

Decision on:

Integrated Regional Licence Application

for North Western Energy Pty Limited ACN 064 817 518, Pacific Hydro Group Two Pty Ltd ACN 061 436 815, and Energis Australia Pty Ltd ACN 064 817 438

30 June 2006

Economic Regulation Authority



WESTERN AUSTRALIA

A full copy of this document is available from the Economic Regulation Authority website at www.era.wa.gov.au.

For further information, contact:
Mr Paul Kelly
Executive Director
Licensing, Monitoring and Customer Protection
Economic Regulation Authority
Perth, Western Australia
Phone: (08) 9213 1900

© Economic Regulation Authority 2006

The copying of this document in whole or part for non-commercial purposes is permitted provided that appropriate acknowledgment is made of the Economic Regulation Authority and the State of Western Australia. Any other copying of this document is not permitted without the express written consent of the Authority.

DECISION

1. On 22 December, North Western Energy Pty Limited ACN 064 817 518, Pacific Hydro Group Two Pty Ltd ACN 061 436 815, and Energis Australia Pty Ltd ACN 064 817 438 (**Applicant**) applied for an Integrated Regional Licence to supply electricity in the Kimberley region of Western Australia.
2. The Application was made pursuant to section 10 of the *Electricity Industry Act 2004* (**Act**).
3. Pursuant to section 9 and 19 of the Act, the Authority approves the grant of an Integrated Regional Licence to the Applicant, for the generation, transmission and sale of electricity, for a period of 30 years.

REASONS

1. The Authority engaged 2020 Global Pty Ltd (**2020 Global**) to examine the financial capacity of the Applicant to undertake the activities authorised by the Integrated Regional Licence. Following its assessment, 2020 Global concluded that the Applicant has access to and will likely retain the financial resources necessary to undertake the activities to be authorised by the licence.
2. The Authority engaged ETSA Utilities Pty Ltd (**ETSA**) to examine the technical capacity of the Applicant to undertake activities authorised by the Integrated Regional Licence. Following the assessment ETSA concluded that the Applicant has access to and will likely retain the technical resources necessary to undertake the activities to be authorised by the licence.
3. The Authority has considered the Application and the advisers' reports and is satisfied that the Applicant meets the requirements of section 19(1) of the Act.
4. Section 9 of the Act states that the Authority must not exercise a power conferred by 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. Following receipt of the Application, a notice regarding receipt of the Application was published on the Authority's website in January 2006. The Authority did not receive any objection to the grant of an Integrated Regional Licence to the Applicant. Accordingly, the Authority is satisfied that approval of an Integrated Regional Licence to the Applicant would not be contrary to the public interest.
5. The Authority has therefore decided to grant an Integrated Regional Licence for a period of 30 years.
6. As required by section 23(1) of the Act, the Authority will publish notice of its approval of the Application in the *Government Gazette* as soon as is practicable.