

Investigation of alleged breach of the Electricity Industry Participation Code 2010 by Counties Energy Limited

On 7 June 2020, Awhitu Windfarms Limited reported to the Electricity Authority (Authority) that it believed on reasonable grounds that Counties Energy Limited breached clause 23(2) of Schedule 6.1 of the Electricity Industry Participation Code 2010 (Code).

Awhitu Windfarms Limited also reported related complaints against clause 10 (on 24 March 2020) and clause 19 (on 26 June 2020) of Schedule 6.2 of the Code.

On 23 March 2023, under regulation 12 of the Electricity Industry (Enforcement) Regulations 2010 (Regulations), the Authority appointed Clive Bull as the investigator to investigate the alleged breaches.

Under regulation 16 of the Regulations, the investigator must promptly notify the industry participant alleged to have breached the Code of the allegations that it is being investigated. On 28 March 2022, the investigator gave Counties Energy Limited such notice.

Under regulation 17 of the Regulations, at the same time as the investigator sends a notice under regulation 16, the investigator must publicise the information about the matter under investigation, including the content of the notice given under that regulation. This notice publicises the information about the matter under investigation, and a copy of the notice given under regulation 16 is attached.

Any participant who considers that it is affected by the matter being investigated, and who wishes to become a party to this investigation, should notify the investigator within 10 working days after the date on which this notice is published (by 5pm on 13 April 2023).

The investigator's contact details are:

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Investigator	AON Centre
Electricity Authority	1 Willis Street
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