

Notice Under Regulation 16 of the Electricity Industry (Enforcement) Regulations 2010

Date	9 December 2025
Addressee	Genesis Energy Limited
Subject	On 2 September 2025, the Authority alleged Genesis Energy Limited (Genesis) had breached several clauses of the Code, in relation to the accuracy of the NZTA Bay of Plenty DUML database and associated submission volumes.
Investigator	Investigator appointed under Regulation 12 of the Electricity Industry (Enforcement) Regulations 2010 (Regulations)
Notifying industry participant	Electricity Authority
Clauses allegedly breached	Part 15 clause 15.2(2), Part 15 Schedule 15.3 clause 11(2)(c), Part 15 clause 15.2(1), Part 15 Schedule 15.3 clause 11(1), and Part 15 clause 15.37B(c) of the Electricity Industry Participation Code 2010 (Code).
Circumstances of alleged breaches	<ol style="list-style-type: none">1. Genesis Energy Limited (Genesis) is the responsible participant for the distributed unmetered load (DUML) database NZTA Bay of Plenty.2. The Authority became aware through regular DUML audits, that Genesis was non-compliant with the requirements in:<ol style="list-style-type: none">a. clauses 11(1) and 11(2)(c) of Schedule 15.3 to ensure that an up-to-date database is maintained for each type of distributed unmetered load for which it is responsible, andb. clause 15.2(1) and 15.2(2) to take all practicable steps to ensure submission information is complete and accurate, and

c. clause 15.37B(c) to ensure volume information for the distributed unmetered load is being calculated accurately and profiles have been correctly applied.

3. The alleged breaches resulted from database accuracy issues and Genesis' calculation of submission information from the inaccurate database outputs.

Date and time of alleged breaches

on 1/02/2025 at 12:00 am

Please note, under Regulation 16 of the Regulations, you are obliged to respond to this allegation, in writing, to the investigator within 10 working days of receipt of this notice (unless the investigator allows, in writing, a longer period).

Please provide your response to this allegation, or request a longer period to respond, via the Authority's Compliance portal by clicking [here](#) ↗ .

Include the following in your response:

- Whether you believe you have breached the Code
- Whether there is another provision you consider more accurately describes the nature of the event
- A full explanation of the circumstances surrounding the alleged breaches
- Identification of any information provided in your response that you consider confidential and that should not be included in the investigator's report under Regulation 19 of the Regulations (Regulation 15(2) of the Regulations). If your response includes confidential information, please provide a second copy where the confidential information has been redacted in case your response needs to be shared with any other parties.

Notice Under Regulation 17 of the Electricity Industry (Enforcement) Regulations 2010

Investigation of alleged breach of the Electricity Industry Participation Code 2010 by Genesis Energy Limited

On 2 September 2025, the Authority alleged that Genesis Energy Limited had breached Part 15 clause 15.2(2), Part 15 Schedule 15.3 clause 11(2)(c), Part 15 clause 15.2(1), Part 15 Schedule 15.3 clause 11(1), and Part 15 clause 15.37B(c) of the Electricity Industry Participation Code 2010 (Code).

On 4 December 2025, the Authority appointed an investigator to investigate the alleged breaches under Regulation 12 of the Electricity Industry (Enforcement) Regulations 2010 (Regulations).

Under Regulation 16, the investigator must promptly notify the industry participant alleged to have breached the Code of the allegations that are being investigated. On 9 December 2025, the investigator gave Genesis Energy Limited such notice.

Under Regulation 17, at the same time as the investigator sends a notice under Regulation 16, the investigator must publicise the information about the matter under investigation, including the content of the notice given under that regulation. This notice publicises the information about the matter under investigation, and a copy of the notice given under Regulation 16 is attached.

Any participant that considers it is affected by the matter being investigated and that wishes to become a party to this investigation, should notify the investigator within 10 working days after the date on which this notice is published (by 5pm, 23 December 2025).

The investigator can be contacted, citing the reference **2509GENE2** in the subject line, by email at compliance@ea.govt.nz, or at:

Compliance Investigator
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1 Willis Street
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