

Level 17, Casselden
2 Lonsdale Street
Melbourne VIC 3001
GPO Box 520
Tel: (03) 9290 1444
Fax: (03) 9290 1457
www.aer.gov.au

Our Ref: 201848
Contact Officer: Susan Faulbaum
Contact Phone: (08) 8213 3463

8 February 2021

Garry Hendrix
Senior Engineer, Sustainability & Technical Services
Level 11/ 8 Exhibition Street
Melbourne VIC 3001

By email: GHendrix@ispt.net.au CC: compliance@energyintel.com.au

Dear Mr Hendrix

Notice of Acceptance of eligibility to register network exemption – ISPT Pty Ltd (Southgate Shopping Centre) – 124 Corner Princes Highway and Port Hacking Road Sylvania, NSW

I refer to ISPT Pty Ltd (Southgate Shopping Centre) application for eligibility to register network exemptions under the requirements of section 4.9 of the Network Service Provider Registration Exemption Guideline (Network Exemption Guideline) to create an embedded network at 124 Corner Princes Highway and Port Hacking Road Sylvania, NSW 2224.

I am writing to inform you that ISPT Pty Ltd's application satisfactorily addresses the requirements of section 4.9 of the Network Exemption Guideline. We therefore issue this Notice of Acceptance effective from 5 February 2021 and confirm that ISPT Pty Ltd is now eligible to register the relevant network exemptions for publication on the Australian Energy Regulator's (AER) 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 Exemption 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

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

consumers must meet the requirements stipulated in section 4.9 of the Network Exemption Guideline to be eligible for network exemption.

In addition, section 4.9.7 of the Network Exemption Guideline 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 under section 4.9 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 Exemption Guideline and are subject to the further conditions detailed in section 4 of the Network Exemption 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 (AEMO) 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, the Applicant must also comply with the conditions of section 4.9 of the 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 refer to the Guideline.

If you have any further queries, or would like to discuss this further, please contact Trinas Pitsakos on (03) 9290 1905.

Yours sincerely

Susan Faulbaum

A handwritten signature in black ink, appearing to read "Faulbaum", with a large, stylized initial "F" that loops back into the first name.

Director, Consumers and Markets

Sent by email on: 8.02.2021