

**BEFORE**

**The Electricity Rulings Panel**

**BETWEEN**

**City Financial Investment Company  
(New Zealand) Limited**  
*Complainant*

**AND**

**Transpower New Zealand Limited**  
*Respondent*

**AND**

**The Electricity Authority**

**UNDER**

The Electricity Industry Act 2010, The  
Electricity Industry (Enforcement)  
Regulations 2010, The Rulings Panel  
Procedures 2017 and The Electricity  
Industry Participation Code 2010, and,  
and

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**Notice to Close Complaint**

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**Rulings Panel Members:**

Mel Orange

Chair

Geraldine Baumann

Deputy Chair

Dennis O'Rourke

Panel Member

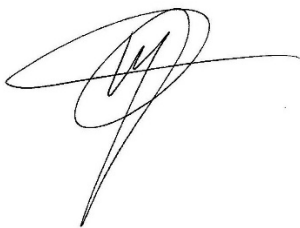
## Introduction

- [1] On 15 March 2017 City Financial Investment Company (New Zealand) Limited filed a complaint with the Rulings Panel, under Regulation 31 of the Electricity Industry (Enforcement) Regulations 2010 (“the Regulations”).
- [2] On 9 June 2017, the Rulings Panel adjourned its consideration of the complaint pending a High Court decision on an appeal of a Rulings Panel decision that it had jurisdiction to hear the type of matter complained about.
- [3] On 19 June 2017, the High Court issued its appeal decision finding that the Rulings Panel did not have jurisdiction to consider the dispute<sup>1</sup>.
- [4] The matters complained about were the subject of High Court proceedings. On 21 June 2018, the High Court issued its decision<sup>2</sup> determining the matters between the parties.
- [5] The matter before the Rulings Panel has not been formally closed.

## Notice

- [6] The Rulings Panel gives notice that it will close the matter on the basis that the matters have been decided by the High Court.
- [7] If any party to the dispute considers that the matter should not be closed, they file a submission within 5 working days of this Notice being issued stating the reasons why it should not be closed. If a submission is received, the Panel will consider them and made a decision.
- [8] Submissions to the Panel are to served at: [Registrar@electricityrulingpanel.nz](mailto:Registrar@electricityrulingpanel.nz)

Issued this 2<sup>nd</sup> day of July 2020



**M.J. Orange**  
Rulings Panel Chair

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<sup>1</sup> *Unison Networks Limited v Solar City New Zealand Limited* [2017] HZHC 1343

<sup>2</sup> *City Financial Investment Company (New Zealand) Limited v Transpower New Zealand Limited* [2018] NZHC 1488