

Amendment of Alinta Sales Pty Ltd Standard Form Contract (Gas)

May 2009

Economic Regulation Authority

 WESTERN AUSTRALIA

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DECISION

1. Pursuant to section 11WH of the *Energy Coordination Act 1994 (Act)*, the Economic Regulation Authority (**Authority**) approves the amended standard form contract for Alinta Sales Pty Ltd (**Alinta**).

REASONS

2. In December 2008, Alinta submitted an amended standard form contract for the supply of gas to small use customers to the Authority for its approval. The amendments to the contract consisted of a number of changes to contract details and minor editorial changes.
3. The Authority provided feedback on the proposed standard form contract which resulted in Alinta submitting a revised version of the contract on 8 May 2009.
4. Under section 3 of the *Public Consultation Guidelines for Electricity, Gas & Water Licences and Electricity & Gas Standard Form Contracts*, the Authority may decide not to undertake public consultation if, in its view, the amendment to a standard form contract is minor. The Authority has reviewed the amendments and considers them to be minor. Therefore, the Authority has not undertaken public consultation on the proposed amendments.
5. Under section 11WH(2), in conjunction with section 11WG(2), of the Act, the Authority must not give an approval if it considers that the standard form contract will not meet the requirements of the regulations in respect of such contracts, or will be inconsistent with the Act or any other written law, or will be inconsistent with any term, condition or provision of the licence concerned. The Authority engaged its legal advisors to undertake the compliance review on the amendments to the Alinta standard form contract.
6. The Authority has considered the amended standard form contract and the advice provided by the Authority's legal advisors and is satisfied that the amended standard form contract meets the requirements of section 11WG of the Act.
7. The Authority therefore approves the amended standard form contract as submitted by Alinta.

LYNDON ROWE

CHAIRMAN

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