



*ELECTRICITY INDUSTRY ACT 2000*  
APPLICATION FOR ELECTRICITY RETAIL LICENCE

**MTA Energy Pty Ltd**  
**(ACN 622 895 274)**

**RECORD OF DECISION**

**10 February 2021**

## **SUMMARY**

In accordance with the provisions of section 19(1) of the Electricity Industry Act 2000 (Vic) (Industry Act) the Essential Services Commission (the commission) has granted MTA Energy Pty Ltd (ACN 622 895 274) a licence to sell electricity by retail to medium and large business customers in Victoria.

## **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 sell electricity by retail.

### ***The applicant***

On 18 August 2020, MTA Energy submitted an application to the commission for a licence authorising it to sell electricity by retail.

### ***The application***

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

MTA Energy presented information to provide assurance concerning its technical capacity and financial viability.

On 23 November 2020, 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 Electricity Industry Act 2000 and the Essential Services Commission Act 2001.

## DECISION

The commission is satisfied that MTA Energy:

- has the technical capacity to comply with the conditions of the licence to be granted,
- has the financial resources to sustainably operate the proposed business in compliance with the conditions of the licence, and
- is a fit and proper person to hold a licence to sell electricity in Victoria.

In accordance with Section 19(1) of the Industry Act, and having regard to its objectives under the Essential Services Commission Act 2001 and the Electricity Industry Act 2000, the commission has decided to grant MTA Energy a licence to sell electricity by retail in Victoria, subject to conditions specified in the licence. The authorisation granted by the licence does not permit the sale of electricity through the wholesale market. The licence authorises the sale of electricity to medium and large business customers only.

**THE COMMON SEAL**  
**of the ESSENTIAL**  
**SERVICES COMMISSION**  
was affixed pursuant to the  
authority of the Commission  
on 10 February 2021

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Kate Symons  
Chairperson

