

Decision on licence amendment (ERL2)

BHP Billiton Nickel West Pty Ltd

7 July 2016

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 (**ERA**) has approved an amendment to BHP Billiton Nickel West Pty Ltd's (**BHP**) electricity retail licence 2 (**ERL2**).
2. The first amendment to ERL2 is to reinstate reference to licence area plan ERA-EL-071(B).
3. The second amendment to ERL2 is to replace reference to licence area plan ERA-EL-070(B) with ERA-EL-070(C).
4. Accordingly, Schedule 1 of ERL2 has been amended to reflect the changes set out in points 2 and 3.
5. As required under section 23(1) of the Act, the ERA will publish a notice of its approval of the licence amendment in the Government Gazette as soon as is practicable.

Reasons

6. On 30 June 2016, BHP applied for two amendments to ERL2.
7. The first proposed amendment is to reinstate reference to licence area plan ERA-EL-071(B) in item 1 of Schedule 1 to ERL2, which had been erroneously removed in a previous version of the licence.
8. The second proposed amendment is to expand the licence area shown in licence area plan ERA-EL-070, to include the points of supply to the Agnew Gold Mining Company; as shown in the shaded area southwest of the Goldfields Highway in licence area plan ERA-EL-070(C).
9. The licence amendment application was made in accordance with section 21 of the Act.
10. Section 9 of the Act states that the ERA may amend a licence in accordance with an application from a licensee, if the ERA is satisfied that it would not be contrary to the public interest to do so.
11. In its assessment of the application, the ERA considered the public interest as required by section 9 of the Act. The ERA is satisfied that approving the amendment to ERL2 would not be contrary to the public interest.