

Our Ref: 64462  
Contact Officer: Marie Dalins  
Contact Phone: 03 9290 1893

4 November 2019

Mark Yates  
Chief Executive Officer  
YES Energy (SA)  
PO Box 677  
Renmark, SA, 5341

By email: [mark@yateselectrical.com](mailto:mark@yateselectrical.com)  
Cc: [connor@compliancequarter.com.au](mailto:connor@compliancequarter.com.au)

Dear Mr Yates

**YES Energy (SA) Pty Ltd application for electricity retailer authorisation**

Pursuant to the delegation given to me by the Australian Energy Regulator (AER), I have assessed YES Energy (SA) Pty Ltd.'s (YES Energy's) application for an electricity retailer authorisation and am satisfied that it complies with the requirements of s.92 of the National Energy Retail Law (Retail Law).

I advise that YES Energy's application for electricity retailer authorisation is approved.

The AER must grant an application for a retailer authorisation if an applicant has satisfied the entry criteria:

- a) the organisational and technical capacity criterion—the applicant must have the necessary organisational and technical capacity to meet the obligations of a retailer;
- b) the financial resources criterion—the applicant must have resources or access to resources so that it will have the financial viability and financial capacity to meet the obligations of a retailer; and
- c) the suitability criterion—the applicant must be a suitable person to hold a retailer authorisation.<sup>6</sup>

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<sup>6</sup> Retail Law, s. 90(1).

In making its decision the AER is guided by the objective of the Retail Law.<sup>7</sup> The AER's decision is also informed by the assessment approach outlined in the AER's Retailer Authorisation Guideline. The AER consulted on YES Energy's application and did not receive any submissions.<sup>8</sup>

The AER considers that YES Energy has demonstrated its capacity and suitability to operate as an energy retailer under the Retail Law. YES Energy is therefore authorised to sell electricity under the Retail Law, as it is adopted in each participating jurisdiction (identification number: E19012). Please note this letter constitutes the AER issuing YES Energy electricity retailer authorisation under s. 96 of the Retail Law.

The AER will publish a notice about YES Energy's retailer authorisation on its website,<sup>9</sup> and its details will also appear on the AER's public register of authorised retailers (on the AER's website).<sup>10</sup>

As an authorised retailer, under section 43(2) of the Retail Law, a retailer must, within three months of being granted a retailer authorisation, develop a customer hardship policy and submit it to the AER for approval. I note that your authorisation application contained a hardship policy. Please confirm whether you are seeking the AER's approval of this hardship policy.

If you have any further queries, or would like to discuss this further, please contact Marie Dalins on 03 9290 1893.

Yours sincerely



Sarah Proudfoot  
General Manager | Consumers and Markets Branch

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<sup>7</sup> The national energy retail objective is to 'promote efficient investment in and efficient operation and use of energy services for the long term interests of energy consumers with respect to price, quality, safety, reliability and security of supply of energy' (Retail Law, s.13).

<sup>8</sup> Retail Law, s.91.

<sup>9</sup> Retail Law, s.96(2)(b),

<sup>10</sup> Retail Law, s.119.