

IN THE DISPUTE RESOLUTION PANEL AT MELBOURNE
(Constituted for determinations as to compensation under rule 238 of the National Gas Rules)

Origin Energy (Vic) Pty Ltd
(ABN 11 086 013 283)

(Claimant)

and

**Australian Energy Market
Operator**(ABN 94 072 010 327)

(AEMO)

PROCEDURAL DIRECTION NO 2

DISPUTE RESOLUTION PANEL: Peter R D Gray KC and Gregory H Thorpe
WEMDRA: Shirli Kirschner Resolve Advisors
DATE OF DIRECTION: 28 November 2022

OTHER MATTERS: The purpose of this procedural direction is:

- (a) to formalise previous directions as to the confidentiality of certain information made by the dispute resolution panel in email communications to the parties and at the hearing on 12 October 2022; and
- (b) to make further directions as to the confidentiality of certain additional information.

THE DISPUTE RESOLUTION PANEL DIRECTS THAT:

1. Pursuant to National Gas Rules, rules 135HC(3)(c) and 135HG(2), certain of the exhibits and information received by the dispute resolution panel are to be kept confidential as specified in the Annexure to this direction.

Date: 28 November 2022



Peter R D Gray KC
liability limited by a scheme approved
under professional standards legislation



Gregory H Thorpe

Annexure – List of exhibits specifying applicable confidentiality requirements

Exhibit	Confidentiality requirements
1. Wholesale market compensation procedures (Victoria) version NGR 1.1, 4 May 2015	none
2. Undated “National Gas Rules Form 2 notice – Request to the Adviser to establish a DRP” referring to a “Date of final statement” of “26 July 2022” relating to claims accruing in June 2022, forwarded by AEMO to WEMDRA on 16 August 2022.	none
3. Origin letter to AEMO dated 8 August 2022 (setting out June claims)	none
4. Spreadsheet relating to June claims	to be kept confidential to the DRP and parties
5. Invoice No 214941 from APA to Origin dated 7 May 2021	to be kept confidential to the DRP and parties
6. Invoice No 02020939 from APA to Origin dated 15 July 2021 –	to be kept confidential to the DRP and parties
7. Invoice No 02021234 from APA to Origin dated 13 August 2021	to be kept confidential to the DRP and parties
8. Invoice No 02021478 from APA to Origin dated 14 September 2021	to be kept confidential to the DRP and parties
9. Invoice No 02021719 from APA to Origin dated 15 October 2021	to be kept confidential to the DRP and parties
10. Invoice No 02021965 from APA to Origin dated 15 November 2021	to be kept confidential to the DRP and parties
11. Invoice No 02022258 from APA to Origin dated 15 December 2021	to be kept confidential to the DRP and parties
12. Invoice No 02022504 from APA to Origin dated 15 January 2022	to be kept confidential to the DRP and parties
13. Invoice No 02022905 from APA to Origin dated 15 February 2022	to be kept confidential to the DRP and parties
14. Invoice No 02023142 from APA to Origin dated 14 March 2022 –	to be kept confidential to the DRP and parties
15. Invoice No 02023409 from APA to Origin dated 13 April 2022	to be kept confidential to the DRP and parties

Exhibit	Confidentiality requirements
16. Invoice No 02023711 from APA to Origin dated 16 May 2022	to be kept confidential to the DRP and parties
17. Invoice No 02023944 from APA to Origin dated 14 June 2022	to be kept confidential to the DRP and parties
18. DRP Agreement completed on 24 August 2022	to be kept confidential to the DRP and parties
19. Undated "National Gas Rules Form 2 notice – Request to the Adviser to establish a DRP" referring to a "Date of final statement" of "24 August 2022", forwarded by AEMO to WEMDRA on 10 September 2022	none
20. Letter dated 6 September 2022 from Origin to AEMO (setting out July claims)	none
21. Spreadsheet relating to July claims	to be kept confidential to the DRP and parties
22. Invoice No 02024041 from APA to Origin dated 30 June 2022	to be kept confidential to the DRP and parties
23. Invoice No 02024177 from APA to Origin dated 15 July 2022 –	to be kept confidential to the DRP and parties
24. Invoice No 02024297 from APA to Origin dated 31 July 2022	to be kept confidential to the DRP and parties
25. Email dated 20 September 2022 recording WEMDRA granting extension of time to 17 November 2022	None (save for personal contact details)
26. Joint submissions of AEMO and Origin dated 28 September 2022	Subparagraphs (b), (e) and (f) only of paragraph 32 on page 5 to be kept confidential to the DRP and parties and <u>to be redacted by WEMDRA from any version available to the market or the public.</u>
27. Agreement between APA and Origin May 2021	to be kept confidential to the DRP and Origin Energy (Vic) Pty Ltd
28. Amended version of slideshow presentation by AEMO to the DRP on 12 October 2022, including worked examples of 'causer pays' compensation funding allocation	none

Exhibit	Confidentiality requirements
approach advocated by AEMO, received by DRP 17 October 2022	
29. Wholesale Market Administered Pricing Procedures (Victoria) version 4.0 - 1 July 2020	none
30. Email exchange on 14 October 2022 between the parties and WEMDRA including the consent of Origin Energy (Vic) Pty Ltd to AEMO's costs proposal	None (save for personal contact details)
31. Additional AEMO Submission to the Dispute Resolution Panel (relating to funding and costs) dated 17 October 2022	none
32. Amended June 2022 claims spreadsheet invited by the DRP on 12 October 2022 and received by the DRP on 17 October 2022	to be kept confidential to the DRP and parties
33. Amended July 2022 claims spreadsheet invited by the DRP on 12 October 2022 and received by the DRP on 17 October 2022	to be kept confidential to the DRP and parties
34. Origin Submission Re: Procedural Direction No 1 dated 1 November 2022	to be kept confidential to the DRP and Origin Energy (Vic) Pty Ltd

Date: 28 November 2022