

Decision to Amend Electricity Generation Licence 12 – BHP Billiton Worsley Alumina

16 July 2009

Economic Regulation Authority



WESTERN AUSTRALIA

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DECISION

1. On 6 May 2009, Worsley Alumina Pty Ltd ABN 58 008 905 155 submitted an application to the Economic Regulation Authority (Authority) to amend its Electricity Generation Licence 12.
2. The amendment proposes to change the licensee name from Worsley Alumina Pty Ltd to BHP Billiton Worsley Alumina Pty Ltd ABN 58 008 905 155. The licence amendment request was made pursuant to section 21 of the *Electricity Industry Act 2004* (Act).
3. Pursuant to sections 9 and 21 of the Act, the Authority approves the amendment of Electricity Generation Licence 12.

REASONS

1. Pursuant to section 21 of the Act, the Authority may amend a licence if it is satisfied that the Applicant: has made the application in a form approved by the Authority; paid the prescribed application fee; and where a requirement has been made for additional information, the relevant information has been provided to the Authority.
2. The change in the licensee's name to BHP Billiton Worsley Alumina Pty Ltd requires a minor amendment of Electricity Generation Licence 12.
3. Under the Authority's Public Consultation Guidelines, the Authority is not required to engage in public consultation if the Authority deems a licence amendment minor.
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.
5. In its consideration of the Application, the Authority considered the public interest, including the matters set out in section 8(5) of the Act as required by section 9(2). Accordingly, the Authority is satisfied that approval of the amendment to Electricity Generation Licence 12 would not be contrary to the public interest.
6. The Authority has therefore decided to approve the amendment to Electricity Generation Licence 12.
7. As required by section 23(1) of the Act, the Authority will publish a notice of its approval of the amendment in the *Government Gazette* as soon as is practicable.

LYNDON ROWE
CHAIRMAN