

Our Ref: 48313
Your Ref:
Contact Officer: Susan Faulbaum
Contact Phone: (08) 8213 3643

29 June 2012

Stewart Jackson
Legal Counsel
Blue NRG Pty. Ltd.
Level 1, 731 Whitehorse Rd
Mont Albert VIC 3127

Dear Mr. Jackson

Blue NRG Pty Ltd application for electricity retailer authorisation

I am writing to inform you that the Australian Energy Regulator (AER) has decided to grant Blue NRG's application for an electricity retailer authorisation in accordance with s.92 of the National Energy Retail Law (Retail Law).

Once the AER receives an application it must publish it on its website and seek submissions from interested parties—it must also consider these submissions in making its decision on whether to grant a retailer authorisation.¹ The AER did not receive any submissions in response to Blue NRG's application for electricity retailer authorisation.

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;
- c) the suitability criterion—the applicant must be a suitable person to hold a retailer authorisation.²

On 29 June 2012, the AER considered Blue NRG's application for electricity retailer authorisation. In making its decision the AER is guided by the objective of the Retail Law.³

¹ Retail Law, s. 91.

² Retail Law, s. 90(1).

The AER's decision is also informed by the assessment approach outlined in the AER's *Retail authorisation guideline*.

The AER considered that Blue NRG has demonstrated its capacity and suitability to operate as an energy retailer under the Retail Law. Blue NRG is therefore authorised to sell electricity under the Retail Law, as and when it is adopted in each participating jurisdiction.

Please note that this letter constitutes the AER issuing Blue NRG's electricity retailer authorisation under s. 96 of the Retail Law. Blue NRG's electricity retailer authorisation identification number is **E12046**.

The AER will publish a notice about Blue NRG's retailer authorisation on its website,⁴ and Blue NRG's details will also appear on the AER's public register of authorised retailers (on the AER's website).⁵

If you have any further queries, or would like to discuss this further, please contact Susan Faulbaum on (08) 8213 3463.

Yours sincerely



Andrew Reeves
Chair

³ 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).

⁴ Retail Law, s. 96(2)(b).

⁵ Retail Law, s. 119.