Authority's decision to discontinue the investigation was that Simply Energy had arranged for the MEP to have access to the metering installation and therefore had not breached clause 10.7.