

Our Ref: #16,795,171
Contact Officer: Krystle Roche
Contact Phone: [REDACTED]

26 August 2024

Mr Ben Gallet
Group Facilities Manager
Eureka Village Management Pty Ltd
Level 4, 120 Edward Street
Brisbane QLD 4000

By email: [REDACTED]
cc: [REDACTED]

Dear Mr Gallet

Re: Notice of Acceptance of eligibility to register a network exemption – Eureka Village Management Pty Ltd – Eureka New Horizons Villas Earlville

I refer to the application by Eureka Village Management Pty Ltd (**Eureka**) for eligibility to register network exemptions under the requirements of clause 4.9 of the Network Service Provider Registration Exemption Guideline (**Network Exemptions Guideline**) to create an embedded network at 60-66 Ishmael Road, Earlville, Queensland, 4870.

I am writing to inform you that Eureka's application satisfactorily addresses the requirements of clause 4.9 of the Network Exemptions Guideline. We therefore issue this Notice of Acceptance effective from 26 August 2024 and confirm that Eureka is now eligible to register the relevant network exemption for publication on the AER's public register of exemptions.

Eligibility for exemption in relation to conversions of existing networks

In accordance with condition 4.1.12.1 of the Network Exemptions Guideline, an embedded/private network must not be created without the express written consent of existing energy consumers who will be included within the proposed network (affected energy consumers).¹ Parties intending to create such a network without the written consent of all affected energy consumers must meet

¹ This condition applies wherever an exempt customer is eligible under State or Territory legislation to purchase energy from a retailer of their choice.

the requirements stipulated in clause 4.9 of the Network Exemptions Guideline to be eligible for network exemption.

In addition, clause 4.9.7 stipulates that a network must not be converted until the effective date specified in this notice.

Parties who are issued with a Notice of Acceptance are eligible to register and hold network exemptions for the network at that particular site according to the appropriate activity class. Activity classes are detailed under Section 3 of the Network Exemptions Guideline and are subject to the further conditions detailed in Section 4 of the Network Exemptions Guideline.

Failure to observe the conditions of exemption may render an exemption invalid. Owning, controlling or operating a network without registration with the Australian Energy Market Operator or holding a valid exemption from the AER constitutes a breach of section 11(2) of the National Electricity Law.

Additional conditions applicable to the network exemption class(es) registered

In addition to the conditions usually applicable to the network exemption class(es) held in relation to the embedded network at this site, Eureka must also comply with the conditions of clause 4.9 of the Network Exemptions Guideline. These conditions concern:

- retaining consent records for a period of at least 2 years;
- facilitating the continuation of a customer's energy contract with their current retailer;
- maintaining a customer's direct connection to the registered distributor;
- offer matching;
- avoidance of duplicated network charges;
- liability of the costs of metering/network changes; and
- the ability of metering arrangements to allow for access to retail competition.

For the full list of conditions, please refer to the [Network Exemptions Guideline](#).

If you have any further queries, or would like to discuss this further, please contact Krystle Roche on [REDACTED]

Yours sincerely

[REDACTED]

Mila Sudarsono
Director
Compliance and Enforcement

Sent by email on: 26.08.2024