

CLAIM OF UNDESIRABLE TRADING SITUATION (UTS)

CONTACT DETAILS

Reporting Participant: MercyAscot hospitals

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BASIS OF CLAIM

Definition of “undesirable trading situation”, clause 1.1 of the Code

Specify relevant paragraphs under which Participant claims a UTS - refer to the full definition set out below

Describe why in your view the claimed UTS is a contingency or event that threatens, or may threaten, trading on the wholesale market for electricity and that would, or would be likely to, preclude the maintenance of orderly trading or proper settlement of trades.

1. Please refer to all correspondence with Total Utilities who are handling the claim on our behalf

Describe why, in your view, the claimed UTS could not be satisfactorily resolved by any other mechanism available under the Code.

2. Please refer to all correspondence with Total Utilities who are handling the claim on our behalf
- 3.

SOLUTION SOUGHT BY APPLICANT

Clause 5.2 of the Code

Describe how in your view the claimed UTS could be resolved by the Board, bearing in mind the following powers of the Board should it find that a UTS does exist

- suspending, or limiting or curtailing, an activity on the wholesale market for electricity, either generally or for a specified period:
- deferring completion of trades for a specified period:
- directing that any trades be closed out or settled at a specified price:
- giving directions to any participant to act in a manner (not inconsistent with the Code, any regulations, the Act, or any other law) that will, in the Board's opinion, correct or assist in overcoming the undesirable trading situation:

1. Please refer to all correspondence with Total Utilities who are handling the claim on our behalf

2. _____

WHEN CLAIMED UTS OCCURRED

Date: 26th March 2011

Time: _____

DESCRIPTION CIRCUMSTANCES AND IMPACT

Please provide description of the circumstances surrounding the claim and include a detailed description of the impact the notifying participant suffered as a result of the claimed UTS.

Power invoice usually would be approx \$40k for this consumption but is over \$80k because of an unacceptably high ACLF charge

Please send completed form to compliance@ea.govt.nz