



Economic Regulation Authority

Electricity System and Market Rules and Gas Services Information Rules

Compliance report for the period 1 July 2025 to
31 December 2025

30 January 2026

D305944

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1. Purpose

The Economic Regulation Authority has compliance and enforcement reporting responsibilities under both the Electricity System and Market (ESM) Rules (formerly Wholesale Electricity Market (WEM) Rules) and the Gas Services Information (GSI) Rules.

Through our monitoring, compliance and enforcement work, we aim to provide businesses and consumers with confidence that utility markets operate efficiently and effectively.

Both the ESM and GSI Rules require the ERA to publish a report at least once every six months setting out a summary for the preceding six months of a range of compliance activities. The ERA has adopted a report structure whereby its ESM and GSI obligations are combined into a single report. Details of the requirements of each report are provided in Appendix 1.

In this report, we provide summary information about our:

- investigations completed
- enforcement actions
- compliance activities
- stakeholder engagement.

The reporting period is 1 July 2025 and 31 December 2025 and has been complied based on the ESM and GSI Rule requirements that were in place at the end of the reporting period.

In considering the circulation of this report we have had regard for the State Electricity Objective.¹

Terms capitalised in this report include terms defined under Chapter 11 of the ESM Rules and Schedule 1 of the GSI Rules.

We welcome your feedback which can be provided to market.compliance@erawa.com.au.

¹ Electricity System and Market Rules (WA), 30 October 2025, Clause 2.13.46, ([online](#));

2. Investigations completed

The *WEM Procedure: Monitoring Protocol* details our investigation processes for ESM matters.² A snapshot of the ERA's compliance reporting requirements is set out in Appendix 1.

For GSI investigations we follow the process set out in the GSI Rules and Appendix 1 of this Report.³

For both ESM and GSI matters, participants will be notified if we commence an investigation, however the timing of this notification may depend on whether notification could prejudice the investigation.

We provide participants with an opportunity to respond to our preliminary findings before we make a final decision.

2.1 ESM investigations completed and breaches determined

We completed seven ESM investigations in this reporting period.

Table 1: ESM investigations completed by category and breach findings – 1 July 2025 to 31 December 2025

Ref	Reporting categories ⁴	Description	ESM Clause(s) breached	Breach period
INV-2190	General Trading Obligations	Irregular price offers resulting in inefficient market outcome.	2.16C.5, 2.16A.1, and 2.16A.3.	01/10/2023 – 30/06/2024
INV-2191	General Trading Obligations	Irregular price offers resulting in inefficient market outcome.	2.16C.5, 2.16A.1, and 2.16A.3.	01/10/2023 – 30/06/2024
INV-2192	General Trading Obligations	Irregular price offers resulting in inefficient market outcome.	2.16C.5, 2.16A.1, and 2.16A.3.	01/10/2025 – 30/06/2024
INV-2201	General Trading Obligations	Irregular price offers resulting in inefficient market outcome.	2.16C.5	14/03/2025 – 02/04/2025
INV-2210 INV-2215 ⁵	General Trading Obligations	Did not maintain adequate records capable of independent verification to support price offers.	2.16C.3 and 2.16C.5.	06/07/2025

² Economic Regulation Authority, 20 November 2024, 'WEM Procedure Monitoring Protocol', Section 5 Investigations, ([online](#)).

³ Gas Services Information Rules (WA), 23 April 2025, Part 10 Compliance and Enforcement, Division 2 Investigations, Rules 168 – 173, ([online](#)).

⁴ The reporting categories used in this report were created internally for reporting purposes.

⁵ These commenced as two separate investigations but were later combined.

Ref	Reporting categories ⁴	Description	ESM Clauses(s) breached	Breach period
		Irregular price offers resulting in inefficient market outcome.		
INV-2200	Market Information Requirements	Did not provide data.	2.28.3B.	01/02/2022 – 22/07/2023

2.2 GSI investigations completed

We completed four GSI investigations and made 36 findings in this reporting period.

Table 2: GSI investigations completed by category and breach findings – 1 July 2025 to 31 December 2025

Ref	Reporting categories	Description	GSI Clause(s) breached
INV-2170	Market Information Requirements	Had not maintained current listed contact on Gas Bulletin Board.	53(1) and 118(1).
	Late payment of invoice	Did not pay GSI invoice by due date.	
INV-2168	Registration Requirements	Did not register as Shipper.	23, 53(1), and 118(1).
	Market Information Requirements.	Had not maintained current listed contact on Gas Bulletin Board.	
	Late payment of invoice.	Did not pay GSI invoice by due date.	
INV-2164	Market Information Requirements	Did not respond to GSOO information request because had not maintained current listed contact on Gas Bulletin Board.	53(1), 106(2), and 118(1).
	Late payment of invoice	Did not pay GSI invoice by due date.	
INV-2148	Market Information Requirements	Had not maintained current listed contact on Gas Bulletin Board.	53(1) and 118(1).
	Late payment of invoice	Did not pay GSI invoice by due date.	

Table 3: GSI investigation findings by category – 1 July 2025 to 31 December 2025

Reporting category	Breach	No breach	Total
Late Payment of Invoice	27	0	27
Market Information Requirements	5	3	8
Registration Requirements	1	0	1
Total	33	3	36

3. Enforcement actions

3.1 Warnings issued

We issued a warning under ESM clause 2.13.36(a) for a breach of clause 2.16C.3 for inadequate record keeping by a Market Participant with a Registered Facility assigned to a Material Constrained Portfolio.

Table 4: Warnings issued during the reporting period

Date issued	ESM clause(s) breached	Description
10/12/2025	2.16C.3	<p>Participant with a Scheduled Facility in a Material Constrained Portfolio did not maintain adequate records capable of independent verification of:</p> <ul style="list-style-type: none"> Internal governance arrangements to ensure compliance with clause 2.16C.5. Methods, assumptions, and cost inputs used to develop the prices offered in their submissions.

Please note: GSI Rule 167 does not require Warning Notices issued under GSI Rule 170 to be included in the six-monthly compliance report. Under the GSI Rules, a Warning Notice is issued, and the relevant Participant's responses are considered before enforcement actions can be taken, such as applying to the ERB for an order or issuing a Civil Penalty.⁶

3.2 Civil penalties imposed

We imposed the following civil penalties under ESM Rule clause 2.13.36(c) during the reporting period. Details of civil penalties imposed under the ESM Rules are published on the Public Register of Breaches on our website.⁷

Table 5: Civil penalties imposed under ESM Rules – 1 July 2025 to 31 December 2025

Date imposed	ESM clause(s) breached	Breach period	Civil penalty imposed (\$)
01/08/2025	2.16C.5	14/03/2025 – 02/04/2025	300,000 ⁸
10/12/2025	2.16C.5	06/07/2025	50,000

We did not impose any civil penalties under regulation 16 of the GSI Regulations in this reporting period.

⁶ Gas Services Information Rules (WA), 23 April 2025, Rules 170, and 171, ([online](#)).

⁷ Economic Regulation Authority, 'Wholesale Electricity Market (WEM) Public Registers', ([online](#)).

⁸ As part of the rectification action we worked with a Market Participant and the Australian Energy Market Operator (AEMO) to return \$12 million in energy uplift in energy uplift payments impacted Participants.

3.3 Proceedings brought before the Electricity Review Board

On 4 September 2025, following an investigation into Alinta Sales Pty Ltd's Real-Time Market Submissions for energy between 1 October 2023 and 30 June 2024, we applied to the ERB for orders after determining that Alinta breached ESM Rule clauses 2.16A.1, 2.16A.3, and 2.16C.5. This was published on our Public Register of Breaches on 2 October 2025.⁹

On 27 November 2025, following an investigation into Bluewaters Power 1 Pty Ltd and Bluewaters Power 2 Pty Ltd's (together referred to as Bluewaters) Real-Time Market Submissions for energy between 1 October 2023 and 30 June 2024, we decided to issue Civil Penalty Notices totalling \$5 million. Bluewaters applied to the ERB for a review of our determination that it breached ESM Rule clauses 2.16A.1, 2.16A.3 and 2.16C.5, and our decision to issue the Civil Penalty Notices.

For GSI matters, no proceedings have been bought before the ERB in this reporting period.

3.4 Findings of the Electricity Review Board

The ERB did not decide on any matters concerning the ESM Rules or GSI Rules during this reporting period.

3.5 Orders made by the Electricity Review Board

The ERB did not make any orders on ESM Rules or GSI Rules during this reporting period.

Past orders published by the ERB are available on its website.¹⁰

⁹ Economic Regulation Authority, 2 October 2025, 'Alinta Sales Pty Ltd – Non-compliance with the Wholesale Electricity Market Rules', ([online](#)).

¹⁰ Western Australian Energy Disputes Arbitrator, Electricity Review Board, ([online](#)).

4. Compliance update

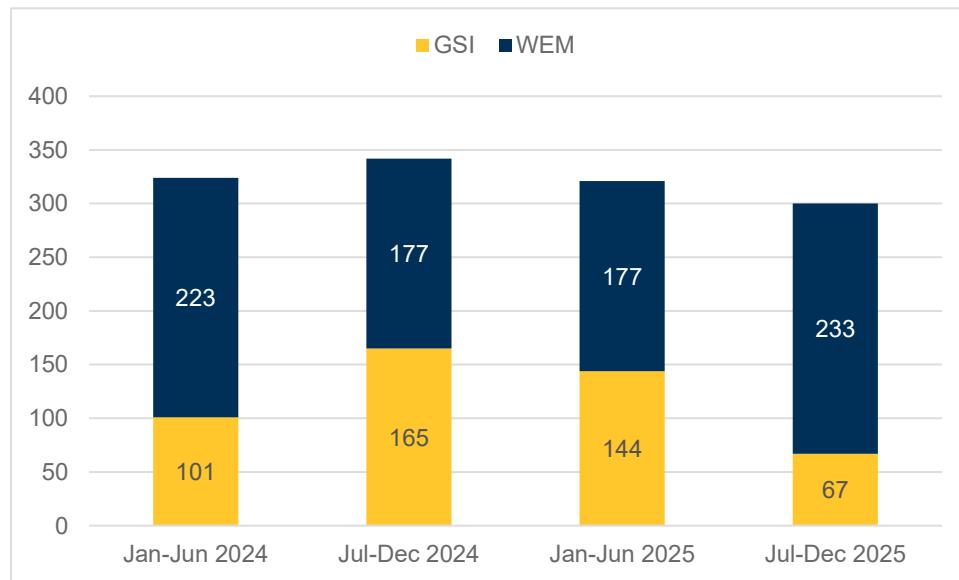
The information presented in this and the following sections of the report do not form part of the reporting requirements under the relevant ESM or GSI Rule and are intended to provide stakeholders with general information.¹¹

4.1 Outstanding matters

As outlined in our *Compliance and Framework Strategy*, we take a risk-based approach to compliance matters.¹² This is so we can prioritise and decide on the appropriate compliance response, maximising our effectiveness as a regulator.

Figure 1 shows the outstanding matters at the end of each reporting period since June 2024.

Figure 1: Outstanding matters in 6-monthly reporting periods since 1 January 2024



Source: ERA data

At the end of this reporting period, we have 300 outstanding compliance matters. These have been tabled below by category.

Table 6: Outstanding compliance matters as of 31 December 2025

Reporting category	GSI	ESM	Total
Dispatch Instruction Requirements	N/A	26	26
Emergency Management Facility requirements	26	N/A	26
General Trading Obligations	N/A	19	19
Generator Monitoring Plan	N/A	31	31

¹¹ Electricity System and Market Rules (WA), 30 October 2025, Clause 2.13.45, ([online](#)); Gas Services Information Rules (WA), 23 April 2025, Clause 167(1) ([online](#)).

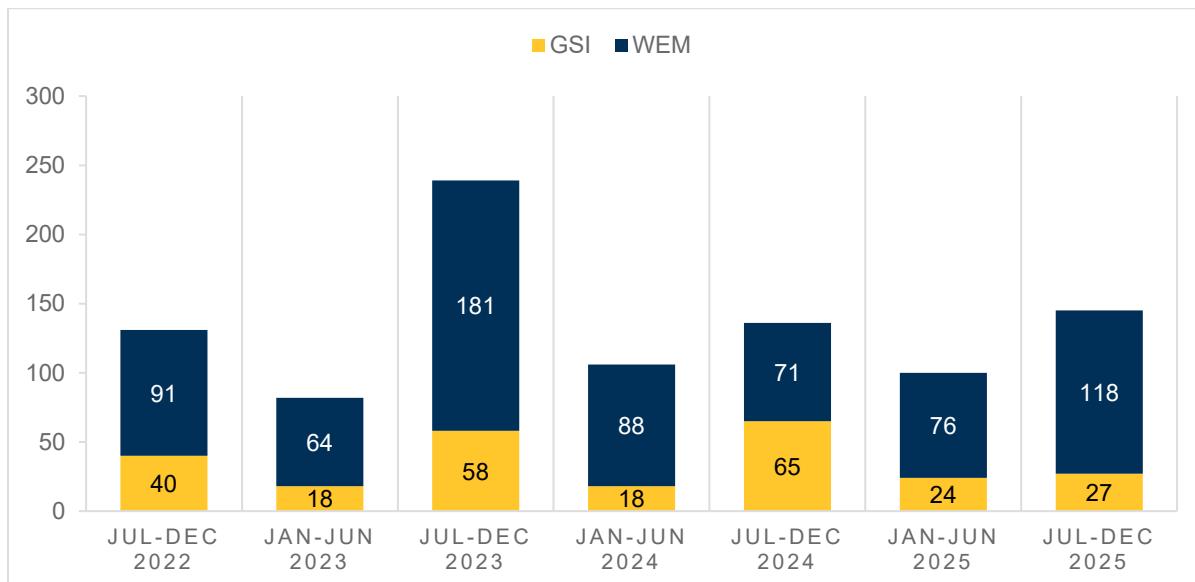
¹² Economic Regulation Authority, 'Compliance Strategy and Framework', ([online](#)).

Reporting category	GSI	ESM	Total
Late Payment of Invoice	3	9	12
Market Effectiveness	N/A	1	1
Market Information Requirements	13	20	33
Others	22	60	82
Outage Requirements	N/A	37	37
Registration Requirements	3	2	5
Reporting requirements	N/A	4	4
Real Time Market Submissions	N/A	20	20
Short Term Energy Market Submissions	N/A	4	4
Total	67	233	300

4.2 Alleged breach reports received

Figure 2 shows breach allegations received since July 2022.

Figure 2: Alleged breach reports received 1 July 2022 to 31 December 2025



Source: ERA data

This reporting period, we received 145 alleged breach reports, as summarised in the tables below by category and source of each allegation.

Table 7: Alleged breach reports received by category – 1 July 2025 to 31 December 2025

Breach reporting category	GSI Rules	ESM Rules	Total
Dispatch Instruction Requirements	N/A	7	7
EMF Requirements	10	N/A	10
General Trading Obligations	N/A	2	2
Generator Monitoring Plan	N/A	28	28
Late Payment of Invoice	3	5	8
Market Information Requirements	10	9	19
Outage Requirements	N/A	22	22
Registration Requirements	2	2	4
Reporting Requirements	N/A	3	3
Real Time Market Submissions	N/A	8	8
Short Term Energy Market Submissions	N/A	4	4
Others	2	28	30
Total	27	118	145

Table 8: Alleged breach reports received by source – 1 July 2025 to 31 December 2025

Reported by	GSI Rules	ESM Rules	Total
AEMO	12	60	72
ERA	4	7	11
Self-reported	11	51	62
Total	27	118	145

5. Stakeholder engagement

5.1 Energy Markets Forum 2025

We held our annual Energy Markets Forum on 19 November 2025. This event serves as an informative session for participants and stakeholders. At the forum we gave attendees an overview of our Energy Markets division's activities, including major projects, market developments, and key areas of concern. The forum also gives attendees the opportunity to engage directly with our officers, other stakeholders, and other participants.

5.2 General compliance notices published

On 8 September 2025, after the completion of several GSI Rules related compliance activities and investigations we published a notice on our website.¹³ The notice reminded GSI participants of their obligations to:

- Provide AEMO with up-to-date Contact Information for publishing on the Gas Bulletin Board.
- Provide AEMO with information for the purposes of preparing the Gas Statement of Opportunities (GSOO).
- Provide AEMO information for the Emergency Management Facility when it is activated.
- Pay GSI invoices within 10 Business Days after they are received.

Going forward we intend to issue similar notices for both the ESM and GSI matters when we deem necessary.

Participants, stakeholders, and other interested parties can [subscribe on our website](#) to receive updates by email.

5.3 Public Registers

We maintain a [Public Register of Breaches, and a Public Register of Investigations on our website](#).¹⁴

Before we publish a breach on this Public Register of Breaches, we will notify the relevant Participant and consider any claims of confidentiality and evidence that publication may violate a court order or law prohibiting disclosure, or that the information has been assigned a confidentiality status under Chapter 10 of the ESM Rules other than Public.

We will only publish on the Public Register of Breaches after we have considered any confidentiality issues raised by the Participant and decided the benefit to the market outweighs the detriment to the Participant or where, in our reasonable opinion, we expect that the breach should be disclosed on the register.¹⁵

¹³ Economic Regulation Authority, 8 September 2025, 'Notice: Gas Services Information Rules – Compliance information provision and invoice payment obligations', ([online](#)).

¹⁴ Economic Regulation Authority, 'Wholesale Electricity Market (WEM) Public Registers', ([online](#)).

¹⁵ Note, the ESM Rules provide that no Rule Participant or former Rule Participant can make any claim against us for any loss or damage incurred by them from the publication of any information we were obligated to

Our Public Register of Investigations lists our investigations commenced, closed, or suspended. For open investigations we are required to anonymise all identifying information, so we do not provide details of the relevant clause or name of the participant under investigation.¹⁶

report under Electricity System and Market Rules (WA), 30 October 2025, Clause 2.13.45 if the publication was done in good faith.

Electricity System and Market Rules (WA), 30 October 2025, Clause 2.13.54. ([online](#)).

¹⁶ Electricity System and Market Rules (WA), 30 October 2025, Clause 2.13.49A. ([online](#)).

6. Other compliance reports

Separate to this report, other compliance reports are available on both the ERA and AEMO websites. These are summarised below.¹⁷

6.1 ERA compliance report

We prepare a report annually for the Minister on our own compliance with the ESM Rules and WEM Procedures.¹⁸ The last report was published on 16 December 2025.¹⁹

6.2 AEMO compliance reports

For the ESM Rules, AEMO publishes a copy of their annual Market Auditor report along with their responses on their website. The last report and responses were published on 10 November 2025.²⁰

We then prepare an annual report on AEMO's compliance with the ESM Rules and WEM Procedures, which includes a copy of the AEMO's Market Auditor report for the Minister and publish and copy on our website.²¹ Our last report was published on 23 May 2025.²²

For the GSI Rules, AEMO publishes their annual compliance audit report on their website. The last report was published on 10 November 2025.²³ We also provide a copy to the Minister and publish a copy on our website.²⁴

To simplify administration, we provide the Minister with a single report on AEMO's compliance with both the ESM and GSI Rules.

6.3 Network Operator compliance report

We prepare a report annually for the Minister on the Network Operator's (Western Power) self-reported compliance with the ESM Rules and WEM Procedures.²⁵ Our last report was published on 22 December 2025.²⁶

¹⁷ Economic Regulation Authority, 'Compliance Reports', ([online](#)).

¹⁸ Electricity System and Market Rules (WA), 30 October 2025, Clause 2.14.5A, ([online](#)).

¹⁹ Economic Regulation Authority, 16 December 2025, 'Annual reports to the Minister on ERA's compliance', ([online](#)).

²⁰ Australian Energy Market Operator, 10 November 2025, 'AEMO Independent Assurance Report – WEM 2024-25', and 'AEMO's Response to WEM and GSI Market Audit Reports 2024-25', ([online](#)).

²¹ Electricity System and Market Rules (WA), 30 October 2025, Clauses 2.14.5B and 2.14.5D, ([online](#)).

²² Economic Regulation Authority, 23 May 2025, 'Annual reports to the Minister on AEMO's compliance', ([online](#)).

²³ Australian Energy Market Operator, 10 November 2025, 'Independent Assurance Report – Gas Services Information Annual Compliance Audit (2025)', ([online](#));

Gas Services Information Rules (WA), 23 April 2025, Clause 174(4), ([online](#)).

²⁴ Gas Services Information Rules (WA), 23 April 2025, Clause 174(5), ([online](#));

Economic Regulation Authority, 'Annual reports to the Minister on AEMO's compliance', ([online](#)).

²⁵ Electricity System and Market Rules (WA), 30 October 2025, Clause 2.14.6, ([online](#)).

²⁶ Economic Regulation Authority, 22 December 2025, 'Annual reports to the Minister on Western Power's compliance', ([online](#)).

Appendix 1: Compliance report requirements

Electricity System and Market Rules²⁷

ESM Rule 2.13.45

The Economic Regulation Authority must release a report at least once every six months setting out a summary for the preceding six months of:

- (a) investigations completed by the Economic Regulation Authority;
- (b) breaches or contraventions of the ESM Rules the Economic Regulation Authority concludes have occurred;
- (c) warnings issued by the Economic Regulation Authority under clause 2.13.36(a);
- (d) proceedings that have been brought before the Electricity Review Board;
- (e) findings of the Electricity Review Board on matters referred to them;
- (f) orders made by the Electricity Review Board; and
- (g) unless they have been set aside by the Electricity Review Board, civil penalties imposed by the Economic Regulation Authority under clause 2.13.36(c).

Gas Services Information Rules²⁸

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- (1) The ERA must publish a report at least once every six months setting out a summary for the preceding six months of:
 - (a) proceedings that have been brought before the Board;
 - (b) findings of the Board on matters referred to it;
 - (c) orders made by the Board; and
 - (d) civil penalties imposed by the ERA under regulation 16 of the GSI Regulations, where these have not been set aside by the Board.

²⁷ Electricity System and Market Rules (WA), 30 October 2025, Clause 2.13.45, ([online](#));

²⁸ Gas Services Information Rules (WA), 23 April 2025, Clause 167(1), ([online](#)).