

Our Ref: 64597  
Contact Officer: Susan Faulbaum  
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26 February 2019

Mr Alex Fleming  
General Manager, Legal & Regulatory  
Sumo Gas Pty Ltd  
Suite 103, 41 Cecil Street  
South Melbourne 3205

By email: [afleming@sumo.com.au](mailto:afleming@sumo.com.au)

Dear Mr Fleming

### **Sumo Gas Pty Ltd application for gas retailer authorisation**

On 26 February 2019, the Australian Energy Regulator (AER) considered and approved Sumo Gas Pty Ltd.'s (**Sumo Gas's**) application for a gas retailer authorisation in accordance with s.92 of the National Energy Retail Law (Retail Law).

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>8</sup>

In making its decision the AER is guided by the objective of the Retail Law.<sup>9</sup> The AER's decision is also informed by the assessment approach outlined in the AER's Retailer Authorisation Guideline. The AER consulted on Sumo Gas's application and did not receive any submissions.<sup>10</sup>

The AER considers that Sumo Gas has demonstrated its capacity and suitability to operate as an energy retailer under the Retail Law. Sumo Gas is therefore authorised to sell gas under

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<sup>8</sup> Retail Law, s. 90(1).

<sup>9</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>10</sup> Retail Law, s.91.

the Retail Law, as it is adopted in each participating jurisdiction (identification number: **G19001**). Please note this letter constitutes the AER issuing Sumo Gas's gas retailer authorisation under s. 96 of the Retail Law.

The AER will publish a notice about Sumo Gas's retailer authorisation on its website,<sup>11</sup> and its details will also appear on the AER's public register of authorised retailers (on the AER's website).<sup>12</sup>

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

Yours sincerely



Angela Bourke  
A/g General Manager | Consumers and Markets Branch

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<sup>11</sup> Retail Law, s.96(2)(b).

<sup>12</sup> Retail Law, s.119.