



ELECTRICITY INDUSTRY ACT 2000
VARIATION OF ELECTRICITY RETAIL LICENCE

SmartestEnergy Australia Pty Ltd
(ACN 632 313 029)

RECORD OF DECISION

22 September 2021

SUMMARY

Pursuant to the provisions of section 29(1)(b) of the Electricity Industry Act 2000 (Vic) (Industry Act), the Essential Services Commission (the commission) has varied the retail licence issued to SmartestEnergy Australia Pty Ltd (ACN 632 313 029). The variation includes authorising the sale of electricity to all customers except residential customers and to customers in embedded networks where it is the financially responsible retailer for the child connection point, and to make additional amendments of an administrative or consequential nature.

BACKGROUND

On 7 October 2020, the commission granted SmartestEnergy Australia Pty Ltd an electricity retail licence which authorised the sale of electricity to small and medium business customers and prohibited the sale of electricity to customers in embedded networks.

On 30 August 2021, SmartestEnergy Australia Pty Ltd requested to vary its licence to authorise the sale of electricity to all customers except residential customers and customers in embedded networks where it is the financially responsible retailer of the child connection point.

CONSIDERATION OF THE VARIATION REQUEST

Section 29(1)(b) of the Industry Act provides that the commission and a licensee may vary a licence by agreement. In circumstances where the variation will increase the scope of customers that may be retailed electricity under the licence, the commission considers the licensee's technical capacity to meet the conditions of the licence and its financial viability.

DECISION

The commission has decided, pursuant to 29(1)(b) of the Industry Act, to vary by agreement, the electricity retail licence issued to SmartestEnergy Australia Pty Ltd. The variation includes authorising SmartestEnergy Australia Pty Ltd to sell electricity to all customers except residential customers and to customers in embedded networks where it is the financially responsible retailer for the child connection point, and to make additional amendments of an administrative or consequential nature.

**THE COMMON SEAL
of the ESSENTIAL
SERVICES COMMISSION**
was affixed pursuant to the
authority of the Commission
on **22 September 2021**

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Kate Symons
Chairperson

