

# Code exemptions

The Electricity Authority Te Mana Hiko has granted the following exemptions / dispensations to the Electricity Industry Participation Code to industry participants.

Exemption number	Exemption	Industry participant	Effective date	Expiry date
168	Arc Innovations Limited ("Arc") is exempted from compliance with item 16 of Table 1 of Schedule 11.4 of the Electricity Industry Participation Code 2010 ("Code") in respect of providing metering component serial numbers for its first generation advanced metering infrastructure (AMI) metering installations.	Arc Innovations Limited	11/05/2018	31/12/2025
175	New Zealand Aluminium Smelters Limited is exempted from the requirement in clause 14.5(c) of the Electricity Industry Participation Code 2010 ("Code") that any third party guarantee be provided by a third party guarantor that maintains an acceptable credit rating as defined in clause 14.6 of the Code. This exemption applies only in respect of any guarantee provided by Meridian Energy Limited.	NZ Aluminium Smelters Limited	12/08/2013	31/12/2030
176	New Zealand Aluminium Smelters Limited ("NZAS") is exempted from complying with the following clauses of the Electricity Industry Participation Code 2010 ("Code"), in respect of the local network at TWI2201: (a) clause 10.13(1); (b) clause 10.24(c); (c) clause 11.10; and (d) clause 15.38.	New Zealand Aluminium Smelters Limited	4/05/2018	31/12/2030

185	Contact Energy Limited ("Contact") is exempted from compliance with clause 11 of Schedule 15.3 of the Electricity Industry Participation Code 2010 ("Code") in respect of the following installation control points ("ICPs"): ICP identifier ICP identifier 1) 0000038627NTADB 2) 0000557925UND32 3) 0000600085HBD8B 4) 0000916610TEA3F 5) 0001183605HB0B0 6) 0005000772HBA61 7) 0008801012TP900 8) 0014189134HBC96 9) 0016096032EL6DD 10) 0018137292HB7F1 11) 0046054751HBFE7.	Contact Energy Limited	25/10/2013	Expires on the date on which Contact no longer has the responsibility in the registry as the trader for the ICPs listed.
250	Trustpower Limited ("Trustpower") is exempted from complying with the obligation in clause 10.14(2)(b) of the Electricity Industry Participation Code 2010 ("Code") not to treat predictable load, expected to exceed 6,000kWh in any 12 month rolling period, as unmetered load. This exemption applies only to installation control points ("ICPs") 0007146031RN859, 0007146032RN499, <del>0007146034RN516, 0007146035RN053, and 0007146036RN503</del>	Trustpower Limited	3/02/2017	Expires on the earlier of: a. the close of 31/12/2026; b. the date when Trustpower is no longer recorded in the registry as being trader for the five ICPs; and c. the date when all five ICPs are metered.
277	Exemption from complying with the obligations in clauses 11.10, 15.37A and 15.38(1) of the Electricity Industry Participation Code 2010 in respect of the grid point ("GXP") at Tangiwai TNG0111 WNST GN).	Winstone Pulp International Limited	16/05/2019	7/05/2029
280	Exemption from clauses 11.10, 15.37A and 15.38(1) of the Electricity Industry Participation Code 2010 ("Code") to have regular distributor and reconciliation participant audits and obtain certification as a reconciliation participant.	Norske Skog Tasman Limited	4/07/2019	27/06/2029
281	Exemption from the obligation to arrange a distributor audit under clause 11.10 of the Electricity Industry Participation Code 2010 ("Code"). This exemption applies only in respect of the grid exit point (GXP) at Atiamuri (ATI2201 MRPL GN).	Mercury NZ Limited	10/08/2019	16/08/2029

292 )	For an exemption from complying with the obligation in clause 4(2)(a) of Schedule 10.7 of the Code, not to use subtraction to determine submission information for ICP 0003133903AA777	AccuCal Limited	10/12/2020	Expiring at the earlier of: (i) the close of 1 December 2030 (ii) when AccuCal is no longer recorded in the registry as being the Metering Equipment Provider (MEP) for ICP 0003133903AA777 (iii) the date on which the meter programming, metering or distribution configuration is changed (iv) the date on which any other consumer is connected to the same 11kV distribution substation as ICP#0003133903AA777
293 )	For an exemption from complying with the obligation in clause 10.24 (c) of the Code not to use subtraction to determine submission information for ICP 0003133903AA777	Contact Energy Limited	10/12/2020	Expiring at the earlier of: (i) the close of 1 December 2030 (ii) when Contact Energy is no longer recorded in the registry as being the trader for ICP 0003133903AA777 (iii) the date on which the meter programming, metering or distribution configuration is changed (iv) the date on which any other consumer is connected to the same 11kV distribution substation as ICP#0003133903AA777

287 *	Meridian Energy Limited is exempted from complying with the obligation in clause 10.24(c) of the Electricity Industry Participation Code 2010 ("Code") to not to use subtraction to determine submission information.	Meridian Energy Limited	10/12/2020	Expires on the earlier of: a. the close of 30 June 2025; and b. the date when Meridian is no longer in the registry as being the trader for ICP0000840407WE388; and c. the date when Vector Metering Limited is no longer recorded in the registry as being the Metering Equipment Provider for ICP 0000011015WEC04 or ICP 0000011055WEEA1; and d. the date when Meridian no longer has an agreement with any retailer of ICP 0000015182WE1AD, ICP 0000025029WEF4E or ICP 0003146175WE243 to receive half hour metered data required in the subtraction calculation for ICP 0000840407WE388; and e. the date on which the metering or distribution configuration is changed so that submission information no longer needs to be calculated by a subtractive process.
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296 *	Vector Metering Limited is exempted from clause 4(2)(a) of Schedule 10.7 of the Electricity Industry Participation Code 2010 ("Code") to not to use subtraction to determine submission information.	Vector Metering Limited	10/12/2020	Expires on the earlier of: a. the close of 30 June 2025; and b. the date when; Meridian Energy Limited is no longer in the registry as being the trader for ICP0000840407WE388; and c. the date when Vector Metering is no longer recorded in the registry as being the Metering Equipment Provider for ICP 0000011015WEC04 or ICP 0000011055WEEA1; and d. the date when Meridian Energy Limited no longer has an agreement with any retailer of ICP 0000015182WE1AD, ICP 0000025029WEF4E or ICP 0003146175WE243 to receive half hour metered data required in the subtraction calculation for ICP 0000840407WE388; and e. the date on which the metering or distribution configuration is changed so that submission information no longer needs to be calculated by a subtractive process.
297	Exemption from complying with the obligations in clause 4(1)(a) and (b) of Schedule 10.7 of the Code to ensure that maximum permitted error described in Table 1 of Schedule 10.1 is not exceeded, as well as ensuring that the design prevents the maximum permitted error from being exceeded for ARC metering installations.	Advanced Metering Services Limited	5/08/2021	Expiring on the earlier of: (i) the close of 31 August 2025; or (ii) the date which all ARC meters have been displaced on the registry.
299	Exemption from complying with the obligations in clause 4(1)(a) and (b) of Schedule 10.7 of the Code to ensure that maximum permitted error described in Table 1 of Schedule 10.1 is not exceeded, as well as ensuring that the design prevents the maximum permitted error from being exceeded for ARC metering installations.	Arc Innovations Limited	5/08/2021	Expiring on the earlier of: (i) the close of 31 August 2025; or (ii) the date which all ARC meters have been displaced on the registry.

303	Exemption from 13.236A of the Code.	eTrading Limited	18/03/2021	Expiring on the earlier of: (i) the close of 31 March 2028; or (ii) the date when eTrading becomes a retailer (as defined in Part 1 of the Code).
307	Exempted from the complying with the obligation in clause 10.24(c) of the Electricity Industry Participation Code 2010 ("Code") to not to use subtraction to determine submission information.	Mercury NZ Limited	23/06/2021	1/12/2030
308	Exempted from the complying with the obligation in clause 4(2)(a) of Schedule 10.7 of the Electricity Industry Participation Code 2010 ("Code") to not to use subtraction to determine submission information.	Accucal Limited	23/06/2021	1/12/2030
309	Exempted from complying with the obligation in clause 10.14(2)(b) of the Electricity Industry Participation Code 2010 ("Code") to not treat load expected to exceed 9,000 kWh in any 12 month rolling period as unmetered load.	Mercury NZ Limited	23/06/2021	17/06/2028
321	Exempted from the complying with the obligations in clauses 10.29B(2) and 10.29C(2) of the Electricity Industry Participation Code 2010 ("Code") that a grid owner may only disconnect or electrically disconnect a point of connection to the grid (that it owns or operates) in specific circumstances.	Transpower NZ Limited	22/06/2022	This exemption expires on the earlier of: a. the close of 31 May 2025; or b. the date on which either clause 10.29B(2) or 10.29C(2) of the Code are amended by Gazette notice.

324 (& 325)	Exemption in respect of the existing interconnection point between Orion's local network (BRY0661) and MainPower New Zealand Limited's local network (KAI0111) from complying with: (i) the obligation in clause 25(1)(a) of Schedule 11.1 of the Code (Appendix C), to not provide the reconciliation manager with written notice in relation to the creation of a network supply point (NSP); and (ii) all obligations on distributors in respect of distributors' NSPs within the Code.	Orion New Zealand Limited (& Mainpower NZ Ltd)	21/12/2022	This exemption expires on the earlier of: a. the close of 31 December 2024; <b>or</b> b. the close of 1 July 2023 if Orion fails to submit to the Authority by this date a plan with timebound milestones on how it proposes to permanently resolve the non-compliance; or c. the date when the number of ICPs on Orion's local network (BRY0661) that can be backfed by MainPower's local network (KAI0111) exceeds 500; or d. the date when the number of ICPs on MainPower's local network (KAI0111) that can be backfed by Orion's local network (BRY0661) exceeds 500; or e. the date on which there are more than six outages per year on the existing interconnection point between Orion's local network (BRY0661) and MainPower's local network (KAI0111), calculated on a rolling 12-month basis.
326	Exemption from complying with the obligation in clause 10.14(2)(b) of the Electricity Industry Participation Code 2010 (Code) not to treat predictable load, expected to exceed 6,000 kWh in any 12-month rolling period, as unmetered load for 12 installation control points (ICPs) - 0007146035RN953, 0007146034RN516, 0007146032RN499, 0007146031RN859, 1000590812PC0FD, 1002078490UNB84, 000162438CK602, 1002078527UNDF8, 1002075918UN3F2 1000590813PCCB8, 1002075767UNF7A, 0000047856HRA33.	Ecotricity Limited Partnership	21/12/2022	Exemption expires on the earlier of: (i) the close of 13 December 2032 (ii) when Ecotricity is no longer recorded in the registry as being the trader for any of the 12 ICPs (iii) when all 12 of the ICPs are metered.

330	<p>1) In respect of the ICPs in the <b>trial, Intellihub</b> is exempted from complying with the clauses of the Electricity Industry Participation Code 2010 ("Code") listed in Table 1 in the manner in which those clauses ordinarily apply (where there is a single ICP identifier); and</p> <p>(2) For the purposes of the trial, Intellihub is exempted from complying with the Code clauses listed in Table 1 in the manner in which those clauses ordinarily apply (where there is a single ICP identifier) in respect of no more than 200 residential ICPs that are notified to the Electricity Authority; and</p> <p>(3) Unless specified otherwise, Intellihub is exempted from complying with the Code clauses listed in Table 1 in the manner in which those clauses ordinarily apply (where there is a single ICP identifier), provided that it complies with those Code clauses subject to and in accordance with the terms and conditions contained in Part 3 of this Notice.</p>	Intellihub Ltd	5/07/2023	<p>This exemption expires on the earlier of the following:</p> <p>a. 30 June 2028; or</p> <p>b. if an ICP that has not been approved for inclusion in the trial has a second ICP identifier created for it, on such date that the second ICP identifier was created; or</p> <p>c. the date on which either this Notice or Electricity Industry (Exemption No. 331 (Wellington Electricity Lines Limited)) Exemption Notice 2023, or any other exemption granted by the Electricity Authority in respect of the trial, is revoked by the Electricity Authority in accordance with section 11(4) of the Act.</p>
331	<p>(1) In respect of the ICPs in the <b>trial, Wellington Electricity</b> is exempted from complying with the clauses of the Electricity Industry Participation Code 2010 ("Code") listed in Table 1 in the manner in which those clauses ordinarily apply (where there is a single ICP identifier); and</p> <p>(2) For the purposes of the trial, Wellington Electricity is exempted from complying with the Code clauses listed in Table 1 in the manner in which those clauses ordinarily apply (where there is a single ICP identifier) in respect of no more than 200 residential ICPs that are notified to the Electricity Authority; and</p> <p>(3) Unless specified otherwise, Wellington Electricity is exempted from complying with the Code clauses listed in Table 1 in the manner in which those clauses ordinarily apply (where there is a single ICP identifier), provided that it complies with those Code clauses subject to and in accordance with the terms and conditions contained in Part 3 of this Notice.</p>	Wellington Electricity Lines Ltd	5/07/2023	<p>This exemption expires on the earlier of the following:</p> <p>a. 30 June 2028; or</p> <p>b. if an ICP that has not been approved for inclusion in the trial has a second ICP identifier created for it, on such date that the second ICP identifier was created; or</p> <p>c. the date on which either this Notice or Electricity Industry (Exemption No. 330 (Intellihub Limited)) Exemption Notice 2023, or any other exemption granted by the Electricity Authority in respect of the trial, is revoked by the Electricity Authority in accordance with section 11(4) of the Act.</p>



332	<p>Exempted from complying with the obligation in clause 10.30B(3)(b) of Part 10 of the Electricity Industry Participation Code 2010, to electrically connect a NSP which is an interconnection point between two local networks without a received confirmation from a reconciliation participant that the metering installation at the NSP is certified and operational.</p> <p>This exemption applies only to the interconnection point between The Power Company's local network (ELL0111 TPCO) and Electricity Invercargill Limited's ("Electricity Invercargill") local network (ELL0111 ELIN) ("the interconnection point")</p>	The Power Company Ltd	23/06/2023 CORRIGENDUM 18/08/2023	This exemption expires on the earlier of: a. the close 31 March 2033; or b. When the meter used for consumption calculations at ICP No. 0000800121TPF4A loses its certification for any reason.
333	<p><b>Amendment to exemption</b> under section 11(4) of the Electricity Industry Act 2010 in Connection with Expansion of Ngāwhā Springs Generation Plant</p> <p>Amends the exemption granted by the Authority on 7 October 2017, and amended on 13 November 2019 under section 90(1)(b) of the Act, entitled 'Exemption Under Section 90(1)(b) of the Electricity Industry Act 2010 in Connection With Expansion of Ngāwhā Springs Generation Plant' ("principal exemption").</p>	Top Energy Ltd	19/12/2023	31/07/2052
340	<p>(1) In respect of the ICPs in the trial, Bluecurrent is exempted from complying with the clauses of the Electricity Industry Participation Code 2010 ("Code") listed in Table 1 in the manner in which those clauses ordinarily apply (where there is a single ICP identifier); and</p> <p>(2) For the <b>purposes of the trial</b>, Bluecurrent is exempted from complying with the Code clauses listed in Table 1 in the manner in which those clauses ordinarily apply (where there is a single ICP identifier) in respect of no more than 200 residential ICPs that are notified to the Electricity Authority; and</p> <p>(3) Unless specified otherwise, Bluecurrent is exempted from complying with the Code clauses listed in Table 1 in the manner in which those clauses ordinarily apply (where there is a single ICP identifier), provided that it complies with those Code clauses subject to and in accordance with the terms and conditions contained in Part 3 of this Notice.</p>	Bluecurrent Assets New Zealand Ltd	03/2024 BM	This exemption expires on the earlier of the following: a. 30 June 2028; or b. if an ICP that has not been approved for inclusion in the trial has a second ICP identifier created for it, on such date that the second ICP identifier was created; or c. the date on which either this Notice or Electricity Industry (Exemption No. 330 (Intellihub) and 331 (Wellington Electricity Lines Limited)) Exemption Notice 2023, or any other exemption granted by the Electricity Authority in respect of the trial, is revoked by the Electricity Authority in accordance with section 11(4) of the Act.

343	Exemption to enable Paua to the People Ltd ('the participant') to participate in a <b>trial involving multiple trading relationships</b> , facilitated by Kainga Ora and Are Ake, which is aimed at reducing energy hardship for a defined group of vulnerable New Zealanders.	Paua to the People Ltd	03/2024 BM	This exemption expires on the earlier of the following: a. 30 June 2028; or b. if an ICP that has not been approved for inclusion in the trial has a second ICP identifier created for it, on such date that the second ICP identifier was created; or c. the date on which either this Notice or Electricity Industry (Exemption No. 330 (Intellihub) and 331 (Wellington Electricity Lines Limited)) Exemption Notice 2023, or any other exemption granted by the Electricity Authority in respect of the trial, is revoked by the Electricity Authority in accordance with section 11(4) of the Act.
344	Urgent Exemption from Clause 14.34A - Payment of residual funds from operating accounts no later than 1600 hours on the final business day in the month of March.  (The exemption is required by 12th April which is Business Day 9 the day which the clearing manager is obligated to inform the market of the amount of residual funds to be distributed to them)	NZX as the clearing manager	22/03/2024	This exemption expires on the earlier of the following: a. 1600 hours on the final business day in the month of July 2024; or b. the date that Energy Clearing House makes the first payment of residual funds to each participant in accordance with clause 14.34A.
345	Exempted from complying with the obligation in clauses 13.236A and 13.236F of Part 13 of the Electricity Industry Participation Code 2010, to prepare a spot price risk disclosure statement for each quarter and provide certification to the Authority in respect of any spot price risk disclosure statements provided.	Lodestone Energy Ltd	1/07/2024	This exemption expires on the earlier of: a. the close of 30 June 2033; or b. Lodestone purchasing electricity from the clearing manager for a purpose other than its own use; or c. Lodestone is no longer defined as a disclosing participant for the purposes of clause 13.236A and 13.236F.

346	Exempted from the requirement in clause 6A.3(2) of the Code to comply with rules 3G, 3H, 3I and 3J in Schedule 6A.1 of the Code  <b>Refer Dispensation Tab.</b>	WEL Networks Ltd & NewPower Energy Ltd	xx/10/2024	1/10/2040 - Refer to Published Gazette Notice for all conditions.
347	Exempted from complying with the obligation in clauses 6A.3(2), 6A.4(4), 6A.5(1), 6A.6(1), 6A.7(1) and 6A.8(1) of the Code, and Schedule 6A.1, in relation to Anne June Urlwin's (Ms Urlwin) appointment as a director of Vector while she is also a director of Infratil Limited (Infratil), in respect of retailing activities only.	Vector Ltd	3/07/2024	This exemption will expire on the date that the cross-directorship to which this exemption applies has ceased and subject to the following conditions: a. this exemption will be reviewed if Dispensation 002 granted to Ms Urlwin is terminated for any reason. b. this exemption is specific to the cross-involvements created through Ms Urlwin's directorships in both Infratil and Vector. c. this exemption is specific to Manawa's retailing to customers connected to Vector's network and does not apply in respect of any generation owned by Manawa which is or may be connected to Vector's network.

348	Exempted from complying with the obligations in clauses clauses 6A.3(2), 6A.5(1) and 6A.8 of the Code, and Schedule 6A.1, in relation to Anne June Urlwin's (Ms Urlwin) appointment as a director of Vector Limited (Vector) while she is also a director of Infratil Limited (Infratil), in respect of retailing activities only.	Manawa Energy Ltd	5/07/2024	This exemption will expire on the date that the cross-directorship to which this exemption applies has ceased and subject to the following conditions: a. this exemption will be reviewed if Dispensation 002 granted to Ms Urlwin is terminated for any reason. b. this exemption is specific to the cross-involvements created through Ms Urlwin's directorships in both Infratil and Vector. c. this exemption is specific to Manawa's retailing to customers connected to Vector's network and does not apply in respect of any generation owned by Manawa which is or may be connected to Vector's network.
349	Exempted from complying with the obligations in clause 10.25(1) of the Code, subject to the conditions that Orion: i. establishes a new embedded network NSP at the point between the Electricity Ashburton Limited (EASH) embedded network and Orion's Manuka Point embedded network by 31 December 2024, and ii. ensures that washups for the NSP are provided to the reconciliation manager at least once every 14 months. (2) This exemption applies only to the new Orion NSP at the connection between the Electricity Ashburton embedded network and Orion's Manuka Point embedded network.	Orion New Zealand Ltd	5/10/2024	This exemption expires on the earlier of: i. 15 years; or ii. when the line from Orion's NSP to Manuka Point is upgraded, replaced or decommissioned.
350	Exempted from Part 8 clause 8.19(5), Sch 8.3 Tech Code A Appendix B clause 6 and Sch 8.3 Tech Code B clause 7 and the AUFLS tech requirementd incorporated by reference in Sch 8.6 of the Code.	Meridian Energy Ltd	4/10/2024	This exemption expires on the earlier of: i. 31 December 2030; or ii. any Code amendment that would in effect exclude BESS from being subject to AUFLS obligations.

Dispensation number	Dispensation	Industry participant	Effective date	Expiry date
1 333 (relating to EA003 amendment 2023)	<p>Top Energy Limited ("TEL") and Ngāwhā Generation Limited ("NGL") requested the following persons are granted a dispensation from the requirement in clause 6A.3(2) of the Code to comply with rules 9 and 10 in schedule 6A.1 of the Code:</p> <p>a. the directors, from time to time, of TEL;</p> <p>b. the directors, from time to time, of Ngāwhā Generation Limited NGL;</p> <p>c. the chief executive officer of TEL, or person holding an equivalent position;</p> <p>d. the chief financial officer of TEL, or person holding an equivalent position; and</p> <p>e. the general manager corporate services of TEL, or person holding an equivalent position.</p> <p>This dispensation is subject to the following conditions:</p> <p>a. This dispensation applies in relation to the expansion of Ngāwhā Springs Power Station for geothermal generation up to a nameplate capacity of 117MW.</p> <p>b. The dispensation from the requirement to comply with rule 10 only applies to the appointment of persons identified in clause 2(c) to (e) to positions of material influence over NGL.</p> <p>c. The dispensation only applies while TEL and NGL are wholly owned by the Top Energy Consumer Trust.</p> <p>d. The dispensation expires on the close of 31 July 2052 or the day that any additional generation (other than generation installed for the purpose of providing network support) owned by TEL, NGL any of TEL's subsidiaries, or any "connected generators" as defined in clause 6A.3 of the Code in relation to TEL, is connected to TEL's network, whichever date is earlier.</p>	Top Energy Ltd, Ngāwhā Generation Ltd	19/12/2023	31/07/2052
2	Anne June Urlwin (Mrs Urlwin) is granted a dispensation from the requirement to comply with clauses 6A.3(2), 6A.4(1), 6A.5(1), 6A.6(2), 6A.7, 6A.8 and Schedule 6A.1, in relation to her appointment as a director of Vector Limited (Vector) while she is also a director of Infratil Limited (Infratil).	Anne June Urlwin	29/03/2024	This dispensation will expire on the date that the cross-directorship to which this dispensation applies has ceased.

3	<p>WEL Network Limited ("WEL") and NewPower Energy Limited ("NewPower") requested the following persons are granted a dispensation from the requirement in clause 6A.3(2) of the Code to comply with rules 3G, 3H, 3I and 3J in schedule 6A.1 of the Code:</p> <ul style="list-style-type: none"> <li>a. the directors, from time to time, of WEL Networks Ltd ("WEL");</li> <li>b. the directors, from time to time, of NewPower Energy Limited ("NewPower");</li> <li>c. the chief executive officer of WEL, or person holding an equivalent position;</li> <li>d. the chief financial officer of WEL, or person holding an equivalent position;</li> <li>e. the chief technology officer of WEL, or person holding an equivalent position; and</li> <li>f. the chief executive officer of NewPower, or person holding an equivalent position.</li> </ul>	WEL Networks Ltd & NewPower Energy Ltd	xx/10/2024	1/10/2040 - Refer to Published Dispensation Notice for all conditions.
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