

Electricity Industry Participation Code Amendment  
(Customer Compensation Scheme) 2018

Under section 38 of the Electricity Industry Act 2010, and having complied with section 39 of that Act, I make the following amendment to the Electricity Industry Participation Code 2010.

At Wellington on the 21<sup>st</sup> day of May 2018

Dr Thomas Brent Layton  
Chairperson  
Electricity Authority

Certified in order for signature:

Barbara Sole  
Senior Legal Counsel  
Electricity Authority

18 May 2018

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Partner  
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18 May 2018

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**Amendment**

- 1 Title**  
This is the Electricity Industry Participation Code Amendment (Customer Compensation Scheme) 2018.
- 2 Commencement**  
This amendment comes into force on 28 June 2018.
- 3 Code amended**  
This amendment amends the Electricity Industry Participation Code 2010.
- 4 Clause 9.21 amended (Qualifying customers)**  
(1) In clause 9.21(1), definition of **retailer's qualifying customer**, replace "as at the end of the last day of" with "at any time during";

- (2) Replace clause 9.21(4) with:
- "(4) To avoid doubt, the retailer is not required to make payments under a **customer compensation scheme** to a **qualifying customer** at an **ICP** in respect of any period during a **public conservation period**, when—
- (a) the premises to which the **ICP** is **electrically connected** are vacant; or
  - (b) the **ICP** is **electrically disconnected**."
- 5 **Clause 9.24 amended (Requirements of default customer compensation schemes)**
- (1) In clause 9.24(1)(a),—
- (a) after "compensation", delete ",";
  - (b) after "clause 9.25,", insert "at a pro rata daily rate,";
  - (c) replace "week" with "day"; and
  - (d) after the second reference to "**official conservation campaign**", insert "that the **qualifying customer** is the **retailer's customer**".
- (2) In clause 9.24(1)(b),—
- (a) after "compensation", delete ",";
  - (b) after "clause 9.25,", insert "at a pro rata daily rate,";
  - (c) replace "week" with "day"; and
  - (d) after the second reference to "**public conservation period**", insert "that the **qualifying customer** is the **retailer's customer**".
- (3) In clause 9.24(1)(c), after "amount", insert ", at a pro rata daily rate, for each day of a **public conservation period** that the **qualifying customer** is the **retailer's customer**".
- (4) Revoke clause 9.24(2).

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### Explanatory Note

*This note is not part of the amendment, but is intended to indicate its general effect.*

This amendment to the Electricity Industry Participation Code 2010 (Code) comes into force on 28 June 2018.

This amendment amends Part 9 of the Code to require a retailer to compensate each of its qualifying customers only for the days during a public conservation period that the retailer supplies the qualifying customer.