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Our Ref: 201847  
Contact Officer: Donna Bennetts  
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31 March 2021

Garry Hendrix  
ISPT Pty Ltd  
Level 11, 8 Exhibition Street  
Melbourne VIC 3000

By email: [GHendrix@ispt.net.au](mailto:GHendrix@ispt.net.au)

cc: [compliance@energyintel.com.au](mailto:compliance@energyintel.com.au)

Dear Mr Hendrix,

**Notice of Acceptance of eligibility to register network exemption – ISPT Pty Ltd – St Clair Village – 40B Cheltenham Road, St Clair SA 5011**

I refer to ISPT Pty Ltd's application for eligibility to register network exemptions under the requirements of clause 4.9 of the Network Service Provider Registration Exemption Guideline (the guideline) to create an embedded network at St Claire Village Shopping Centre, 40B Cheltenham Road, St Clair SA 5011.

I am writing to inform you that ISPT Pty Ltd's application satisfactorily addresses the requirements of clause 4.9 of the guideline. We therefore issue this Notice of Acceptance effective from 31 March 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 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 embedded network (affected energy consumers).<sup>1</sup> Parties intending to create such a network without the written consent of all affected energy consumers must meet the requirements stipulated in clause 4.9 of the guideline to be eligible for network exemption.

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

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

Parties who are issued with a Notice of Acceptance under clause 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 clause 3 of the guideline and are subject to the further conditions detailed in clause 4 of the 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 clause 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 Donna Bennetts on (03) 9910 9567.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Susan Faulbaum', with a stylized circular flourish at the beginning.

Susan Faulbaum

Director, Consumers and Markets