

TECT – ADVERTISEMENT

TAURANGA ENERGY CONSUMER TRUST - NOTICE TO CONSUMERS OF THE TRUSTEES APPLICATION TO THE HIGH COURT

On 18 February 2021, the TECT Trustees put forward a proposal on changes to TECT's restructure for consultation. The Trustees sought TECT Consumers' views on the proposed new structure for TECT.

The Trustees have considered all the feedback received during the consultation process, and have unanimously resolved to proceed with the changes.

On 14 May 2021, the Trustees filed an application in the Tauranga High Court seeking orders under section 133 of the Trusts Act 2019 that it is lawful and proper for the Trustees to implement the proposed changes to TECT.

The Trustees also made an interlocutory application for orders from the Court about how this proceeding should be served on interested parties including Consumers, and to seek a direction appointing Independent Counsel. The Court made those orders on 19 May 2021.

If you are a Consumer of TECT, you have an interest in the orders being sought from the Court. You have a right to access the Court documents. You have the right to participate in the High Court process and have your views heard, including by formally opposing the application should you wish to do so. Consumers wishing to participate in the High Court process are encouraged to seek legal advice.

Accessing the Court documents

You can access the Court documents in the following ways:

- by accessing or viewing the documents at: www.tect.org.nz
- by visiting the TECT office in person at The Kollektive, 145 17th Avenue, Tauranga
- by requesting a copy of the Court documents by:
 - emailing info@tect.org.nz
 - calling 07 578 5094
 - writing to TECT at The Kollektive, DX Box HP40007, Tauranga 3112

Key dates

The Court has directed a full day hearing in the Tauranga High Court to hear the Trustees' application for orders approving the changes to TECT. The exact date has yet to be set. It will be the first available date after 20 September 2021. The hearing date will be notified on TECT's website.

If you wish to oppose the Trustees' application, you must file in the Tauranga High Court a notice of appearance or a statement of defence and any affidavit(s) by 2 July 2021. Note that the registry hours of the court are from 9 am to 5 pm, except on court holidays.

Any documents you file in the Tauranga High Court must also be served on TECT by emailing the documents to both of michael.arthur@chapmantripp.com and liora.bercovitch@chapmantripp.com. Provided that the documents are served by email, documents may also be:

- posted to Chapman Tripp at PO BOX 2206, Shortland Street, Auckland 1140; or
- hand delivered to Level 34 PwC Tower, 15 Customs Street West, Auckland 1010; or
- posted or hand delivered to the TECT office at The Kollektive, 145 17th Avenue, Tauranga.