



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

**Sustainable Energy Infrastructure Pty Ltd
(ACN 625 686 651) as trustee for the Sustainable
Energy Infrastructure Trust (ABN 50 746 683 694)**

RECORD OF DECISION

14 May 2020

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 Sustainable Energy Infrastructure Pty Ltd (ACN 625 686 651) (SEI) as trustee for the Sustainable Energy Infrastructure Trust (ABN 50 746 683 694) a licence to generate electricity for supply or sale, and to sell electricity at the:

- (i) natural gas fuelled turbine coupled to a waste heat recovery steam generator located at 471 Kororoit Creek Road, Altona, Victoria (the Qenos Facility); and
- (ii) biogas generation facility located at 160 South Road, Werribee, Victoria (the Melbourne Water Facility)

BACKGROUND

Requirement to obtain a Licence

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 is:

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

Entitlement to apply for a Licence

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.

The applicant

On 6 March 2019, SEI submitted an application to the commission for a licence authorising it to generate electricity for supply or sale, and to sell electricity.

The application

Consistent with the requirements of the commission's 'Guide to Applications for Electricity Industry and Gas Industry Licences', SEI provided the commission with comprehensive documentation supporting the application.

In particular, SEI presented information to provide assurance concerning its technical capacity.

On 27 May 2019, 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:

- SEI has the technical capacity to comply with the conditions of the licence to be granted; and
- SEI 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 SEI a licence to generate electricity for supply or sale, and to sell electricity. This authorisation granted by the licence is limited to the generation of electricity at the:

- (i) natural gas fuelled turbine coupled to a waste heat recovery steam generator located at 471 Kororoit Creek Road, Altona, Victoria (the Qenos Facility); and
- (ii) biogas generation facility located at 160 South Road, Werribee, Victoria (the Melbourne Water Facility)

**THE COMMON SEAL
of THE ESSENTIAL
SERVICES COMMISSION**
was affixed pursuant to the
authority of the commission
on 15 May 2020

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Kate Symons
Chairperson