

Request to amend the Electricity Industry Participation Code 2010

This form is to request:

- an amendment to an existing clause or clauses in the Electricity Industry Participation Code 2010 (Code)
- the removal of an existing clause or clauses in the Code
- ~~a new clause or clauses in the Code~~

Please refer to the Code amendment request guidelines [insert link] when completing this form. The Guidelines contain more information about requesting a Code amendment and the Authority's process when it receives a request.

Please complete all relevant sections of this form, with as much information as you can. The more information you include in your request, the better we will understand and be able to assess your request. If there is not enough room in this form, you can attach more pages.

Email completed forms to [info@ea.govt.nz](mailto:info@ea.govt.nz).

**Proposer**

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## Section 1: Information to include for all requests

Complete this section for all Code amendment requests.

### The proposal

<p><b>1. Objective of the proposal</b></p> <p>What do you want the proposal to achieve? Provide supporting information on the problem or issue the proposal seeks to resolve</p>	<p>The objective of this proposal is a general clean-up of TPM legal text to remove redundant and outdated clauses and make some other changes for clarity and to correct typographical errors.</p> <p>For example, redundant legal text provisions relating to “pre -commencement events”. These provisions no longer have functional relevance and now could create confusion for stakeholders interpreting the TPM.</p>
<p><b>2. Category of request</b></p> <p>State whether you think the request is minor, medium or complex, and why (applying the criteria in the Guidelines [insert link]).</p> <p>For minor requests, specify whether you think the nature of the amendment is technical and non-controversial.</p>	<p>This request is minor and we consider the proposal is technical and non-controversial.</p>
<p><b>3. Clause(s) to which the proposal relates</b></p> <p>If the proposal relates to existing Code clause(s), state the full clause reference/s here.</p> <p>If the proposal relates to a new clause, state where you think this would best fit in the Code.</p>	<p>Please refer to the marked up (track-changes) copy of the TPM for the clauses to which this proposal relates:</p> <p>“TPM amendments - Drafting tidy-ups”</p>
<p><b>4. Description of the proposed amendment</b></p> <p>Describe the Code amendments you are proposing (or attach a draft of the proposed Code amendment when submitting this form).</p> <p>Note: if you are providing draft wording of the proposed Code amendment, see the <a href="#">Code drafting manual</a> for guidance.</p>	<p>Please refer to the marked up (track-changes) copy of the TPM:</p> <p>Appendix H – Proposed drafting changes: Legal Drafting Tidy-Ups</p>

<p><b>5. How the proposal supports the Authority's main objective</b></p> <p>Identify how your proposal would support the Authority's main objective of promoting competition in, reliable supply by, and/or efficient operation of the electricity industry for the long-term benefit of consumers.</p> <p>If the proposal is not expected to impact a limb of the main objective, use "No impact on this limb"</p> <p>See <a href="#">section 15(1) of the Act</a></p>	<p>This proposal aims to enhance operational efficiency by clarifying the rules of the TPM, reducing confusion for Transpower and its customers, and minimising transaction costs from queries about potentially redundant clauses.</p> <p>No impacts on the reliability and competition limbs of the statutory objective.</p>
<p><b>6. Application of the Authority's additional objective</b></p> <p>Identify whether your proposal relates to the dealings of industry participants with domestic consumers and small business consumers.</p> <p>If it does, identify how your proposal will protect the interests of domestic and small business consumers in relation to the supply of electricity to those consumers.</p> <p>See sections 15(2)-(3) of the Act</p>	<p>N/A</p>
<p><b>7. How the proposal complies with section 32 of the Act</b></p> <p>The Code may only contain provisions which are necessary or desirable to promote specific matters listed in <a href="#">section 32(1)</a> of the Act which are:</p> <ul style="list-style-type: none"> <li>a) competition in the electricity industry</li> <li>b) the reliable supply of electricity to consumers</li> <li>c) the efficient operation of the electricity industry</li> <li>d) the protection of the interests of domestic consumers and small business consumers in relation to the supply of electricity to those consumers</li> <li>e) the performance by the Authority of its functions</li> <li>f) any other matter specifically referred to in the Act as a matter for inclusion in the Code.</li> </ul> <p>Identify which of the section 32(1) matters listed in the adjacent column your proposal relates to.</p>	<p>This proposal promotes the efficient operation limb of the statutory objective.</p>

<p><b>8. Affected parties</b></p> <p>Who is likely to be substantially affected by the proposal?</p> <p>They could include other participants (such as generators, distributors metering equipment providers, intermittent generation owners), consumers, market operation service providers.</p>	<p>Transpower in the main, as the administrator of the TPM, but also Customers who may be seeking to understand how the TPM applies to their transmission charges and pricing processes.</p>
<p><b>9. Urgency</b></p> <p>Identify whether you consider your proposal to be urgent (providing supporting rationale).</p> <p><a href="#">Section 40 of the Act</a></p>	<p>Not urgent.</p>
<p><b>10. Support for the proposal</b></p> <p>Do you consider there is widespread support for your proposal among the people likely to be affected? If so, provide supporting rationale.</p>	<p>For Transpower's Operational Review process, Transpower sought views through an industry working group established specifically for industry input into Transpower's operational review of the TPM.</p> <p>The IWG represents a cross-section of TPM stakeholders with expertise from across the electricity system.</p> <p>The IWG agreed that <i>"non-consequential drafting hygiene to remove time-bound/obsolete text from the TPM is desirable"</i>.<sup>1</sup></p>
<p><b>11. Prior consultation</b></p> <p>Do you consider there has been adequate prior consultation on the proposal so that all relevant views have been considered? If so, provide supporting rationale.</p>	<p>Two avenues of prior consultation:</p> <p>First: Views sought through the Industry Working Group (above).</p> <p>Second: Views sought through Transpower's industry consultation on the issue. There was unanimous support for the proposed drafting tidy ups, with the reasons provided including that these would improve clarity, usability and consistency.<sup>2</sup></p>
<p><b>12. Other relevant information</b></p> <p>Is there any other relevant information you would like the Authority to consider?</p>	<p>No</p>

<sup>1</sup> [TPM Operational Review 2026 Workstream 1 - Consultation Document.pdf](#) section 9.2.2

<sup>2</sup> [Transpower - summary of submissions - TPM OpRev26 - FINAL VERSION.pdf](#) This option had strong majority support. The submitters that responded to this question all supported the proposal: ENA (qualified), IEGA, Lodestone, Meridian, MEUG, Orion, Unison and Centralines, Vector and Westpower.

## Section 2: Standard Code amendment requests

This section should be completed for all standard Code amendment requests. A request will be treated as a standard Code amendment request unless the Authority is satisfied that one of the following applies:

- the nature of the amendment is technical and non-controversial (question 2)
- the proposed amendment should be made urgently (question 9)
- there is widespread support for the amendment among the people likely to be affected by it (question 10), or
- there has been adequate prior consultation so that all relevant views have been considered (question 11).

**You do not need to complete this section of the form if any of these apply.** However, if the Authority does not agree with your assessment and decides to treat the request as a standard Code amendment request, we may come back to you and ask you to complete this section.

Provide a summary of the costs and benefits in the table below. Benefits can be qualitative and/or quantitative.

**Costs and benefits of the proposal** [Consider N/A as the proposal is T&NC]  
(table removed for conciseness)

**Assessment of alternative options** [Consider N/A as the proposal is T&NC]  
(table removed for conciseness)