

## Energy Industry Penalty Notice

### Section 54G of the Essential Services Commission Act 2001 (Vic)

To: AusNet Electricity Services Pty Ltd  
Level 31, 2 Southbank Boulevard  
Southbank VIC 3006

#### Energy Industry Penalty Notice number: ESC EIPN(E) 01-2019

1. This notice is dated 1 April 2019.
2. The Essential Services Commission (Commission) has reason to believe that AusNet Electricity Services Pty Ltd (ABN 91 064 651 118) (AusNet Services) has engaged in conduct that constitutes an energy industry contravention within the meaning of section 54F of the Essential Services Commission Act 2001 (Vic) (ESC Act) as detailed in schedule 1 to this Energy Industry Penalty Notice.
3. The Commission formed the belief on 27 March 2019 that AusNet Services had engaged in the conduct that constitutes the alleged energy industry contravention.
4. The amount of the energy industry penalty is \$10,000 as provided by section 54I of the ESC Act and regulation 9 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic).

#### How to pay the energy industry penalty

5. AusNet Services may pay the \$10,000 energy industry penalty by **6 May 2019**.
6. Payment of the energy industry penalty can be made by electronic funds transfer to the following account:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

7. Please state the Energy Industry Penalty Notice number in the transaction details to assist us in matching the payment received.

8. If AusNet Services pays the amount of the energy industry penalty before the end of the time specified in this Energy Industry Penalty Notice, the Commission will not take relevant enforcement action in relation to the alleged energy industry contravention unless the Energy Industry Penalty Notice is withdrawn before the end of that time in accordance with section 54N of the ESC Act.

### **What can AusNet Services do in response to this Energy Industry Penalty Notice?**

9. AusNet Services can choose whether or not to pay this Energy Industry Penalty Notice. If AusNet Services chooses not to pay this Energy Industry Penalty Notice, the Commission may commence proceedings against it in the Supreme Court of Victoria in relation to the alleged contravention.
10. AusNet Services is entitled to disregard this Energy Industry Penalty Notice and to defend any proceedings in respect of the alleged contravention in the Supreme Court of Victoria.

Date of notice: 1 April 2019

  
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Dr Ron Ben-David  
Chairperson  
Essential Services Commission

## **SCHEDULE 1 – DETAILS OF THE CONDUCT AND ALLEGED ENERGY INDUSTRY CONTRAVENTION**

1. AusNet Services holds an electricity distribution licence issued by the commission.
2. Clause 22.1(b)(1) of the electricity distribution licence held by AusNet Services obliged AusNet Services to comply with the requirements of the Electricity Distribution Code (the Code).
3. Clause 5.5.1 of the Code provides that:

“In the case of a planned interruption, the distributor must provide each affected customer with at least 4 business days written notice of the interruption.”
4. On 18 July 2018 at 8:58 am, AusNet Services interrupted the electricity supply to the following customer’s premises without providing the customer with written notice of the interruption as required by clause 5.5.1 of the Code:
  - Customer name: [REDACTED]
  - Supply address: [REDACTED] Bass, Victoria 3991
  - NMI: [REDACTED]
5. A failure to comply with the requirements of clause 5.5.1 of the Code is a contravention of a prescribed condition of an energy licence in a prescribed circumstance under section 54F of the ESC Act, by reason of regulation 5 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic) (made under section 65 of the ESC Act), as applied by Schedule 1, Table 8, Item 1.

## Energy Industry Penalty Notice

### Section 54G of the Essential Services Commission Act 2001 (Vic)

To: AusNet Electricity Services Pty Ltd  
Level 31, 2 Southbank Boulevard  
Southbank VIC 3006

#### Energy Industry Penalty Notice number: **ESC EIPN(E) 02-2019**

1. This notice is dated 1 April 2019.
2. The Essential Services Commission (Commission) has reason to believe that AusNet Electricity Services Pty Ltd (ABN 91 064 651 118) (AusNet Services) has engaged in conduct that constitutes an energy industry contravention within the meaning of section 54F of the Essential Services Commission Act 2001 (Vic) (ESC Act) as detailed in schedule 1 to this Energy Industry Penalty Notice.
3. The Commission formed the belief on 27 March 2019 that AusNet Services had engaged in the conduct that constitutes the alleged energy industry contravention.
4. The amount of the energy industry penalty is \$10,000 as provided by section 54I of the ESC Act and regulation 9 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic).

#### How to pay the energy industry penalty

5. AusNet Services may pay the \$10,000 energy industry penalty by **6 May 2019**.
6. Payment of the energy industry penalty can be made by electronic funds transfer to the following account:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

7. Please state the Energy Industry Penalty Notice number in the transaction details to assist us in matching the payment received.

8. If AusNet Services pays the amount of the energy industry penalty before the end of the time specified in this Energy Industry Penalty Notice, the Commission will not take relevant enforcement action in relation to the alleged energy industry contravention unless the Energy Industry Penalty Notice is withdrawn before the end of that time in accordance with section 54N of the ESC Act.

**What can AusNet Services do in response to this Energy Industry Penalty Notice?**

9. AusNet Services can choose whether or not to pay this Energy Industry Penalty Notice. If AusNet Services chooses not to pay this Energy Industry Penalty Notice, the Commission may commence proceedings against it in the Supreme Court of Victoria in relation to the alleged contravention.
10. AusNet Services is entitled to disregard this Energy Industry Penalty Notice and to defend any proceedings in respect of the alleged contravention in the Supreme Court of Victoria.

Date of notice: 1 April 2019



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Dr Ron Ben-David  
Chairperson  
Essential Services Commission

## **SCHEDULE 1 – DETAILS OF THE CONDUCT AND ALLEGED ENERGY INDUSTRY CONTRAVENTION**

1. AusNet Services holds an electricity distribution licence issued by the commission.
2. Clause 22.1(b)(1) of the electricity distribution licence held by AusNet Services obliged AusNet Services to comply with the requirements of the Electricity Distribution Code (the Code).
3. Clause 5.5.1 of the Code provides that:

“In the case of a planned interruption, the distributor must provide each affected customer with at least 4 business days written notice of the interruption.”
4. On 18 July 2018 at 8:58 am, AusNet Services interrupted the electricity supply to the following customer’s premises without providing the customer with written notice of the interruption as required by clause 5.5.1 of the Code:
  - Customer name: [REDACTED]
  - Supply address: [REDACTED] Bass, Victoria 3991
  - NMI: [REDACTED]
5. A failure to comply with the requirements of clause 5.5.1 of the Code is a contravention of a prescribed condition of an energy licence in a prescribed circumstance under section 54F of the ESC Act, by reason of regulation 5 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic) (made under section 65 of the ESC Act), as applied by Schedule 1, Table 8, Item 1.

## Energy Industry Penalty Notice

### Section 54G of the Essential Services Commission Act 2001 (Vic)

To: AusNet Electricity Services Pty Ltd  
Level 31, 2 Southbank Boulevard  
Southbank VIC 3006

#### Energy Industry Penalty Notice number: ESC EIPN(E) 03-2019

1. This notice is dated 1 April 2019.
2. The Essential Services Commission (Commission) has reason to believe that AusNet Electricity Services Pty Ltd (ABN 91 064 651 118) (AusNet Services) has engaged in conduct that constitutes an energy industry contravention within the meaning of section 54F of the Essential Services Commission Act 2001 (Vic) (ESC Act) as detailed in schedule 1 to this Energy Industry Penalty Notice.
3. The Commission formed the belief on 27 March 2019 that AusNet Services had engaged in the conduct that constitutes the alleged energy industry contravention.
4. The amount of the energy industry penalty is \$10,000 as provided by section 54I of the ESC Act and regulation 9 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic).

#### How to pay the energy industry penalty

5. AusNet Services may pay the \$10,000 energy industry penalty by **6 May 2019**.
6. Payment of the energy industry penalty can be made by electronic funds transfer to the following account:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

7. Please state the Energy Industry Penalty Notice number in the transaction details to assist us in matching the payment received.

8. If AusNet Services pays the amount of the energy industry penalty before the end of the time specified in this Energy Industry Penalty Notice, the Commission will not take relevant enforcement action in relation to the alleged energy industry contravention unless the Energy Industry Penalty Notice is withdrawn before the end of that time in accordance with section 54N of the ESC Act.

### **What can AusNet Services do in response to this Energy Industry Penalty Notice?**

9. AusNet Services can choose whether or not to pay this Energy Industry Penalty Notice. If AusNet Services chooses not to pay this Energy Industry Penalty Notice, the Commission may commence proceedings against it in the Supreme Court of Victoria in relation to the alleged contravention.
10. AusNet Services is entitled to disregard this Energy Industry Penalty Notice and to defend any proceedings in respect of the alleged contravention in the Supreme Court of Victoria.

Date of notice: 1 April 2019



Dr Ron Ben-David  
Chairperson  
Essential Services Commission

## **SCHEDULE 1 – DETAILS OF THE CONDUCT AND ALLEGED ENERGY INDUSTRY CONTRAVENTION**

1. AusNet Services holds an electricity distribution licence issued by the commission.
2. Clause 22.1(b)(1) of the electricity distribution licence held by AusNet Services obliged AusNet Services to comply with the requirements of the Electricity Distribution Code (the Code).
3. Clause 5.5.1 of the Code provides that:

“In the case of a planned interruption, the distributor must provide each affected customer with at least 4 business days written notice of the interruption.”
4. On 18 July 2018 at 8:58 am, AusNet Services interrupted the electricity supply to the following customer’s premises without providing the customer with written notice of the interruption as required by clause 5.5.1 of the Code:
  - Customer name: [REDACTED]
  - Supply address: [REDACTED] Bass, Victoria 3991
  - NMI: [REDACTED]
5. A failure to comply with the requirements of clause 5.5.1 of the Code is a contravention of a prescribed condition of an energy licence in a prescribed circumstance under section 54F of the ESC Act, by reason of regulation 5 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic) (made under section 65 of the ESC Act), as applied by Schedule 1, Table 8, Item 1.

## Energy Industry Penalty Notice

### Section 54G of the Essential Services Commission Act 2001 (Vic)

To: AusNet Electricity Services Pty Ltd  
Level 31, 2 Southbank Boulevard  
Southbank VIC 3006

#### Energy Industry Penalty Notice number: ESC EIPN(E) 04-2019

1. This notice is dated 1 April 2019.
2. The Essential Services Commission (Commission) has reason to believe that AusNet Electricity Services Pty Ltd (ABN 91 064 651 118) (AusNet Services) has engaged in conduct that constitutes an energy industry contravention within the meaning of section 54F of the Essential Services Commission Act 2001 (Vic) (ESC Act) as detailed in schedule 1 to this Energy Industry Penalty Notice.
3. The Commission formed the belief on 27 March 2019 that AusNet Services had engaged in the conduct that constitutes the alleged energy industry contravention.
4. The amount of the energy industry penalty is \$10,000 as provided by section 54I of the ESC Act and regulation 9 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic).

#### How to pay the energy industry penalty

5. AusNet Services may pay the \$10,000 energy industry penalty by **6 May 2019**.
6. Payment of the energy industry penalty can be made by electronic funds transfer to the following account:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

7. Please state the Energy Industry Penalty Notice number in the transaction details to assist us in matching the payment received.

8. If AusNet Services pays the amount of the energy industry penalty before the end of the time specified in this Energy Industry Penalty Notice, the Commission will not take relevant enforcement action in relation to the alleged energy industry contravention unless the Energy Industry Penalty Notice is withdrawn before the end of that time in accordance with section 54N of the ESC Act.

**What can AusNet Services do in response to this Energy Industry Penalty Notice?**

9. AusNet Services can choose whether or not to pay this Energy Industry Penalty Notice. If AusNet Services chooses not to pay this Energy Industry Penalty Notice, the Commission may commence proceedings against it in the Supreme Court of Victoria in relation to the alleged contravention.
10. AusNet Services is entitled to disregard this Energy Industry Penalty Notice and to defend any proceedings in respect of the alleged contravention in the Supreme Court of Victoria.

Date of notice: 1 April 2019



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Dr Ron Ben-David  
Chairperson  
Essential Services Commission

## **SCHEDULE 1 – DETAILS OF THE CONDUCT AND ALLEGED ENERGY INDUSTRY CONTRAVENTION**

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2. Clause 22.1(b)(1) of the electricity distribution licence held by AusNet Services obliged AusNet Services to comply with the requirements of the Electricity Distribution Code (the Code).
3. Clause 5.5.1 of the Code provides that:

“In the case of a planned interruption, the distributor must provide each affected customer with at least 4 business days written notice of the interruption.”
4. On 18 July 2018 at 8:58 am, AusNet Services interrupted the electricity supply to the following customer’s premises without providing the customer with written notice of the interruption as required by clause 5.5.1 of the Code:
  - Customer name: [REDACTED]
  - Supply address: [REDACTED] Bass, Victoria 3991
  - NMI: [REDACTED]
5. A failure to comply with the requirements of clause 5.5.1 of the Code is a contravention of a prescribed condition of an energy licence in a prescribed circumstance under section 54F of the ESC Act, by reason of regulation 5 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic) (made under section 65 of the ESC Act), as applied by Schedule 1, Table 8, Item 1.

## Energy Industry Penalty Notice

### Section 54G of the Essential Services Commission Act 2001 (Vic)

To: AusNet Electricity Services Pty Ltd  
Level 31, 2 Southbank Boulevard  
Southbank VIC 3006

#### Energy Industry Penalty Notice number: ESC EIPN(E) 05-2019

1. This notice is dated 1 April 2019.
2. The Essential Services Commission (Commission) has reason to believe that AusNet Electricity Services Pty Ltd (ABN 91 064 651 118) (AusNet Services) has engaged in conduct that constitutes an energy industry contravention within the meaning of section 54F of the Essential Services Commission Act 2001 (Vic) (ESC Act) as detailed in schedule 1 to this Energy Industry Penalty Notice.
3. The Commission formed the belief on 27 March 2019 that AusNet Services had engaged in the conduct that constitutes the alleged energy industry contravention.
4. The amount of the energy industry penalty is \$10,000 as provided by section 54I of the ESC Act and regulation 9 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic).

#### How to pay the energy industry penalty

5. AusNet Services may pay the \$10,000 energy industry penalty by **6 May 2019**.
6. Payment of the energy industry penalty can be made by electronic funds transfer to the following account:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

7. Please state the Energy Industry Penalty Notice number in the transaction details to assist us in matching the payment received.

8. If AusNet Services pays the amount of the energy industry penalty before the end of the time specified in this Energy Industry Penalty Notice, the Commission will not take relevant enforcement action in relation to the alleged energy industry contravention unless the Energy Industry Penalty Notice is withdrawn before the end of that time in accordance with section 54N of the ESC Act.

### **What can AusNet Services do in response to this Energy Industry Penalty Notice?**

9. AusNet Services can choose whether or not to pay this Energy Industry Penalty Notice. If AusNet Services chooses not to pay this Energy Industry Penalty Notice, the Commission may commence proceedings against it in the Supreme Court of Victoria in relation to the alleged contravention.
10. AusNet Services is entitled to disregard this Energy Industry Penalty Notice and to defend any proceedings in respect of the alleged contravention in the Supreme Court of Victoria.

Date of notice: 1 April 2019



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Dr Ron Ben-David  
Chairperson  
Essential Services Commission

## **SCHEDULE 1 – DETAILS OF THE CONDUCT AND ALLEGED ENERGY INDUSTRY CONTRAVENTION**

1. AusNet Services holds an electricity distribution licence issued by the commission.
2. Clause 22.1(b)(1) of the electricity distribution licence held by AusNet Services obliged AusNet Services to comply with the requirements of the Electricity Distribution Code (the Code).
3. Clause 5.5.1 of the Code provides that:

“In the case of a planned interruption, the distributor must provide each affected customer with at least 4 business days written notice of the interruption.”
4. On 18 July 2018 at 8:58 am, AusNet Services interrupted the electricity supply to the following customer’s premises without providing the customer with written notice of the interruption as required by clause 5.5.1 of the Code:
  - Customer name: [REDACTED]
  - Supply address: [REDACTED] Bass, Victoria 3991
  - NMI: [REDACTED]
5. A failure to comply with the requirements of clause 5.5.1 of the Code is a contravention of a prescribed condition of an energy licence in a prescribed circumstance under section 54F of the ESC Act, by reason of regulation 5 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic) (made under section 65 of the ESC Act), as applied by Schedule 1, Table 8, Item 1.

## Energy Industry Penalty Notice

### Section 54G of the Essential Services Commission Act 2001 (Vic)

To: AusNet Electricity Services Pty Ltd  
Level 31, 2 Southbank Boulevard  
Southbank VIC 3006

#### Energy Industry Penalty Notice number: ESC EIPN(E) 06-2019

1. This notice is dated 1 April 2019.
2. The Essential Services Commission (Commission) has reason to believe that AusNet Electricity Services Pty Ltd (ABN 91 064 651 118) (AusNet Services) has engaged in conduct that constitutes an energy industry contravention within the meaning of section 54F of the Essential Services Commission Act 2001 (Vic) (ESC Act) as detailed in schedule 1 to this Energy Industry Penalty Notice.
3. The Commission formed the belief on 27 March 2019 that AusNet Services had engaged in the conduct that constitutes the alleged energy industry contravention.
4. The amount of the energy industry penalty is \$10,000 as provided by section 54I of the ESC Act and regulation 9 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic).

#### How to pay the energy industry penalty

5. AusNet Services may pay the \$10,000 energy industry penalty by **6 May 2019**.
6. Payment of the energy industry penalty can be made by electronic funds transfer to the following account:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

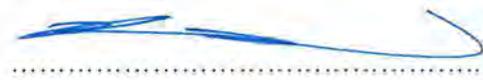
7. Please state the Energy Industry Penalty Notice number in the transaction details to assist us in matching the payment received.

8. If AusNet Services pays the amount of the energy industry penalty before the end of the time specified in this Energy Industry Penalty Notice, the Commission will not take relevant enforcement action in relation to the alleged energy industry contravention unless the Energy Industry Penalty Notice is withdrawn before the end of that time in accordance with section 54N of the ESC Act.

### **What can AusNet Services do in response to this Energy Industry Penalty Notice?**

9. AusNet Services can choose whether or not to pay this Energy Industry Penalty Notice. If AusNet Services chooses not to pay this Energy Industry Penalty Notice, the Commission may commence proceedings against it in the Supreme Court of Victoria in relation to the alleged contravention.
10. AusNet Services is entitled to disregard this Energy Industry Penalty Notice and to defend any proceedings in respect of the alleged contravention in the Supreme Court of Victoria.

Date of notice: 1 April 2019



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Dr Ron Ben-David  
Chairperson  
Essential Services Commission

## **SCHEDULE 1 – DETAILS OF THE CONDUCT AND ALLEGED ENERGY INDUSTRY CONTRAVENTION**

1. AusNet Services holds an electricity distribution licence issued by the commission.
2. Clause 22.1(b)(1) of the electricity distribution licence held by AusNet Services obliged AusNet Services to comply with the requirements of the Electricity Distribution Code (the Code).
3. Clause 5.5.1 of the Code provides that:

“In the case of a planned interruption, the distributor must provide each affected customer with at least 4 business days written notice of the interruption.”
4. On 18 July 2018 at 8:58 am, AusNet Services interrupted the electricity supply to the following customer’s premises without providing the customer with written notice of the interruption as required by clause 5.5.1 of the Code:
  - Customer name: [REDACTED]
  - Supply address: [REDACTED] Bass, Victoria 3991
  - NMI: [REDACTED]
5. A failure to comply with the requirements of clause 5.5.1 of the Code is a contravention of a prescribed condition of an energy licence in a prescribed circumstance under section 54F of the ESC Act, by reason of regulation 5 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic) (made under section 65 of the ESC Act), as applied by Schedule 1, Table 8, Item 1.

## Energy Industry Penalty Notice

### Section 54G of the Essential Services Commission Act 2001 (Vic)

To: AusNet Electricity Services Pty Ltd  
Level 31, 2 Southbank Boulevard  
Southbank VIC 3006

#### Energy Industry Penalty Notice number: ESC EIPN(E) 7-2019

1. This notice is dated 1 April 2019.
2. The Essential Services Commission (Commission) has reason to believe that AusNet Electricity Services Pty Ltd (ABN 91 064 651 118) (AusNet Services) has engaged in conduct that constitutes an energy industry contravention within the meaning of section 54F of the Essential Services Commission Act 2001 (Vic) (ESC Act) as detailed in schedule 1 to this Energy Industry Penalty Notice.
3. The Commission formed the belief on 27 March 2019 that AusNet Services had engaged in the conduct that constitutes the alleged energy industry contravention.
4. The amount of the energy industry penalty is \$10,000 as provided by section 54I of the ESC Act and regulation 9 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic).

#### How to pay the energy industry penalty

5. AusNet Services may pay the \$10,000 energy industry penalty by **6 May 2019**.
6. Payment of the energy industry penalty can be made by electronic funds transfer to the following account:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

7. Please state the Energy Industry Penalty Notice number in the transaction details to assist us in matching the payment received.

8. If AusNet Services pays the amount of the energy industry penalty before the end of the time specified in this Energy Industry Penalty Notice, the Commission will not take relevant enforcement action in relation to the alleged energy industry contravention unless the Energy Industry Penalty Notice is withdrawn before the end of that time in accordance with section 54N of the ESC Act.

### **What can AusNet Services do in response to this Energy Industry Penalty Notice?**

9. AusNet Services can choose whether or not to pay this Energy Industry Penalty Notice. If AusNet Services chooses not to pay this Energy Industry Penalty Notice, the Commission may commence proceedings against it in the Supreme Court of Victoria in relation to the alleged contravention.
10. AusNet Services is entitled to disregard this Energy Industry Penalty Notice and to defend any proceedings in respect of the alleged contravention in the Supreme Court of Victoria.

Date of notice: 1 April 2019

  
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Dr Ron Ben-David  
Chairperson  
Essential Services Commission

## **SCHEDULE 1 – DETAILS OF THE CONDUCT AND ALLEGED ENERGY INDUSTRY CONTRAVENTION**

1. AusNet Services holds an electricity distribution licence issued by the commission.
2. Clause 22.1(b)(1) of the electricity distribution licence held by AusNet Services obliged AusNet Services to comply with the requirements of the Electricity Distribution Code (the Code).
3. Clause 5.5.1 of the Code provides that:

“In the case of a planned interruption, the distributor must provide each affected customer with at least 4 business days written notice of the interruption.”
4. On 18 July 2018 at 8:58 am, AusNet Services interrupted the electricity supply to the following customer’s premises without providing the customer with written notice of the interruption as required by clause 5.5.1 of the Code:
  - Customer name: [REDACTED]
  - Supply address: [REDACTED] Glen Forbes, Victoria 3990
  - NMI: [REDACTED]
5. A failure to comply with the requirements of clause 5.5.1 of the Code is a contravention of a prescribed condition of an energy licence in a prescribed circumstance under section 54F of the ESC Act, by reason of regulation 5 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic) (made under section 65 of the ESC Act), as applied by Schedule 1, Table 8, Item 1.

## Energy Industry Penalty Notice

### Section 54G of the Essential Services Commission Act 2001 (Vic)

To: AusNet Electricity Services Pty Ltd  
Level 31, 2 Southbank Boulevard  
Southbank VIC 3006

#### Energy Industry Penalty Notice number: ESC EIPN(E) 08-2019

1. This notice is dated 1 April 2019.
2. The Essential Services Commission (Commission) has reason to believe that AusNet Electricity Services Pty Ltd (ABN 91 064 651 118) (AusNet Services) has engaged in conduct that constitutes an energy industry contravention within the meaning of section 54F of the Essential Services Commission Act 2001 (Vic) (ESC Act) as detailed in schedule 1 to this Energy Industry Penalty Notice.
3. The Commission formed the belief on 27 March 2019 that AusNet Services had engaged in the conduct that constitutes the alleged energy industry contravention.
4. The amount of the energy industry penalty is \$10,000 as provided by section 54I of the ESC Act and regulation 9 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic).

#### How to pay the energy industry penalty

5. AusNet Services may pay the \$10,000 energy industry penalty by **6 May 2019**.
6. Payment of the energy industry penalty can be made by electronic funds transfer to the following account:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

7. Please state the Energy Industry Penalty Notice number in the transaction details to assist us in matching the payment received.

8. If AusNet Services pays the amount of the energy industry penalty before the end of the time specified in this Energy Industry Penalty Notice, the Commission will not take relevant enforcement action in relation to the alleged energy industry contravention unless the Energy Industry Penalty Notice is withdrawn before the end of that time in accordance with section 54N of the ESC Act.

### **What can AusNet Services do in response to this Energy Industry Penalty Notice?**

9. AusNet Services can choose whether or not to pay this Energy Industry Penalty Notice. If AusNet Services chooses not to pay this Energy Industry Penalty Notice, the Commission may commence proceedings against it in the Supreme Court of Victoria in relation to the alleged contravention.
10. AusNet Services is entitled to disregard this Energy Industry Penalty Notice and to defend any proceedings in respect of the alleged contravention in the Supreme Court of Victoria.

Date of notice: 1 April 2019

  
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Dr Ron Ben-David  
Chairperson  
Essential Services Commission

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2. Clause 22.1(b)(1) of the electricity distribution licence held by AusNet Services obliged AusNet Services to comply with the requirements of the Electricity Distribution Code (the Code).
3. Clause 5.5.1 of the Code provides that:

“In the case of a planned interruption, the distributor must provide each affected customer with at least 4 business days written notice of the interruption.”
4. On 18 July 2018 at 8:58 am, AusNet Services interrupted the electricity supply to the following customer’s premises without providing the customer with written notice of the interruption as required by clause 5.5.1 of the Code:
  - Customer name: [REDACTED]
  - Supply address: [REDACTED] Glen Forbes, Victoria 3990
  - NMI: [REDACTED]
5. A failure to comply with the requirements of clause 5.5.1 of the Code is a contravention of a prescribed condition of an energy licence in a prescribed circumstance under section 54F of the ESC Act, by reason of regulation 5 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic) (made under section 65 of the ESC Act), as applied by Schedule 1, Table 8, Item 1.

## Energy Industry Penalty Notice

### Section 54G of the Essential Services Commission Act 2001 (Vic)

To: AusNet Electricity Services Pty Ltd  
Level 31, 2 Southbank Boulevard  
Southbank VIC 3006

#### Energy Industry Penalty Notice number: ESC EIPN(E) 09-2019

1. This notice is dated 1 April 2019.
2. The Essential Services Commission (Commission) has reason to believe that AusNet Electricity Services Pty Ltd (ABN 91 064 651 118) (AusNet Services) has engaged in conduct that constitutes an energy industry contravention within the meaning of section 54F of the Essential Services Commission Act 2001 (Vic) (ESC Act) as detailed in schedule 1 to this Energy Industry Penalty Notice.
3. The Commission formed the belief on 27 March 2019 that AusNet Services had engaged in the conduct that constitutes the alleged energy industry contravention.
4. The amount of the energy industry penalty is \$10,000 as provided by section 54I of the ESC Act and regulation 9 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic).

#### How to pay the energy industry penalty

5. AusNet Services may pay the \$10,000 energy industry penalty by **6 May 2019**.
6. Payment of the energy industry penalty can be made by electronic funds transfer to the following account:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

7. Please state the Energy Industry Penalty Notice number in the transaction details to assist us in matching the payment received.

8. If AusNet Services pays the amount of the energy industry penalty before the end of the time specified in this Energy Industry Penalty Notice, the Commission will not take relevant enforcement action in relation to the alleged energy industry contravention unless the Energy Industry Penalty Notice is withdrawn before the end of that time in accordance with section 54N of the ESC Act.

### **What can AusNet Services do in response to this Energy Industry Penalty Notice?**

9. AusNet Services can choose whether or not to pay this Energy Industry Penalty Notice. If AusNet Services chooses not to pay this Energy Industry Penalty Notice, the Commission may commence proceedings against it in the Supreme Court of Victoria in relation to the alleged contravention.
10. AusNet Services is entitled to disregard this Energy Industry Penalty Notice and to defend any proceedings in respect of the alleged contravention in the Supreme Court of Victoria.

Date of notice: 1 April 2019



Dr Ron Ben-David  
Chairperson  
Essential Services Commission

## **SCHEDULE 1 – DETAILS OF THE CONDUCT AND ALLEGED ENERGY INDUSTRY CONTRAVENTION**

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3. Clause 5.5.1 of the Code provides that:

“In the case of a planned interruption, the distributor must provide each affected customer with at least 4 business days written notice of the interruption.”
4. On 18 July 2018 at 8:58 am, AusNet Services interrupted the electricity supply to the following customer’s premises without providing the customer with written notice of the interruption as required by clause 5.5.1 of the Code:
  - Customer name: [REDACTED]
  - Supply address: [REDACTED], Bass, Victoria 3991
  - NMI: [REDACTED]
5. A failure to comply with the requirements of clause 5.5.1 of the Code is a contravention of a prescribed condition of an energy licence in a prescribed circumstance under section 54F of the ESC Act, by reason of regulation 5 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic) (made under section 65 of the ESC Act), as applied by Schedule 1, Table 8, Item 1.

## Energy Industry Penalty Notice

### Section 54G of the Essential Services Commission Act 2001 (Vic)

To: AusNet Electricity Services Pty Ltd  
Level 31, 2 Southbank Boulevard  
Southbank VIC 3006

#### Energy Industry Penalty Notice number: ESC EIPN(E) 10-2019

1. This notice is dated 1 April 2019.
2. The Essential Services Commission (Commission) has reason to believe that AusNet Electricity Services Pty Ltd (ABN 91 064 651 118) (AusNet Services) has engaged in conduct that constitutes an energy industry contravention within the meaning of section 54F of the Essential Services Commission Act 2001 (Vic) (ESC Act) as detailed in schedule 1 to this Energy Industry Penalty Notice.
3. The Commission formed the belief on 27 March 2019 that AusNet Services had engaged in the conduct that constitutes the alleged energy industry contravention.
4. The amount of the energy industry penalty is \$10,000 as provided by section 54I of the ESC Act and regulation 9 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic).

#### How to pay the energy industry penalty

5. AusNet Services may pay the \$10,000 energy industry penalty by **6 May 2019**.
6. Payment of the energy industry penalty can be made by electronic funds transfer to the following account:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

7. Please state the Energy Industry Penalty Notice number in the transaction details to assist us in matching the payment received.

8. If AusNet Services pays the amount of the energy industry penalty before the end of the time specified in this Energy Industry Penalty Notice, the Commission will not take relevant enforcement action in relation to the alleged energy industry contravention unless the Energy Industry Penalty Notice is withdrawn before the end of that time in accordance with section 54N of the ESC Act.

### **What can AusNet Services do in response to this Energy Industry Penalty Notice?**

9. AusNet Services can choose whether or not to pay this Energy Industry Penalty Notice. If AusNet Services chooses not to pay this Energy Industry Penalty Notice, the Commission may commence proceedings against it in the Supreme Court of Victoria in relation to the alleged contravention.
10. AusNet Services is entitled to disregard this Energy Industry Penalty Notice and to defend any proceedings in respect of the alleged contravention in the Supreme Court of Victoria.

Date of notice: 1 April 2019



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Dr Ron Ben-David  
Chairperson  
Essential Services Commission

## **SCHEDULE 1 – DETAILS OF THE CONDUCT AND ALLEGED ENERGY INDUSTRY CONTRAVENTION**

1. AusNet Services holds an electricity distribution licence issued by the commission.
2. Clause 22.1(b)(1) of the electricity distribution licence held by AusNet Services obliged AusNet Services to comply with the requirements of the Electricity Distribution Code (the Code).
3. Clause 5.5.1 of the Code provides that:

“In the case of a planned interruption, the distributor must provide each affected customer with at least 4 business days written notice of the interruption.”
4. On 18 July 2018 at 8:58 am, AusNet Services interrupted the electricity supply to the following customer’s premises without providing the customer with written notice of the interruption as required by clause 5.5.1 of the Code:
  - Customer name: [REDACTED]
  - Supply address: [REDACTED], Woolamai, Victoria 3995
  - NMI: [REDACTED]
5. A failure to comply with the requirements of clause 5.5.1 of the Code is a contravention of a prescribed condition of an energy licence in a prescribed circumstance under section 54F of the ESC Act, by reason of regulation 5 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic) (made under section 65 of the ESC Act), as applied by Schedule 1, Table 8, Item 1.

## Energy Industry Penalty Notice

### Section 54G of the Essential Services Commission Act 2001 (Vic)

To: AusNet Electricity Services Pty Ltd  
Level 31, 2 Southbank Boulevard  
Southbank VIC 3006

#### Energy Industry Penalty Notice number: ESC EIPN(E) 11-2019

1. This notice is dated 1 April 2019.
2. The Essential Services Commission (Commission) has reason to believe that AusNet Electricity Services Pty Ltd (ABN 91 064 651 118) (AusNet Services) has engaged in conduct that constitutes an energy industry contravention within the meaning of section 54F of the Essential Services Commission Act 2001 (Vic) (ESC Act) as detailed in schedule 1 to this Energy Industry Penalty Notice.
3. The Commission formed the belief on 27 March 2019 that AusNet Services had engaged in the conduct that constitutes the alleged energy industry contravention.
4. The amount of the energy industry penalty is \$10,000 as provided by section 54I of the ESC Act and regulation 9 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic).

#### How to pay the energy industry penalty

5. AusNet Services may pay the \$10,000 energy industry penalty by **6 May 2019**.
6. Payment of the energy industry penalty can be made by electronic funds transfer to the following account:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

7. Please state the Energy Industry Penalty Notice number in the transaction details to assist us in matching the payment received.

8. If AusNet Services pays the amount of the energy industry penalty before the end of the time specified in this Energy Industry Penalty Notice, the Commission will not take relevant enforcement action in relation to the alleged energy industry contravention unless the Energy Industry Penalty Notice is withdrawn before the end of that time in accordance with section 54N of the ESC Act.

**What can AusNet Services do in response to this Energy Industry Penalty Notice?**

9. AusNet Services can choose whether or not to pay this Energy Industry Penalty Notice. If AusNet Services chooses not to pay this Energy Industry Penalty Notice, the Commission may commence proceedings against it in the Supreme Court of Victoria in relation to the alleged contravention.
10. AusNet Services is entitled to disregard this Energy Industry Penalty Notice and to defend any proceedings in respect of the alleged contravention in the Supreme Court of Victoria.

Date of notice: 1 April 2019

  
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Dr Ron Ben-David  
Chairperson  
Essential Services Commission

## **SCHEDULE 1 – DETAILS OF THE CONDUCT AND ALLEGED ENERGY INDUSTRY CONTRAVENTION**

1. AusNet Services holds an electricity distribution licence issued by the commission.
2. Clause 22.1(b)(1) of the electricity distribution licence held by AusNet Services obliged AusNet Services to comply with the requirements of the Electricity Distribution Code (the Code).
3. Clause 5.5.1 of the Code provides that:

“In the case of a planned interruption, the distributor must provide each affected customer with at least 4 business days written notice of the interruption.”
4. On 18 July 2018 at 8:58 am, AusNet Services interrupted the electricity supply to the following customer’s premises without providing the customer with written notice of the interruption as required by clause 5.5.1 of the Code:
  - Customer name: [REDACTED]
  - Supply address: [REDACTED], Bass, Victoria 3991
  - NMI: [REDACTED]
5. A failure to comply with the requirements of clause 5.5.1 of the Code is a contravention of a prescribed condition of an energy licence in a prescribed circumstance under section 54F of the ESC Act, by reason of regulation 5 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic) (made under section 65 of the ESC Act), as applied by Schedule 1, Table 8, Item 1.

## Energy Industry Penalty Notice

### Section 54G of the Essential Services Commission Act 2001 (Vic)

To: AusNet Electricity Services Pty Ltd  
Level 31, 2 Southbank Boulevard  
Southbank VIC 3006

#### Energy Industry Penalty Notice number: ESC EIPN(E) 12-2019

1. This notice is dated 1 April 2019.
2. The Essential Services Commission (Commission) has reason to believe that AusNet Electricity Services Pty Ltd (ABN 91 064 651 118) (AusNet Services) has engaged in conduct that constitutes an energy industry contravention within the meaning of section 54F of the Essential Services Commission Act 2001 (Vic) (ESC Act) as detailed in schedule 1 to this Energy Industry Penalty Notice.
3. The Commission formed the belief on 27 March 2019 that AusNet Services had engaged in the conduct that constitutes the alleged energy industry contravention.
4. The amount of the energy industry penalty is \$10,000 as provided by section 54I of the ESC Act and regulation 9 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic).

#### How to pay the energy industry penalty

5. AusNet Services may pay the \$10,000 energy industry penalty by **6 May 2019**.
6. Payment of the energy industry penalty can be made by electronic funds transfer to the following account:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

7. Please state the Energy Industry Penalty Notice number in the transaction details to assist us in matching the payment received.

8. If AusNet Services pays the amount of the energy industry penalty before the end of the time specified in this Energy Industry Penalty Notice, the Commission will not take relevant enforcement action in relation to the alleged energy industry contravention unless the Energy Industry Penalty Notice is withdrawn before the end of that time in accordance with section 54N of the ESC Act.

**What can AusNet Services do in response to this Energy Industry Penalty Notice?**

9. AusNet Services can choose whether or not to pay this Energy Industry Penalty Notice. If AusNet Services chooses not to pay this Energy Industry Penalty Notice, the Commission may commence proceedings against it in the Supreme Court of Victoria in relation to the alleged contravention.
10. AusNet Services is entitled to disregard this Energy Industry Penalty Notice and to defend any proceedings in respect of the alleged contravention in the Supreme Court of Victoria.

Date of notice: 1 April 2019



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Dr Ron Ben-David  
Chairperson  
Essential Services Commission

## **SCHEDULE 1 – DETAILS OF THE CONDUCT AND ALLEGED ENERGY INDUSTRY CONTRAVENTION**

1. AusNet Services holds an electricity distribution licence issued by the commission.
2. Clause 22.1(b)(1) of the electricity distribution licence held by AusNet Services obliged AusNet Services to comply with the requirements of the Electricity Distribution Code (the Code).
3. Clause 5.5.1 of the Code provides that:

“In the case of a planned interruption, the distributor must provide each affected customer with at least 4 business days written notice of the interruption.”
4. On 18 July 2018 at 8:58 am, AusNet Services interrupted the electricity supply to the following customer's premises without providing the customer with written notice of the interruption as required by clause 5.5.1 of the Code:
  - Customer name: [REDACTED]
  - Supply address: [REDACTED] Woolamai, Victoria 3995
  - NMI: [REDACTED]
5. A failure to comply with the requirements of clause 5.5.1 of the Code is a contravention of a prescribed condition of an energy licence in a prescribed circumstance under section 54F of the ESC Act, by reason of regulation 5 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic) (made under section 65 of the ESC Act), as applied by Schedule 1, Table 8, Item 1.

## Energy Industry Penalty Notice

### Section 54G of the Essential Services Commission Act 2001 (Vic)

To: AusNet Electricity Services Pty Ltd  
Level 31, 2 Southbank Boulevard  
Southbank VIC 3006

#### Energy Industry Penalty Notice number: ESC EIPN(E) 13-2019

1. This notice is dated 1 April 2019.
2. The Essential Services Commission (Commission) has reason to believe that AusNet Electricity Services Pty Ltd (ABN 91 064 651 118) (AusNet Services) has engaged in conduct that constitutes an energy industry contravention within the meaning of section 54F of the Essential Services Commission Act 2001 (Vic) (ESC Act) as detailed in schedule 1 to this Energy Industry Penalty Notice.
3. The Commission formed the belief on 27 March 2019 that AusNet Services had engaged in the conduct that constitutes the alleged energy industry contravention.
4. The amount of the energy industry penalty is \$10,000 as provided by section 54I of the ESC Act and regulation 9 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic).

#### How to pay the energy industry penalty

5. AusNet Services may pay the \$10,000 energy industry penalty by **6 May 2019**.
6. Payment of the energy industry penalty can be made by electronic funds transfer to the following account:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

7. Please state the Energy Industry Penalty Notice number in the transaction details to assist us in matching the payment received.

8. If AusNet Services pays the amount of the energy industry penalty before the end of the time specified in this Energy Industry Penalty Notice, the Commission will not take relevant enforcement action in relation to the alleged energy industry contravention unless the Energy Industry Penalty Notice is withdrawn before the end of that time in accordance with section 54N of the ESC Act.

### **What can AusNet Services do in response to this Energy Industry Penalty Notice?**

9. AusNet Services can choose whether or not to pay this Energy Industry Penalty Notice. If AusNet Services chooses not to pay this Energy Industry Penalty Notice, the Commission may commence proceedings against it in the Supreme Court of Victoria in relation to the alleged contravention.
10. AusNet Services is entitled to disregard this Energy Industry Penalty Notice and to defend any proceedings in respect of the alleged contravention in the Supreme Court of Victoria.

Date of notice: 1 April 2019



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Dr Ron Ben-David  
Chairperson  
Essential Services Commission

## **SCHEDULE 1 – DETAILS OF THE CONDUCT AND ALLEGED ENERGY INDUSTRY CONTRAVENTION**

1. AusNet Services holds an electricity distribution licence issued by the commission.
2. Clause 22.1(b)(1) of the electricity distribution licence held by AusNet Services obliged AusNet Services to comply with the requirements of the Electricity Distribution Code (the Code).
3. Clause 5.5.1 of the Code provides that:

“In the case of a planned interruption, the distributor must provide each affected customer with at least 4 business days written notice of the interruption.”
4. On 18 July 2018 at 8:58 am, AusNet Services interrupted the electricity supply to the following customer’s premises without providing the customer with written notice of the interruption as required by clause 5.5.1 of the Code:
  - Customer name: [REDACTED]
  - Supply address: [REDACTED] Woolamai, Victoria 3995
  - NMI: [REDACTED]
5. A failure to comply with the requirements of clause 5.5.1 of the Code is a contravention of a prescribed condition of an energy licence in a prescribed circumstance under section 54F of the ESC Act, by reason of regulation 5 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic) (made under section 65 of the ESC Act), as applied by Schedule 1, Table 8, Item 1.

## Energy Industry Penalty Notice

### Section 54G of the Essential Services Commission Act 2001 (Vic)

To: AusNet Electricity Services Pty Ltd  
Level 31, 2 Southbank Boulevard  
Southbank VIC 3006

#### Energy Industry Penalty Notice number: ESC EIPN(E) 14-2019

1. This notice is dated 1 April 2019.
2. The Essential Services Commission (Commission) has reason to believe that AusNet Electricity Services Pty Ltd (ABN 91 064 651 118) (AusNet Services) has engaged in conduct that constitutes an energy industry contravention within the meaning of section 54F of the Essential Services Commission Act 2001 (Vic) (ESC Act) as detailed in schedule 1 to this Energy Industry Penalty Notice.
3. The Commission formed the belief on 27 March 2019 that AusNet Services had engaged in the conduct that constitutes the alleged energy industry contravention.
4. The amount of the energy industry penalty is \$10,000 as provided by section 54I of the ESC Act and regulation 9 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic).

#### How to pay the energy industry penalty

5. AusNet Services may pay the \$10,000 energy industry penalty by **6 May 2019**.
6. Payment of the energy industry penalty can be made by electronic funds transfer to the following account:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

7. Please state the Energy Industry Penalty Notice number in the transaction details to assist us in matching the payment received.

8. If AusNet Services pays the amount of the energy industry penalty before the end of the time specified in this Energy Industry Penalty Notice, the Commission will not take relevant enforcement action in relation to the alleged energy industry contravention unless the Energy Industry Penalty Notice is withdrawn before the end of that time in accordance with section 54N of the ESC Act.

**What can AusNet Services do in response to this Energy Industry Penalty Notice?**

9. AusNet Services can choose whether or not to pay this Energy Industry Penalty Notice. If AusNet Services chooses not to pay this Energy Industry Penalty Notice, the Commission may commence proceedings against it in the Supreme Court of Victoria in relation to the alleged contravention.
10. AusNet Services is entitled to disregard this Energy Industry Penalty Notice and to defend any proceedings in respect of the alleged contravention in the Supreme Court of Victoria.

Date of notice: 1 April 2019

  
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Dr Ron Ben-David  
Chairperson  
Essential Services Commission

## **SCHEDULE 1 – DETAILS OF THE CONDUCT AND ALLEGED ENERGY INDUSTRY CONTRAVENTION**

1. AusNet Services holds an electricity distribution licence issued by the commission.
2. Clause 22.1(b)(1) of the electricity distribution licence held by AusNet Services obliged AusNet Services to comply with the requirements of the Electricity Distribution Code (the Code).
3. Clause 5.5.1 of the Code provides that:

"In the case of a planned interruption, the distributor must provide each affected customer with at least 4 business days written notice of the interruption."
4. On 18 July 2018 at 8:58 am, AusNet Services interrupted the electricity supply to the following customer's premises without providing the customer with written notice of the interruption as required by clause 5.5.1 of the Code:
  - Customer name: [REDACTED]
  - Supply address: [REDACTED] Bass, Victoria 3991
  - NMI: [REDACTED]
5. A failure to comply with the requirements of clause 5.5.1 of the Code is a contravention of a prescribed condition of an energy licence in a prescribed circumstance under section 54F of the ESC Act, by reason of regulation 5 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic) (made under section 65 of the ESC Act), as applied by Schedule 1, Table 8, Item 1.

## Energy Industry Penalty Notice

### Section 54G of the Essential Services Commission Act 2001 (Vic)

To: AusNet Electricity Services Pty Ltd  
Level 31, 2 Southbank Boulevard  
Southbank VIC 3006

#### Energy Industry Penalty Notice number: ESC EIPN(E) 15-2019

1. This notice is dated 1 April 2019.
2. The Essential Services Commission (Commission) has reason to believe that AusNet Electricity Services Pty Ltd (ABN 91 064 651 118) (AusNet Services) has engaged in conduct that constitutes an energy industry contravention within the meaning of section 54F of the Essential Services Commission Act 2001 (Vic) (ESC Act) as detailed in schedule 1 to this Energy Industry Penalty Notice.
3. The Commission formed the belief on 27 March 2019 that AusNet Services had engaged in the conduct that constitutes the alleged energy industry contravention.
4. The amount of the energy industry penalty is \$10,000 as provided by section 54I of the ESC Act and regulation 9 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic).

#### How to pay the energy industry penalty

5. AusNet Services may pay the \$10,000 energy industry penalty by **6 May 2019**.
6. Payment of the energy industry penalty can be made by electronic funds transfer to the following account:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

7. Please state the Energy Industry Penalty Notice number in the transaction details to assist us in matching the payment received.

8. If AusNet Services pays the amount of the energy industry penalty before the end of the time specified in this Energy Industry Penalty Notice, the Commission will not take relevant enforcement action in relation to the alleged energy industry contravention unless the Energy Industry Penalty Notice is withdrawn before the end of that time in accordance with section 54N of the ESC Act.

### **What can AusNet Services do in response to this Energy Industry Penalty Notice?**

9. AusNet Services can choose whether or not to pay this Energy Industry Penalty Notice. If AusNet Services chooses not to pay this Energy Industry Penalty Notice, the Commission may commence proceedings against it in the Supreme Court of Victoria in relation to the alleged contravention.
10. AusNet Services is entitled to disregard this Energy Industry Penalty Notice and to defend any proceedings in respect of the alleged contravention in the Supreme Court of Victoria.

Date of notice: 1 April 2019

  
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Dr Ron Ben-David  
Chairperson  
Essential Services Commission

## **SCHEDULE 1 – DETAILS OF THE CONDUCT AND ALLEGED ENERGY INDUSTRY CONTRAVENTION**

1. AusNet Services holds an electricity distribution licence issued by the commission.
2. Clause 22.1(b)(1) of the electricity distribution licence held by AusNet Services obliged AusNet Services to comply with the requirements of the Electricity Distribution Code (the Code).
3. Clause 5.5.1 of the Code provides that:

“In the case of a planned interruption, the distributor must provide each affected customer with at least 4 business days written notice of the interruption.”
4. On 18 July 2018 at 8:58 am, AusNet Services interrupted the electricity supply to the following customer’s premises without providing the customer with written notice of the interruption as required by clause 5.5.1 of the Code:
  - Customer name: [REDACTED]
  - Supply address: [REDACTED] Bass, Victoria 3991
  - NMI: [REDACTED]
5. A failure to comply with the requirements of clause 5.5.1 of the Code is a contravention of a prescribed condition of an energy licence in a prescribed circumstance under section 54F of the ESC Act, by reason of regulation 5 of the Essential Services Commission (Energy Industry Penalty Regime) Regulations 2016 (Vic) (made under section 65 of the ESC Act), as applied by Schedule 1, Table 8, Item 1.