



**ELECTRICITY INDUSTRY ACT 2000
APPLICATION FOR ELECTRICITY GENERATION AND SALE LICENCE**

Ryan Corner Development Pty Ltd (ACN 130 542 915)

RECORD OF DECISION

15 December 2023

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 Ryan Corner Development Pty Ltd (ACN 130 542 915) a licence to generate electricity for supply or sale, and to sell electricity at the Ryan Corner Wind Farm located in the vicinity of Port Fairy, Victoria, 3284, with a nameplate capacity of 218.4 MW.

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 provides that a person may apply to the commission for a licence authorising the person to generate electricity for supply or sale and to sell electricity (under subsections (1)(a) and (d)).

On 28 June 2023, Ryan Corner Development Pty Ltd submitted an application to the commission for a licence authorising it to generate electricity for supply or sale, and to sell electricity to the wholesale electricity market.

Consistent with the requirements of the commission's electricity generation licence application form and 'Guideline: Applications for electricity and gas industry licences', Ryan Corner Development Pty Ltd provided the commission with necessary documentation supporting the application.

On 26 October 2023, 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:

- Ryan Corner Development Pty Ltd has the technical capacity to comply with the conditions of the licence to be granted; and
- Ryan Corner Development Pty Ltd is a fit and proper person to hold a licence to generate electricity for supply or sale, and to sell electricity in Victoria.

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 Ryan Corner Development Pty Ltd a licence to generate electricity for supply or sale, and to sell electricity. The authorisation granted by the licence is limited to the generation of electricity at the Ryan Corner Wind Farm located in the vicinity of Port Fairy, Victoria 3284 for supply and sale through the wholesale electricity market.

**THE COMMON SEAL
of the ESSENTIAL
SERVICES COMMISSION**
was affixed pursuant to the
authority of the commission
on 20 December 2023

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Kate Symons
Chairperson