



MAJOR ELECTRICITY USERS' GROUP

21 December 2012

Richard Harrow
Electricity Authority
By email to submissions@ea.govt.nz

Dear Richard

Consultation Paper – Wholesale Market Information Disclosure Obligations

1. This is a submission by the Major Electricity Users' Group (MEUG) on the Electricity Authority (EA) consultation paper "Wholesale Market Information Disclosure Obligations" dated 9th November¹. Members of MEUG have been consulted in the preparation of this submission. This submission is not confidential.
2. Responses to the questions in the consultation paper follow:

Question	MEUG response
1. Do you agree with the Authority's proposal in paragraph 3.1.3(a) that all participants (as defined in Part 1 of the Code) should be obligated to disclose information under the proposed new clause 13.2? If not, who do you consider should be obligated to disclose information, and why?	Agree.
2. How do you think the test should be expressed for the information that relevant parties should be required to disclose under a revised clause 13.2A? (refer to paragraph 3.1.3(b))	A definition of "material impact on prices" should be provided. For example NZX listing rules include guidelines on "Material Information" refer https://www.nzx.com/files/static/GN_contin_disclosure.pdf . Having such a guideline would improve certainty to market participants and therefore increase confidence in the market.

¹ <http://www.ea.govt.nz/our-work/consultations/wholesale/market-information-disclosure-obligations/>

Question	MEUG response
3. To which markets should the obligation to disclose information apply? (refer to paragraph 3.1.3(c))	Agree with markets listed in proposed Code amendment cl. 13.2A (1) (b) (i) to (iii).
4. Do you agree with the Authority's proposed exclusions applying to the disclosure obligation in paragraph 3.1.3(d)? If not, what alternative exclusions do you consider should apply, and why?	No comment.
5. Do you agree with the Authority's proposal to not include an exclusion for information that was generated for the internal management purposes of the participant? If not, given the scope of the information that is required to be disclosed, what are some examples of information that you consider would fall under this exclusion? (refer to paragraph 3.1.4)	No comment.
6. What comment do you have on the proposed drafting to give effect to a more effective information disclosure regime? Please provide alternative drafting you consider more appropriate (using the table below).	See response to Q3. above.
7. Do you agree with the Authority's evaluation of the proposed changes? If not, what alternative evaluation would you make, and why?	Overall this refresh of clause 13.2 was needed.
8. Is there any alternative that you consider better meets the objectives of the proposal? If so, please describe the alternative and why you prefer it.	No.

Yours sincerely



Ralph Matthes
Executive Director