

Electricity Industry Participation Code Amendment (Disclosure Obligations) 2018

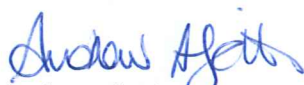
Under section 38 of the Electricity Industry Act 2010, and having complied with section 39 of that Act, I make the following amendments to the Electricity Industry Participation Code 2010.

At Wellington on the 21 day of May 2018

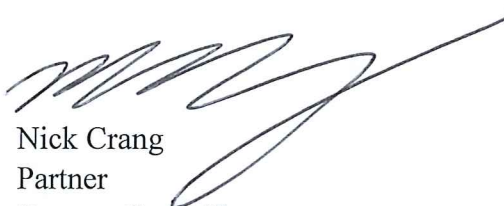


Thomas Brent Layton
Chair
Electricity Authority

Certified in order for signature:



Andrew Springett
Senior Legal Counsel
Electricity Authority



Nick Crang
Partner
Duncan Cotterill

16 May 2018

17 May 2018

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Amendment

- Title**
This is the Electricity Industry Participation Code Amendment (Disclosure Obligations) 2018.
- Commencement**
This amendment comes into force on 21 June 2018.
- Code amended**
This amendment amends the Electricity Industry Participation Code 2010.

4 Clause 13.2 amended (Misleading, deceptive, or incorrect information)

In clause 13.2(2), replace “the **participant** must immediately” with “the **participant** must, as soon as reasonably practicable,”.

5 Clause 13.2A amended (Participant must make disclosure information readily available)

(1) Revoke clause 13.2A(2)(b).

(2) After the revoked clause 13.2A(2)(b), insert:

“(ba) a reasonable person would not expect the **disclosure information** to be made readily available; or”.

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 21 June 2018.

The amendment:

- removes the exclusion from the requirement to make disclosure information readily available to the public under clause 13.2A(1) of the Code on the ground that doing so would commercially disadvantage the participant in a material manner:
- inserts a new exclusion from the requirement to make disclosure information readily available to the public on the ground that a reasonable person would not expect the disclosure information to be made readily available:
- amends the timeframe for addressing misleading, deceptive, or incorrect information under Part 13.

Date of notification in the *Gazette*: 24 May 2018