



**ELECTRICITY INDUSTRY ACT 2000
APPLICATION FOR ELECTRICITY WHOLESALE LICENCE**

**PowerSync Pty Ltd
ACN 659 156 680**

RECORD OF DECISION

9 April 2024

SUMMARY

Pursuant to the provisions of section 19(1) of the Electricity Industry Act 2000 (Vic) (Industry Act) the Essential Services Commission (the commission) has granted PowerSync Pty Ltd (ACN 659 156 680) (PowerSync) a licence to sell electricity, generated from small generating units, through the wholesale electricity market.

BACKGROUND

Section 16(1) of the Industry Act provides that a person must not engage in the generation of electricity for supply or sale or the transmission, distribution, supply or sale of electricity unless the person :

- (a) is the holder of a licence authorising the relevant activity;
- (b) is exempted from the requirement to obtain a licence in respect of the relevant activity; or
- (c) is the holder of a trial waiver in respect of the relevant activity.

Section 18(1) of the Industry Act relevantly provides that a person may apply to the commission for a licence authorising the person to sell electricity (under subsection (1)(d)).

On 1 December 2023, PowerSync applied to the commission for a licence authorising it to sell electricity, generated from small generating units, through the wholesale electricity market.

Consistent with the requirements of the commission's licence application form and 'Guideline: Applications for electricity and gas industry licences', PowerSync provided the commission with necessary documentation supporting the application.

On 8 February 2024, the commission published a copy of the application, and invited interested parties to make submissions in respect of the application. The commission did not receive any submissions regarding the application.

CONSIDERATION OF THE APPLICATION

Section 19(1) of the Industry Act provides that the commission may grant or refuse the application for any reason it considers appropriate, having regard to the objectives of the commission under the provisions of the Industry Act and the Essential Services Commission Act 2001 (Vic) (Commission Act).

DECISION

The commission is satisfied that:

- PowerSync has the technical capacity to comply with the conditions of the licence to be granted; and
- PowerSync is a fit and proper person to hold a licence to sell electricity generated at small generating units through the wholesale electricity market.

In accordance with Section 19(1) of the Industry Act, and having regard to its objectives under the Commission Act and the Industry Act, the commission has decided to grant PowerSync a wholesale licence to sell electricity generated from small generating units through the wholesale electricity market.

**THE COMMON SEAL
of the ESSENTIAL
SERVICES COMMISSION**
was affixed pursuant to the
authority of the commission
on 11 April 2024

)
)
)
)
)



Suresh Bhojani
Acting Chairperson