

Decision on amendments to Alinta Sales Pty Ltd's Standard Form Contract

15 November 2010

Economic Regulation Authority

 WESTERN AUSTRALIA

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For further information, contact:

Economic Regulation Authority
Perth, Western Australia
Phone: (08) 9213 1900

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DECISION

1. Pursuant to section 11WF in conjunction with 11WH of the *Energy Coordination Act 1994 (Act)*, the Economic Regulation Authority (**Authority**) approves the amendments to the standard form contract for the supply of gas to small use customers submitted by Alinta Sales Pty Ltd (**Alinta**).

REASONS

2. On 8 June 2010, Alinta submitted draft amendments to the standard form contract under which the licensee supplies gas to its small use customers. The amendments were primarily made to reflect proposed changes to Schedule 2 of Alinta's gas trading licence (*Compendium of Gas Customer Licence Obligations*). The Authority provided feedback on the draft amendments which resulted in Alinta submitting a revised version of the contract on 24 September 2010.
3. On 12 October 2010, the Authority released a notice inviting public submissions on Alinta's amended standard form contract. In accordance with the Authority's *Public Consultation Guidelines – For Electricity, Gas & Water Licences and Electricity & Gas Standard Form Contracts (July 2006)*, the Authority provided for a public consultation period of at least 15 business days.
4. The public consultation period closed at 4pm, Wednesday, 3 November 2010. The Authority received no public submissions.
5. Under section 11WF, in conjunction with section 11 WH, of the Act, the Authority must not approve a standard form contract if it considers that the 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 for Alinta's amended standard form contract.
6. The Authority has considered Alinta's amended standard form contract submitted under section 11WH of the Act and the advice provided by the Authority's legal advisors and is satisfied that the contract meets the requirements of section 11WF of the Act.

LYNDON ROWE
CHAIRMAN