

Powerco Limited Electricity Distribution Customised Price- Quality Path (Compliance Statement Due Date and Auditor's Report) Amendments Determination 2020

[2020] NZCC 8

Amendment made under section 52Q of the Commerce Act 1986 to the *Powerco Limited Electricity Distribution Customised Price-Quality Path Determination 2018* [2018] NZCC 5.

The Commission: Sue Begg
Dr Stephen Gale
Elisabeth Welson
John Crawford

Date of Decision: 9 April 2020

Powerco Limited Electricity Distribution Customised Price-Quality Path (Compliance Statement Due Date and Auditor's Report) Amendments Determination 2020

1. Under Part 4 of the Commerce Act 1986 (the **Act**), the Commerce Commission makes the following determination:

SHORT TITLE

2. This determination is the Powerco Limited Electricity Distribution Customised Price-Quality Path (**Compliance Statement Due Date and Auditor's Report**) Amendments Determination 2020.

APPLICATION

3. This determination amends the *Powerco Limited Electricity Distribution Customised Price-Quality Path Determination 2018* [2018] NZCC 5 (**principal determination**).

COMMENCEMENT

4. This determination comes into force on the date on which notice of the determination is given in the New Zealand Gazette in accordance with section 52Q(4) of the Act.

INTERPRETATION

5. Unless the context otherwise requires:
 - 5.1 terms used in this determination that are defined in the **Act** but not in this determination have the same meanings as in the **Act**;
 - 5.2 terms used in this determination that are defined in the **principal determination** have the same meanings as in the **principal determination**.

AMENDMENTS

6. In clause 11 of the **principal determination**, replace clause 11.4(a) so that it reads:

11.4 (a) provide to the Commission a written 'annual compliance statement' in respect of the wash-up amount calculation, quality standards and transactions within 50 working days following the end of each assessment period, except in the case of the assessment period ending on 31 March 2020 for which Powerco must provide the 'annual compliance statement' by 17 August 2020;
7. In Schedule 8 of the **principal determination**, replace Schedule 8(c) so that it reads:

(c) states whether (and, if not, the respects in which it has not), in the independent auditor's opinion, Powerco has complied, in all material respects, with the *Powerco Limited Electricity Distribution Customised Price*

Quality Path Determination 2018 in preparing the annual compliance statement. However, the Independent Auditor is not required to provide an opinion on issues arising from Powerco's recording of SAIDI and SAIFI due to successive interruptions, where successive interruptions refers to an interruption that follows an initial interruption that either:

- (a) relates directly to that initial interruption; or
- (b) occurs as part of the process of restoring supply of electricity lines services following that initial interruption.



Sue Begg, Deputy Chair

Dated at Wellington this 9th day of April 2020.

COMMERCE COMMISSION