

Amendment of Southern Cross Energy Partnership's Electricity Transmission Licence (ETL4)

20 March 2012

Economic Regulation Authority

WESTERN AUSTRALIA

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DECISION

1. In accordance with sections 9 and 21 of the *Electricity Industry Act 2004* (Act), the Economic Regulation Authority (Authority) has approved an amendment to the TEC Desert Pty Ltd & TEC Desert No.2 Pty Ltd (t/a Southern Cross Energy Partnership) Electricity Transmission Licence 4 (ETL4). The amendment relocates Southern Cross Energy Partnership's (**SCE**) licensed area to the west of the Kalgoorlie-Kambalda Highway.
2. As required by section 23(1) of the Act, the Authority will publish a notice of its approval of the amendments in the *Government Gazette* as soon as is practicable.

REASONS

3. In January 2012, SCE submitted an application to the Authority to amend ETL4 by relocating its transmission lines from east of the Kalgoorlie-Kambalda Highway to west of the Kalgoorlie-Kambalda Highway to allow for HBJ Minerals Pty Ltd to extend their mining pit.
4. On 8 February 2012, the Authority published a notice seeking public submissions on SCE's licence amendment application. The period for public submissions closed on 29 February 2012 and no submissions were received.
5. Pursuant to section 21 of the Act, the Authority may amend a licence if the Applicant has made the application in a form approved by the Authority and paid the prescribed application fee. SCE has satisfied these requirements.
6. Section 9(1) of the Act states that the Authority must not exercise a power conferred by Part 2, Division 3 of the Act (general licensing provisions) unless the Authority is satisfied that it would not be contrary to the public interest to do so.
7. Section 9(2) of the Act provides that, when determining whether the exercise of the power would not be contrary to the public interest, the Authority must, without limiting the other matters that may be taken into account, take into account the matters referred to in section 8(5) of the Act.
8. Following public consultation, the Authority has not found any evidence that granting the amendment would be contrary to the public interest. Therefore, the Authority proposes that it would not be contrary to the public interest to grant the licence amendment.

LYNDON ROWE
CHAIRMAN
