

14 April 2021

Meridian Energy Limited
Attention: Sam Fleming,
Manager Regulatory and Government Relations

by email **S9(2)(a)**

Dear Sam,

**REQUIREMENT TO PROVIDE INFORMATION UNDER SECTION 46 OF THE ELECTRICITY
INDUSTRY ACT 2010**

The Authority is requiring Meridian Energy Limited to provide information under section 46(2)(a) of the Electricity Industry Act 2010 (Act).

Authority's power to require information

Under section 46(2)(a) of the Act, the Authority may, for the purpose of carrying out its monitoring functions, require an industry participant to provide any information, papers, recordings, and documents that are in the possession, or under the control, of the participant.

Information required to be provided

The Authority requires that you make available the following information:

1. The terms of the contract entered into with Rio Tinto on 14 January 2021
2. The terms of the supply agreement entered into with Contact on 14 January 2021
3. Any supporting documentation relating to items 1 and 2 above.

Reasons for requirement

The Authority is reviewing the high prices that have occurred since the 2018 Pohokura outage. To assist in this, the Authority is undertaking a review under section 16(1)(g) of the Act which provides that one of the Authority's functions is:

to undertake industry and market monitoring, and carry out and make publicly available reviews, studies and inquiries into any matter relating to the electricity industry

As the Authority is undertaking market monitoring, it is permitted by section 45(a)(iii) to use its power under section 46(2)(a) of the Act.

The focus of this review is set out here:

<https://www.ea.govt.nz/monitoring/enquiries-reviews-and-investigations/2019-2020/2019-wholesale-market-prices-review/>

Due to the scale of the smelter in the context of New Zealand's power system, it must have a significant effect on the spot price.

Response required

Please ensure the required information is provided by 5pm, Wednesday 21 April 2021. Our view is that this is a reasonable timeframe in the circumstances, please contact us if you are unable to meet it.

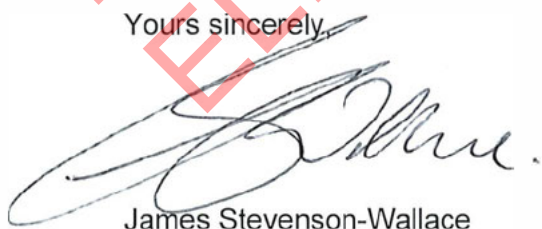
Compliance with requirements to provide information

Failure to comply with this requirement to provide information under section 46 of the Act is treated as if it were a breach of the Electricity Industry Participation Code 2010. In the event of such failure to comply, the Authority may apply to the Rulings Panel for any order under section 54 of the Act.

Further information

If you have any questions about this letter, please contact Doug Watt, Manager Market Monitoring at S9(2)(a)

Yours sincerely,



James Stevenson-Wallace
Chief Executive