

SCANNED

Allen Davies
422 Seaview Road.
Onetangi
Waiheke Island
Auckland 1081

15th May 2016.

Gwenny Davis.
Chair Network Tasman Trust
C/o Craig Anderson Ltd
PO Box 3115
Richmond 7050
Nelson.

Re: Proposed change of deed for Network Tasman.

Dear Madam,

Firstly I should introduce myself, I am the Chair of the Grey Power Federation's National Advisory Group on Energy and my reason for writing to you is based on the concerns expressed to me, in that capacity, by some members of the Nelson Grey Power Association. These concerns are in regards to the proposed changes to the deed of trust which would allow for deregulation of Network Tasman and the indicated support for the proposal by the Nelson Grey Power Association.

It is not my intention to suggest to you that what is being proposed is either right or wrong, but to say to you that the support for the proposal being expressed by a member of the Nelson Grey Power Association on its behalf, is his view and at best that of the Nelson Grey Power executive committee, that is if even they have discussed the issue and taken a vote on it. It is certainly not the view of the general membership of Nelson Grey Power which has not been polled on the subject at all.

It is therefore incorrect to suggest that the overall membership of the Nelson Grey Power Association support the proposal. It should also be noted that many of the members of Nelson Grey Power are consumers on the Nelson Electricity network and would therefore have little interest in Network Tasman, whereas the members of the Golden Bay Grey Power Association would be more likely to have a greater interest in the subject.

It should also be noted that each Grey Power Association is an autonomous organisation and any view on the proposal, as expressed by Nelson Grey Power or on its behalf, is theirs alone and not that of the Grey Power Federation or any other Grey Power Association.

Yours sincerely,



A.E.Davies.

Chair Grey Power Federation National Advisory Group on Energy.

Reception

To: Patrick Adamson
Subject: RE: Consumer submission re ownership review 2015.

-----Original Message-----

From: Doug Donaldson [mailto:]

Sent: 17 May 2016 11:04 a.m.

To: Patrick Adamson

Subject: Consumer submission re ownership review 2015.

Patrick Adamson,
Secretary,
Network Tasman Trust.

Thank you for the opportunity to comment on the above review:

The review panel has correctly identified the advantages of continuing to operate as a consumer owned trust. Company performance and returns to the owners over the past 23 years has been excellent and obviously the reviewer took this in to consideration when considering possible ownership options. Seriously, why would any competent review panel recommend taking a well run and profitable company and hand it to a local government to operate as a L.A.T.E.?

Gratifying to see the directors have accepted the review recommendations and the company will continue to operate as normal. The consumer owned trust and commerce commission oversight has and always will be the best option for the "Ultimate Owners", identified by the reviewer, as the consumer.

That said, I draw your attention to the following concern.

Recent actions by five of the trustees to begin the process to deregulate the company and seek exemption status are concerning to a number of consumers I have spoken to. The common theme in all of these conversations has been, Why are the trustees wanting these changes?. With no believable explanations to date, these actions are now viewed with suspicion.

The problem for successful public utilities with high operating surpluses and equally high cash reserves is, they attract the attention of dubious characters with hidden agendas. Motivated only by greed, these people seek ways to gain financial advantage of the afore mentioned companies. No need to paint a picture, regrettably this scenario is not beyond the realms of possibility for our own lines company. Indeed, is this going on behind the backs of the owners right now. Perhaps the trustees elected to protect the interests of the owners as per clause 2.6 page 20 of the trust deed, might like to comment on these concerns.

Company owners always feel more comfortable when they have complete confidence in their directors and or trustees. Right now I feel distinctly uncomfortable Mr Adamson.

D Donaldson
I C P number. 0000043350 N T 210

Sent from my iPad

Submission on Network Tasman Trust Ownership Review and ongoing consideration of Trust Deed changes

Ownership Review

I have read the latest independently prepared ownership review report and note that directors unanimously recommend the existing trust ownership continue.

I understand from the notice of meeting Trustees propose to adopt a resolution that the existing Trust Ownership continue.

I wish to record I agree with this however am concerned that the Trust has not made clear whether it is still considering an earlier request by the company to amend the Trust Deed so that the Company may no longer have to face regulatory scrutiny.

Trust Deed Amendments

I ask that Trustees in taking this decision also take the step to retain the status quo on Trustee appointments and retract the November 2015 proposed amendments to remove the industry appointee to the trust.

Fit for Purpose Review

I wish to restate my earlier request of Trustees, at nearly twenty five years on, to carry out a full review of the company constitution, statement of intent, and ownership review process to make sure it is still fit for purpose, does convey to the Company the core areas it has jurisdiction on and those areas for shareholder jurisdiction and reconfirm expected performance in a 2016 setting.

I personally would prefer to see the Monopoly Business accountability reports separated from the "other activities" so it is clearer whether the "other activities" are or have the potential to burden the monopoly business.

I wish to record publicly that I believe both the company and the trust has to date delivered well on the expectations of the initial architects of this community partnership.

Thank you for this opportunity to submit and for your service as Trustees.



Ian MacLennan BCA FCA

Aniseed Valley – 7 June 2016

23 Hickell Road
Brooklyn B. D. 3.
Hottelka 7198.

Submission of Network Gasman Trust.

I strongly support that the Existing
Trust ownership be maintained, of Network
Gasman Trust. Ltd.

I see no good reason why any changes
are to be made, when the trust is working
very well.

Yours faithfully,
Katharine Miles.

Submission on the Ownership Review 2016

Overall the Key Partners Report is very worthwhile, however there are a number of errors, irrelevancies and omissions that I wish to point out to the trustees.

P8 3rd to last paragraph "An example of"

This comment is outside the scope of the brief and so should be ignored. The statement that the direct revenue impact is +- \$ 0.28M is incorrect. The Quality Incentive Adjustment is a Recoverable Cost (Refer Schedule 5B Electricity Distribution Services Default Price-Quality Path Determination 2015) and thus affects the cap that the Commerce Commission places upon the revenue. Thus a reduction in recoverable costs could be offset by an equal reduction in the consumer discount, leaving the revenue unaltered. The only proviso would be that the nett lines revenue would have to be less than the Allowable Notional Revenue, however the former has been less than the latter by more than \$0.28M for some years. Even in the very worst case, if the lines revenue were affected, the Q I Adjustment would result in a transfer of wealth between the customers and the shareholders and would therefore be a nullity; in fact the customer-shareholders would be 15% better off, having saved the GST.

P9 3.0

This section is outside the scope of the brief and so should be ignored.

The brief states, "4.1.c) a comparison of the performance by the Company with the performance of other similar companies".

The comparison with telecoms companies and gentailers is ludicrous.

P29 S7

Pooch has not stated which ownership options can enable the company to gain exempt status. Those ownership options are consumer trust ownership, community trust ownership and cooperative ownership.

Pp34-35 7.6 Cooperative

Electricity Ashburton is not a cooperative. 95.6% of the shares are held by the Ashburton District Council the remainder are held cooperatively by the consumers. He has not stated that one of the advantages of cooperative ownership is that we would not need any trustees !

He has not contemplated the possibility of a mixed model, that is holding the regulated businesses in a trust or cooperative and holding the nonregulated and noncore businesses in a private company, with the shares in that company held directly by the consumers. Such a structure has a number of positive features.

- 1) It would enable each consumer to decide whether they want to be a shareholder in the more speculative businesses that NTL is in, or may be in at a future date, or whether they would rather sell their shareholding to somebody else.
- 2) The trustees of the lines company would remain able to change the trust deed and make the company exempt if they unanimously agree to do so.

- 3) Eventually, and at the latest on vesting day, the issue of the intergenerational transfer of wealth has to be confronted. Settling the noncore businesses with today's customers makes a start addressing this problem.
- 4) Should NTL require an injection of capital the split could be a vehicle to achieve that.

Summary

Overall this report is far better quality than those I have seen recently. While I agree that the ownership remain with the trust in the short term, I recommend that the relevant merits of trust and cooperative ownership are evaluated in detail, and that very serious consideration is given to splitting the group into two entities as outlined above.

Lewis H Solomon B.E. (Elec), M.I.E.T.

25 May 2016

Eveline Joy South
P O Box 20 Wakefield 7052 Nelson
Telephone 541 8980

16th May 2016

NETWORK TASMAN TRUST
Public Consultative Procedure
Review of Options for Ownership of Network Tasman Trust Limited

Submission

Network Tasman Limited has advised the Chairperson of the Trust (Ms Gwenny Davis) in their letter of the 24th March 2016 – from John McCliskie Chairman as follows *(abridged)*

- *“The board has considered the report and agrees with the conclusion that Trust ownership is preferred.*
- *The report finds that Network Tasman is successfully diversifying into complementary lines of business. It concludes that while evolving technologies present uncertainty, the company is well placed to consider its best approach for the future.*
- *The board of the company recommends to the trustees that the ownership of the company remain in its present consumer trust ownership. We believe the attached report (Note; Independent report by Key Business Partners of Christchurch) confirms that the company is performing well in terms of consumer service, pricing and reliability and that there is no alternative form of ownership which would provide consumers with greater benefits than trust ownership.”*

This report of 2016 offers very little variance to the company review of 2011, in regards Trust ownership. Yet in between those periods and more importantly to the sequence of events of 2015/2016 when the Trustees sought through “flawed” public consultation and opinion to deregulate the company.

More importantly it should be noted in the company’s submission at the time, they also gave support to this stance.

In conclusion

My opinion is regardless of the company review and the supposed wording in the advertisement for this current submission process, and the assurances of the Trustees that they are adopting the recommendation that the existing ownership of the trust be maintained Then they must in turn do due diligence to their consumer/shareholder/end users and formally propose a motion at their public meeting on the 22nd June 2016;

That the proposed change in the Trust Deed to seek exemption status for the Trust is now at an end.

As has been pointed out in the submissions lodged in 2015, the process followed by the Trustees was highly flawed and this admission is on record made by the Chairperson in the Public media and at subsequent meetings of the Trust.

So in view of what the Trustees are saying now, then this motion is simply the way forward and to put an end to that process debacle!



Eveline Joy South, Wakefield.
Concerned Consumer/Shareholder
Of Network Tasman Trust

26 INGLIS ST
MOTUEKA.
5 MAY 2016.

SUBMISSION OF NETWORK TASMAN TRUST.

I SUPPORT THAT THE EXISTING TRUST OWNERSHIP
BE MAINTAINED, OF NETWORK TASMAN LTD.

IT IS WORKING WELL NOW.

Yours FAITHFULLY.

Mrs Margaret Woodley

Full address and contact details

..... John Armitage
..... 378 MAIN ROAD SIDK, SIDK
..... NELSON 7011
.....

Date 25/5/2016

NETWORK TASMAN TRUST
Public Consultative Procedure
Review of Options for Ownership of Network Tasman Trust Limited

Submission

The latest company review report to hand dated the 7th March 2016 and prepared by Vincent H. Pooch, Director of Key Business Partners Limited, gives a very clear and concise message for **both** the company and the Trustees;

That there is clearly no beneficial alternative than Trust Ownership of the Company.

It also "appears" that The Board, The Trustees and The Company are indeed endorsing this view to support the status quo.

That being acknowledged then The Trustees need now to formally withdraw at a Public Meeting their proposed changes to the Trust Deed in relation to seeking exemption/deregulation status for the company. And this to be put forward as a separate motion at a Public Meeting of the Trust.

In conclusion

The public consultation process formulated by the Trustees over 2015/2016, was a total fiasco in relation to correctly informing their customer/shareholders of the true nature of their intentions.

A lesson for the future (and the administrative capabilities are in place!) to inform all of your consumer/shareholder (End Users) **by mail**, for any such processes they wish to implement in the future for **our** company.

Full Name John Ernest Roger Armitage
.....

Signature 

Full address and contact details

Grahame ATKins
19 Clifford Rd.
Wakefield 7025

Date 21 May 2016

**NETWORK TASMAN TRUST
Public Consultative Procedure
Review of Options for Ownership of Network Tasman Trust Limited**

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Full Name Grahame ATKins

Signature 

Full address and contact details

..... 4 Newman Avenue
..... Brightwater
..... Nelson 7022

Date 26/05/2016

NETWORK TASMAN TRUST
Public Consultative Procedure
Review of Options for Ownership of Network Tasman Trust Limited

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Full Name Braden Maurice & Marian Janice Biggs
.....

Signature 

Leigh Michael Vernon Briars
220 Kelling Rd
RD 2
Upper Moutere 7175

23 May 2016

NETWORK TASMAN TRUST
Public Consultative Procedure
Review of Options for Ownership of Network Tasman Trust Limited

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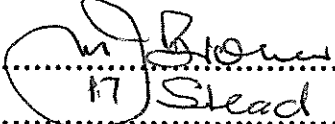
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Leigh Briars

Full address and contact details


17 Stead Cres
Stoke
035477710

Date 25.5.2016

**NETWORK TASMAN TRUST
Public Consultative Procedure
Review of Options for Ownership of Network Tasman Trust Limited**

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Full Name

Signature 

164 Totara View Road
Wakefield
Nelson 7095

27 May 2016

NETWORK TASMAN TRUST
Public Consultative Procedure
Review of Options for Ownership of Network Tasman Trust Limited

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That being acknowledged then The Trustees needs to now arrange a Public Meeting to formally withdraw their proposed changes to the Trust Deed in relation to seeking exemption status for the company. This formal withdrawal would be put forward as a separate motion at a Public Meeting of the Trust.

In conclusion

The Trustees business case for change was totally inadequate. The public consultation process formulated by the Trustees over 2015/2016, was a total fiasco in that they did not correctly inform their customer/shareholders of the true nature of their intentions. If The Trustees wish to make changes and implement new processes for **our** company in the future they need to inform all of their consumer/shareholder (End Users) **by mail.**



Ivan S Burrowes

Full address and contact details

Steve Carrington
63A College St
Motueka

Date 23/5/16

**NETWORK TASMAN TRUST
Public Consultative Procedure**

Review of Options for Ownership of Network Tasman Trust Limited

Submission

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Full Name Stephen Carrington

Signature 

Full address and contact details

..MARY...DONALDSON.....
..1...FELTHAM...FELTHAM...VALLEY...ROAD.....
..WAKEFIELD.....
..03-541-8508.....

Date ..22-05-16.....

NETWORK TASMAN TRUST Public Consultative Procedure Review of Options for Ownership of Network Tasman Trust Limited

Submission

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Full Name ..MARY...JOAN...DONALDSON.....
.....

Signature .......

From : DOUGLASS + TUNNICLIFFE
1969 MOUTERE HIGHWAY
R.D. 2. UPPER MOUTERE 7175.
(Put Full address and contact details here)

26.5.2016.

(Date here)

NETWORK TASMAN TRUST
Public Consultative Procedure
Review of Options for Ownership of Network Tasman Trust Limited

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(Full Name and Signature)

MARTIN DOUGLASS - M Douglas 26.5.2016

Jeanette Tunnicliffe - J Tunnicliffe 26.5.2016

Full address and contact details

520 Hill St South Hope
544 5026

Date 25-5-16

**NETWORK TASMAN TRUST
Public Consultative Procedure
Review of Options for Ownership of Network Tasman Trust Limited**

Submission

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Full Name Rodger Edward Humphries

Signature R E H

Full address and contact details

Corey Kelly
35 Edward St
Wakefield
Nelson

Date 24/3/2016

**NETWORK TASMAN TRUST
Public Consultative Procedure
Review of Options for Ownership of Network Tasman Trust Limited**

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Full Name Corey Kelly

Signature C. Kelly

Full address and contact details

REX KELLY
53 TEAPOT VLLY ROAD RD1 BRIGHTWATER

Date 26-5-16

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Public Consultative Procedure
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Full Name

Signature 

Full address and contact details

ADRIAN MULLAN
42 EIGHTY EIGHT VALLEY RD
WAKEFIELD
NELSON

Date 21-5-2016

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Review of Options for Ownership of Network Tasman Trust Limited**

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Full Name ADRIAN MULLAN

Signature 

Full address and contact details

BARRY NEWPORT
P.O. Box 3405 Richmond
.....

Date 23/5/16

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Full Name Barry Kevin Newport
.....

Signature 
.....

Full address and contact details

.....
Allan & Kay Palmer
.....
116 Aniseed Valley Road
.....
R.D.1 Richmond 7081 Ph 03/5444652
.....

Date 26/5/16

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Full Name Allan Field Palmer
.....

Signature A. F. Palmer
.....

Full address and contact details

27 LODGE LANE RIWITIKI
RD 3 MOTUEKA
.....
.....

Date 24/5/2016

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Full Name Neil Wallace Sturgeon

Signature Neil Sturgeon

Full address and contact details

..... A.R. Wakelin
..... 15. Gable St
..... Richmond
.....

Date 25-5-16

NETWORK TASMAN TRUST
Public Consultative Procedure
Review of Options for Ownership of Network Tasman Trust Limited

Submission

The latest company review report to hand dated the 7th March 2016 and prepared by Vincent H. Pooch, Director of Key Business Partners Limited, gives a very clear and concise message for **both** the company and the Trustees;

That there is clearly no beneficial alternative than Trust Ownership of the Company.

It also “appears” that The Board, The Trustees and The Company are indeed endorsing this view to support the status quo.

That being acknowledged then The Trustees need now to formally withdraw at a Public Meeting their proposed changes to the Trust Deed in relation to seeking exemption/deregulation status for the company. And this to be put forward as a separate motion at a Public Meeting of the Trust.

In conclusion

The public consultation process formulated by the Trustees over 2015/2016, was a total fiasco in relation to correctly informing their customer/shareholders of the true nature of their intentions.

A lesson for the future (and the administrative capabilities are in place!) to inform all of your consumer/shareholder (End Users) **by mail**, for any such processes they wish to implement in the future for **our** company.

Full Name
.....

Signature A.R. Wakelin
.....

Full address and contact details

FS WASSELL
18 BOYCE ST
MOTUEKA

Date 26-05-16

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Full Name FREDERICK SAMUEL WASSELL

Signature 

Full address and contact details

369 Tadmor - Bushend Road
RD2 Waketield
7096 (03) 522 4450

Date 26/5/16

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Full Name Andrew Mark Watson

Signature 

Full address and contact details

827 Belgrave Kohatu State Hwy
.....
.....

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Full Name Brian Edward Webby

Signature B E Webby