

From: Trustpower
To: Doug Watt
Cc: S9(2)(a); S9(2)(a); Peter Calderwood
Subject: RE: Information Request: Trustpower
Date: Wednesday, 7 July 2021 12:56:40 pm
Attachments: [image001.jpg](#)
[image002.jpg](#)
S9(2)(b) and S9(2)(ba)(i)
Refer to Page 4

Hi Doug,

Please find attached Trustpower's response to the Authority's information request, which includes the completed spreadsheet and cover letter.

We are happy discuss any questions regarding the information contained in the attachments.

Kind regards

S9(2)(a)

From: Doug Watt S9(2)(a)
Sent: Monday, 21 June 2021 3:39 pm
To: Peter Calderwood S9(2)(a)
Cc: S9(2)(a); S9(2)(a)
S9(2)(a); S9(2)(a)
Subject: RE: Information Request: Trustpower

Hi Peter

Please find attached a letter formally requesting the information in the attached spreadsheet (just resending this for your convenience).

Happy to discuss.

Kind regards

Doug Watt

☐ Doug Watt
Manager Market Monitoring

DDI: +S9(2)(a)
Fax: +S9(2)(a)
Email: S9(2)(a)

Electricity Authority - Te Mana Hiko
Level 7, ASB Bank Tower, 2 Hunter Street
PO Box 10041
Wellington 6143
New Zealand
www.ea.govt.nz

From: Peter Calderwood S9(2)(a)

Sent: Thursday, 17 June 2021 6:46 pm

To: Doug Watt S9(2)(a)

Cc: S9(2)(a); S9(2)(a)

S9(2)(a); S9(2)(a)

Subject: Information Request: Trustpower

Hi Doug,

S9(2)(a) has passed on to my team your request for data that is to inform the Authority's review of competition in the spot market.

I understand the Authority's desire to access the requested data and note your acknowledgement that this information is not publicly available. Likewise, Trustpower strongly supports the Authority obtaining the information necessary to undertake its current review of competition in the spot market.

The information outlined in the spreadsheet attached to your email is however commercially sensitive and as you will appreciate the supply of any commercially sensitive information by any business to a regulator is not without cost or risks. These risks include the prospect that data will be interpreted out of context or that the business' activities are subject to adverse judgment by a regulator.

For this reason, Trustpower's internal policy is to require that information requests of this kind are made under the powers conferred on the Authority by section 46 of the Electricity Industry Act 2010. This will give our reply any protections pursuant to the Act and the general principles of administrative law. It will also ensure that the privileges set out in section 48(3) of the Act are maintained.

Please note my team are happy to action a notice as soon as it is received. I look forward to hearing back from you.

Ngā mihi

Peter Calderwood

General Manager – Strategy and Growth

Trustpower

M + S9(2)(a)

E S9(2)(a)

Trustpower Limited, 108 Durham Street, Tauranga 3110, New Zealand

Postal Address: Private Bag 12023, Tauranga Mail Centre 3143, New Zealand

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PROACTIVELY RELEASED BY
ELECTRICITY AUTHORITY



7 July 2021

James Stevenson-Wallace
Chief Executive
Electricity Authority
Level 7, Harbour Tower
WELLINGTON

By email

Dear James,

Trustpower Limited

Head Office
108 Durham Street
Tauranga

Postal Address:
Private Bag 12023
Tauranga Mail Centre
Tauranga 3143

F 0800 32 93 02

Offices in
Auckland
Wellington
Christchurch
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trustpower.co.nz

REQUIREMENT TO PROVIDE SPECIFIC FINANCIAL INFORMATION IN ACCORDANCE WITH SECTION 46(2)(a) OF THE ELECTRICITY INDUSTRY ACT 2010

I am writing regarding the Electricity Authority's (the Authority's) letter, dated 21 June 2021, requiring Trustpower Limited (Trustpower) to provide financial information, as specified in the spreadsheet template emailed with the Authority's letter, in accordance with section 46(2)(a) of the Electricity Industry Act 2010.

The completed spreadsheet template emailed with this letter provides the Authority with the requested financial information for Trustpower.

If required, we are available to discuss any of the information contained herein or provide any further details upon request.

Please note that the information Trustpower is providing as part of this response is highly confidential and/or commercially sensitive, and its release would, or would be likely to, prejudice the commercial interests of Trustpower. As such, we expect the Authority to:

1. Take due care in ensuring this information is not used for any purpose other than that outlined in the section 46 notice;
2. Ensure that access to this information, and any summaries of this information, is limited to only those staff within the Authority that have a genuine need to access the information to allow the Authority to undertake its industry and market monitoring functions; and
3. Ensure that when this information is used in any aggregate form, the data is presented in a way that guarantees that Trustpower cannot be identified.

We also request the Authority to ensure that the information provided by Trustpower is retained no longer than is absolutely necessary for the purposes outlined in the section 46 notice.

If the Authority requires any further assistance with this matter, please do not hesitate to get in touch.

Kind regards

PETER CALDERWOOD
GENERAL MANAGER, STRATEGY AND GROWTH