

From: Sean Martin
Sent: Wed, 6 Sep 2023 14:21:58 +1200
To: Joelene Williams
Subject: EA response to Electric Kiwi lodging S36 complaint with ComCom

Hey

Dunno if you saw this: <https://www.stuff.co.nz/business/132884157/electric-kiwi-takes-complaint-over-big-four-power-firms-to-commerce-commission>

But we will be providing this response to questions from TPS shortly. Will give you call shortly.

(To be attributed to Sarah Gillies, Chief Executive, Electricity Authority)

Our review into competition in the wholesale market did not draw any definitive conclusions on the exercise of market power.

Stemming from that review we are exploring better information sharing processes and obligations with the Commerce Commission on any information the Authority collects that may raise concerns about anti-competitive practices, including collusion or misuse of market power.

Additionally, we will consider options to strengthen wholesale market competition if new information arises on the exercise of market power or impediments to competitive entry, as part of our monitoring or other activities and investigations.

In recent years we have introduced a suite of measures to improve trust and confidence in the wholesale market. This includes improving the disclosure of wholesale market information, publishing internal transfer pricing and profitability information, adding a commercial market-making scheme and introducing new trading conduct rules.

We actively and transparently monitor the exercise of market power in the spot market and report on this analysis weekly.

The Authority considers any alleged Code breaches that are brought to its attention and refers matters to the Commerce Commission where appropriate.

It is appropriate that complaints about the misuse of market power are dealt with by the Commerce Commission.

The Authority is constructively working with smaller retailers to update them on our plans to improve how we monitor the retail market so we build a better evidence base to make decisions in the future.

ENDS

Sean Martin
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M: Section 9(2)(a) Privacy



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