

Electricity Industry (Section 90 Exemption No. 006 (Barbara Chapman)) Exemption Notice 2021

In accordance with section 90(1)(b) of the Electricity Industry Act 2010 ("Act"), the Electricity Authority ("Authority") gives the following notice.

Notice

1. Title and Commencement

(1) This notice is the Electricity Industry (Section 90 Exemption No. 006 (Barbara Chapman)) Exemption Notice 2021.

(2) This exemption comes into force on the day after the date it is notified in the *New Zealand Gazette*.

2. Exemption

Barbara Joan Chapman ("Ms Chapman") is exempted from compliance with sections 75, 77–79 and 88 of the Act, in relation to her appointment as a director of Genesis Energy Limited ("Genesis") while Ms Chapman is also a director of Fletcher Building Limited ("Fletcher Building").

3. Conditions

This exemption is subject to the following conditions:

(1) While Ms Chapman is a director of both Fletcher Building and Genesis:

- a. Ms Chapman must not participate in any discussions or decision making by Fletcher Building and/or Genesis regarding matters that relate to or could affect or favour the supply of electricity by Genesis (or disadvantage any other business selling electricity on Fletcher Building's network other than Genesis) on Fletcher Building's electricity distribution network or the provision of electricity lines services by Fletcher Building to Genesis, including:
 - i. the selection of, and any negotiation with, any electricity retailer for the supply, or intended supply, of electricity to Fletcher Building; and
 - ii. the supply, or intended supply, of electricity by Genesis to any new, or existing consumer on Fletcher Building's electricity distribution network.
- b. Ms Chapman shall not disclose the outcomes of any discussions or decision making by Fletcher Building to Genesis (and vice versa) on those matters above.

(2) Ms Chapman will confirm to the Authority, in writing, that the cross-directorship to which this exemption applies has ceased within one calendar month of it ceasing to exist.

(3) This exemption is specific to the cross-involvements created through Ms Chapman's directorships in both Fletcher Building and Genesis. It does not extend to any other directorships, interest or future cross-involvement of Ms Chapman.

4. Term

This exemption expires on the date on which Ms Chapman ceases to be a director of both Genesis and Fletcher Building.

Dated at Wellington this 4th day of May 2021.

For and on behalf of the Electricity Authority:
DR NICOLA CRAUFORD, Chairperson.