

Decision on Electricity Retail Licence Application

CleanTech Energy Pty Ltd

18 August 2015

Economic Regulation Authority

WESTERN AUSTRALIA

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Decision

1. Pursuant to sections 9 and 19 of the *Electricity Industry Act 2004* (**Act**), the Economic Regulation Authority (**Authority**) has approved the grant of Electricity Retail Licence No. 24 to CleanTech Energy Pty Ltd (**CleanTech**).
2. The licence authorises CleanTech to sell electricity to large use customers subject to, and in accordance with, the terms set out in the licence for a period of 15 years.
3. As required by section 23(1) of the Act, the Authority will publish a notice of the grant of licence in the Government Gazette as soon as practicable.

Reasons

4. On 9 June 2015, CleanTech applied for an electricity retail licence to sell electricity to large use customers (customers who consume more than 160 MWh of electricity per year) within the approved licence area for Western Power's Electricity Distribution Licence 1 (EDL1).
5. Under section 19(1) of the Act the Authority must grant a licence if it is satisfied that the applicant has and is likely to retain, or will acquire within a reasonable timeframe, and is then likely to retain, the financial and technical resources to undertake the activities authorised by the licence.
6. The Authority engaged financial and technical consultants to examine the financial and technical capacity of CleanTech to undertake the activities authorised by the electricity retail licence.
7. Following the financial assessment of the application submitted by CleanTech, the financial consultant concluded that CleanTech complies with the financial requirements under section 19(1) of the Act.
8. Following the technical assessment of the application submitted by CleanTech, the technical consultant concluded that CleanTech complies with the technical requirements under section 19(1) of the Act.
9. The Authority considered the electricity retail licence application submitted by CleanTech along with the consultants' assessments and is satisfied that CleanTech meets the requirements of section 19(1) of the Act.
10. Section 9 of the Act requires that the Authority must not grant an electricity licence unless it is satisfied that it would not be contrary to the public interest to do so. Section 8(5) of the Act, without limitation, specifies the matters to be considered by the Authority in this regard.
11. On 16 June 2015, the Authority published a notice seeking public submissions on the application submitted by CleanTech. The submission period closed on 7 July 2015. No submissions were received.
12. The Authority has considered the public interest, including all of the matters set out in section 8(5) of the Act as required by section 9(2). Having regard to this, and the assessments of CleanTech's resources to undertake the activities to be authorised by the licence under section 19(1) of the Act, the Authority is satisfied that granting an electricity retail licence to CleanTech would not be contrary to the public interest.