

**APPLICATION FORM FOR
THE ISSUE OF AN
ELECTRICITY
GENERATION LICENCE BY
THE
ESSENTIAL SERVICES
COMMISSION OF SA
UNDER THE *ELECTRICITY*
*ACT 1996***

July 2012

ELECTRICITY

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INFORMATION FOR APPLICANTS BEFORE FILLING OUT THIS FORM

Purpose of this form

This form is to be completed by persons making application to the Essential Services Commission of South Australia (the Commission) for the issue of a licence to authorise electricity generation operations in the electricity supply industry in South Australia.

The Commission can also consider joint applications from two or more persons who wish to hold a licence jointly. Persons making joint applications must ensure that each of the applicants completes a separate application form, together with a covering letter explaining that the application is for a licence to be jointly held.

Generation operations which require a licence

Section 15(2)(a) of the *Electricity Act 1996* (the Act) is explicit in that it requires a person that carries on the operation of the generation of electricity to hold a licence. This requirement applies to all generators with the exception of a generator that can rely on:

- (1) one of the statutory exemptions specified in the *Electricity (General) Regulations 1997* (Regulations) outlined below;
- (2) an individual exemption issued by the Commission (with the approval of the Minister) pursuant to section 80(1) of the Act; or
- (3) an exemption made by Governor under a regulation pursuant to section 98(2)(e) of the Act.

Pursuant to Regulations 6(1) and (2), the following generators are exempt from the requirement to hold a generation licence:

- ▲ a generator whose generating plant has a rated nameplate output of 100kVA or less;
- ▲ a generator that does not supply electricity for reward to or by means of a transmission or distribution network;
- ▲ a generator that generates electricity for the sole consumption of that generator or a designated body (such bodies must be designated by the Minister¹); or
- ▲ a generator that generates electricity for a person at a premises occupied or used by the person as a tenant or licensee (whether directly or indirectly) of the generator (or a designated body) where that person is not charged for the supply of electricity except by a licensed retailer/generator or as an unspecified part of rent or charges for the occupation or use of the premises.

It is important for generators (or proposed generators) to carefully consider whether they can rely on a statutory exemption from the requirement to be licensed. If the reliance on a statutory exemption is queried by the Commission, the onus to provide evidence that a particular exemption can be relied upon is on the relevant generator.

¹ To date, the Minister for Energy and Resources has not designated any bodies for the purposes of Regulations 6(1).

In addition, in the event that the operations of a generator change so that it can no longer rely on one of the three exemptions specified above, it will need to apply to the Commission for a generation licence immediately in order to continue those operations.

Basis for this form

Section 16(1)(a) of the Act provides that an application for the issue of a licence must be made to the Commission in a form approved by the Commission. This is the form approved by the Commission.

Prior reading

It is essential that licence applicants read the Commission's Advisory Bulletin No 4 – *"Licensing Arrangements for the Electricity and Gas Supply Industries"* before they fill out this form. This Bulletin is available on the Commission website www.escosa.sa.gov.au under electricity/licensing.

Use of this form and applicant's responsibilities

An application for a licence may be made by any legal person including, without limitation, individuals, partnerships, incorporated associations, unit and other forms of trusts and corporations. Entities that are not a legal person (for example, an unincorporated joint venture) cannot apply for a licence.

For the purpose of this application form, reference to the term "Officer" include the applicant's directors and secretary, and other persons who make or participate in making decisions that affect a substantial part of the business of the applicant (e.g. Chief Executive Officer, Chief Financial Officer, General Manager etc.).

Applicants should list the information requested in the spaces provided in this form and enclose additional information when required. Applicants must take all reasonable steps to ensure the information provided in the application form is complete, true and correct and are required to make a declaration to that effect in the application form. Failure to disclose information or misrepresent any matter relevant to such information may result in a licence not being issued or in the suspension or cancellation of a licence at a later time.

Applicants are responsible for providing the Commission with current, accurate and relevant documentation. This will ensure that the application is processed promptly and without delay. All applications are assessed on a case-by-case basis. If insufficient information is provided with an application, the Commission will request additional information to be submitted before the application is considered further.

Licence conditions

Sections 21(1) and 22 of the Act requires the Commission to place certain mandatory conditions in generation licences. The Commission strongly recommends that applicants review these mandatory conditions. Applicants must be familiar with the relevant conditions and confident that they can comply with the conditions.

Special licence conditions for wind generation licensees

Applicants for a wind generation licence should also familiarise themselves with the *Commission's Statement of Principles for Wind Licensing*.² The key special licence conditions that are to be imposed on wind generation licensees as a result of the Statement of Principles are summarised below.

Fault Ride-Through Capability

1. Each generating unit which the licensee is authorized to operate under this licence must comply with:
 - (a) the automatic access standards for generating system response to disturbances following contingency events specified in clause S5.2.5.5(b)(1) of the NER; and
 - (b) subject to clause 2, the automatic access standards for generating system response to disturbances following contingency events specified in clause S5.2.5.5(b)(2) of the NER; and
 - (c) subject to clause 3, the automatic access standards for generating system response to voltage disturbances specified in clause S5.2.5.4 of the NER.
2. The licensee is not required to comply with clause 1(b) in respect of a generating unit which the Licensee is authorized to operate under this licence where:
 - (a) the minimum access standard requirements specified in clause S5.2.5.5(c)(2) of the NER in relation to generating system response to disturbances following contingency events; and
 - (b) the requirements of clauses S5.2.5.5(d), (e) and (f) of the NER are satisfied in respect of that generating unit.
3. The licensee is not required to comply with clause 1(c) in respect of a generating unit which the licensee is authorized to operate under this licence where:
 - (a) AEMO and the relevant network service provider have agreed, pursuant to clause 5.2.5.4(c)(3) of the NER, that there would be no material adverse impact on the quality of supply to other network users or of power system security as a result of that non-compliance; and
 - (b) The requirements of clauses S5.2.5.4(c), (d), (e) and (f) of the NER are otherwise satisfied in respect of that generating unit.

Reactive Power Capability

1. The electricity generating plant operated by the licensee must at all times be capable of continuous operation at a power factor of between 0.93 leading and 0.93 lagging at real power outputs exceeding 5 MW at the connection point.
2. The electricity generating plant operated by the licensee must at all times be capable of providing:
 - (a) subject to clause 4(b), at least 50% of the reactive power required to meet the power factor referred to in clause 1 on a dynamically variable basis; and
 - (b) the balance of the reactive power required to meet the power factor referred to in clause 1 on a non-dynamic basis.

² Statement of Wind Principles can be found at <http://www.escosa.sa.gov.au/library/100430-LicenceConditionsWindGenerators-FinalDecision.pdf>.

3. At generation levels below full rated output the electricity generating plant operated by the licensee must be capable of:
 - (a) absorbing reactive power at a level at least pro-rata to that of full output; and
 - (b) delivering reactive power at a level at least pro-rata to that of full output.
4. For the purposes of clause 2(a):
 - (a) dynamically variable means continuous modulation of the reactive power output over its range, with an initial response time or dead time < 200 milliseconds and a rise time (as defined in clause S5.2.5.13 of the NER) < 1 second following a voltage disturbance on the network; and
 - (b) for a period of ≤ 2 seconds on any single occasion, a short-term overload capability may be used to meet the 50% requirement, provided that use of that short-term overload does not cause a breach of any other licence condition.
5. The reactive power capability of the electricity generating plant operated by the licensee must be capable of control by a fast-acting, continuously variable, voltage control system which is able to receive a local and remote voltage set point.
6. The electricity generating plant operated by the licensee must be able to operate at either a set reactive power, or a set power factor, which is able to be set locally or remotely at any time.
7. The power factor or reactive power control mode of the electricity generating plant operated by the licensee must be capable of:
 - (a) being overridden by voltage support mode during power system voltage disturbances; and
 - (b) automatically reverting to power factor or reactive power mode when the disturbance has ceased.

Further information

Applicants should note that the Commission may ask applicants who have submitted an application form to provide further information to the Commission, or to clarify the information that they have already provided if required.

Please note that, in the event that an application lacks sufficient detail and the Commission is required to request additional information from an applicant, delays in the assessment of the application may occur.

Consultation and Confidentiality

The Commission will consult with relevant government, industry and consumer groups in the conduct of its licensing functions through a public consultation process. Consequently, applications and/or supporting information will be made available on the Commission's website and in hard copy from the Commission's office for this purpose.

If applicants believe that they are providing confidential information when completing this form they should write "this information is confidential" after any such information. It is the applicant's responsibility to ensure this is clearly highlighted on the form. Applicants should also provide a 'non-confidential' version of the form capable of publication on the Commission's website.

The Commission will use information supplied in applications and in support of applications in accordance with the requirements of Part 5 of the *Essential Services Commission Act 2002*.

Applicants claiming confidentiality are encourage to familiarise themselves with Part 5. Applicants should note that the Commission may disclose confidential information in some circumstances.

How to lodge an application

Applicants should send their completed application form in writing and electronically.

▲ In writing to: Essential Services Commission of SA
 GPO Box 2605
 Adelaide SA 5001

▲ Electronically to: licensing@escosa.sa.gov.au

Application fees and annual licence fees application

Applicants should also enclose the application fee (presently set by the Minister for Resources and Energy at \$1,000 per licence) with their application.

Holding a licence incurs annual licence fees. The licence fees determined by the Minister for Resources and Energy are administered by the Commission. At annual intervals, the Commission, on behalf of the Minister, will send to each licensee, depending on the category within the sector, an invoice for the licence fee. Licence fees are to be paid on receipt of an invoice via one of the payment options set out in the invoice.

The initial licence will not be issued until the first annual licence fee (or approved licence fee instalment) has been paid.



LICENCE APPLICATION FORM

1. THE APPLICANT

Applicants must answer all questions in this section.

1.1 Identity of Applicant

State the full name of the applicant. The applicant is the person who will be undertaking the electricity generation operations that will be the subject of the licence. Joint applicants should each complete an application form, and submit their application forms at the same time, with a covering letter explaining that a joint application is being made.

Name: *Energy Generation Pty Ltd*

1.2 Legal Identity of Applicant

Provide information about the applicant, (i.e. whether the applicant is a natural person, private limited company or partnership, etc). If the applicant is a body corporate, please also state the jurisdiction in which the applicant is registered, and the applicant's ABN/ACN.

Energy Generation Pty Ltd is a proprietary company limited by shares having ABN 82 009 017 458 and being registered in Western Australia

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1.3 Address and Contact Details of Applicant

Business Address: *Level 9, 14-16 Victoria Avenue, East Perth*

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State: *Western Australia*..... **Post Code:** *6004*

Postal Address (if different to Business Address):

PO Box 3560, East Perth, 6892

State: **Post Code:**



Telephone:

Facsimile:

E-mail:

1.4 Contact Person on behalf of Applicant

The full name, title and contact details of a person to whom the Commission can direct enquiries and correspondence about the application.

Full Name: *Todd Gordon*.....

Title: *Commercial Manager*.....

Business Address:..... *Level 9, 14 - 16 Victoria Avenue, East Perth*

State: *Western Australia*.....

Post Code: *6004*

Postal Address (if different to Business Address):

PO Box 3560, East Perth, 6892

State:

Post Code:

Telephone: *08 9365 4961*

Facsimile: *08 9365 4990*

E-mail: *Todd.Gordon@edl.com.au*

1.5 Contact Person for Licence Fees

The full name and/or title of the person to whom the Commission can direct enquiries and correspondence about licence fees.

Full Name: *Todd Gordon*.....

Title: *Commercial Manager*.....

Business Address: *Level 9, 14-16 Victoria Avenue, East Perth*

State: *Western Australia*.....

Post

Code: *6004*.....

Postal Address (if different to Business Address):

PO Box 3560, East Perth, 6892

State:

Post

Code:

Telephone: *08 9365 4961*

Facsimile: *08 9365 4990*

E-mail: *Todd.Gordon@edl.com.au*

1.6 Diagram of Corporate or other Structure

Please attach with this application form details of the corporate or other structure, including details of any related companies within the meaning of the Corporations Act 2001; and a diagram of the organisational chart, including composition of the board, management and other key personnel responsible for the key functions of the business.

Please see attached

- *EDL Corporate Structure - Jan 2016 - **CONFIDENTIAL***
- *EDL Group cross guarantee.zip - **CONFIDENTIAL***
- *History of Energy Generation Pty Ltd*
- *EDL Group Organisational Chart - **CONFIDENTIAL***
- *EDL Short Biographies for Coober Pedy*

2 THE LICENCE

Applicants must answer all questions in this section.

2.1 Date from which Licence is sought

If the applicant seeks to have the licence issued by a certain date, provide this date. Please note that the Commission does not undertake to issue the licence by this date. Applicants should usually allow the Commission a minimum of eight weeks to consider an application, as a public consultation period of several weeks forms part of the Commission's consideration of licence applications.

As soon as possible following finalisation of the Commission's consideration of the application

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2.2 Nature and scope of operations for which Licence is sought

Applicants for a generation licence must state the location of the generation plant, the expected name plate capacity of the generation plant, the type of generation and fuel used and some details about how the generator is to be connected to the network. Applicants for a wind generation licence must attach a map showing the location of the wind turbines.

EDL is applying to transfer the Generation Licence currently held by District Council of Coober Pedy (DCCP) to Energy Generation Pty Ltd. EDL operates the diesel power station at Coober Pedy under a Power Purchase Agreement dated 5 January 2004 (Diesel PPA). Under the terms of the PPA, DCCP holds the Generation Licence however consents to transfer it to EDL.

Please see the attached

- *DCCP letter of consent: - **CONFIDENTIAL***
- *Diesel Power Purchase Agreement: - **CONFIDENTIAL***
 - *Schedule 2 for the Electricity Metering Points*
 - *Schedule 5 for the Custody Transfer Points*
 - *Schedule 3 for the Power Station Characteristics*
 - *Schedule 10 for Technical Specifications*

*EDL and DCCP have recently signed a new PPA (Hybrid PPA, attached - **CONFIDENTIAL**) that will deliver the Coober Pedy Renewable Hybrid project, a hybrid off grid system comprising the existing diesel power station renewable generation (wind and solar) elements, and enabling components. Details of the generating equipment are set out in Schedule 2 (Power Station Characteristics) of the Hybrid PPA.*

The existing generation plant used at the Coober Pedy power station consists of 8 Deutz TBD620 diesel generator sets, rated 0.5MW each. The generators are connected to a 415V switchboard which has 3 feeders connected via 415V/6.6kV transformers to the Power Station 6.6kV switchboard. Two distribution feeders supply the town network from the 6.6kV

switchboard. This equipment will remain in service under the Hybrid PPA. The diesel generators will provide power when the renewable generation system is not able to supply the full system load. Refer to Schedules 2, 4 and 8 of the Hybrid PPA for further details.

Wind generation will comprise 2 x 2MW Senvion MM92 wind turbines, which are located approximately 3.2km and 3.7km south east of the Coober Pedy Power Station. The generators will be connected via 2 x 6.6kV overhead line / cable circuits that distribute power from the wind turbine kiosks to the power Station 6.6kV Switchboard. A map of the location of the wind turbines is attached.

Solar generation will comprise a 1 MW First Solar solar array, which is located approximately 1.1km south east of the Coober Pedy Power Station. Solar array output power is converted from DC to AC via a 1MW inverter, and connected via a step-up transformer to a 6.6kV cable circuit that distributes power from the inverter kiosks to the power Station 6.6kV Switchboard. A map of the location of the solar PV array is attached.

Enabling components include 2 x 850kV Diesel UPSs, 2 x 1.5MW resistor banks, and a 1.5MW, 0.5MWh Battery system. These components operate in conjunction with the generation components, under the control of the hybrid control system, to match generation dispatch and load and to ensure a safe and reliable system performance. The enabling components will be situated at the Coober Pedy Power Station.

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3 SUITABILITY OF APPLICANT TO HOLD A LICENCE

Applicants must answer all questions in this section.

3.1 Standard of honesty and integrity shown by Applicant

In deciding whether the applicant is a suitable person to hold a licence, the Commission may:

- ▲ consider the applicant's previous commercial and other dealings, and
- ▲ the standard of honesty and integrity shown in those dealings.

Please provide information that will assist the Commission in its consideration of this matter.
If the applicant:

- ▲ has been found guilty of any criminal offence,
- ▲ has been successfully prosecuted under any Territory, State or Commonwealth legislation (such as the Australian Securities and Investments Commission Act 2001 or the Competition and Consumer Act 2010) or
- ▲ has been the subject of disciplinary action,
- ▲ has been the subject of any past or present administrative or legal actions in relation to an authorisation, authority, or licence in any industry,

details of such matters must be disclosed. Failure to disclose such information or misrepresent any matter relevant to such information may result in the cancellation of a licence.

The Commission may use the service of an external expert to assist with the assessment of the applicant's standard of honesty and integrity.

The applicant has not been found guilty of any criminal offence. The applicant has not been successfully prosecuted under any Territory, State or Commonwealth legislation. The applicant has not been the subject of disciplinary action. The applicant has not been the subject of any past or present administrative or legal actions in relation to an authorisation, authority or licence in any industry. Members of the Applicants corporate group hold Generation Licences at other sites within South Australia – refer section 3.17 below.

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3.2 Standard of honesty and integrity shown by Officers and major shareholders of Applicant

Applicants should address responses to this question in the same manner as 3.1 above except here it relates to officers and major shareholders of the applicant.

Please also supply details of any policies and procedures addressing the probity and competence of officers and other key management staff.

The Officers and major shareholders have not been found guilty of any criminal offence. The Officers and major shareholders have not been successfully prosecuted under any Territory, State or Commonwealth legislation. The Officers and major shareholders have not been the subject of disciplinary action. The Officers and major shareholders have not been the subject of any past or present administrative or legal actions in relation to an authorisation, authority or licence in any industry.

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3.3 Names and addresses of the Officers of Applicant

State the names and addresses of the officers of the applicant. "Officers" of the applicant include the applicant's directors and secretary, and other persons who make or participate in making decisions that affect a substantial part of the business of the applicant.

Full Name: **Gregory James Pritchard**

Date of Birth: **18 June 1962** Office Held: **Managing Director**

Address: **Building 17, 2404 Logan Road, Eight Mile Plains**

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State: **QLD** Post Code: **4113**

Full Name: **Glen Elliott Marshall**

Date of Birth: **04/12/1970** Office Held: **Company Secretary**

Address: **Building 17, 2404 Logan Road, Eight Mile Plains**

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State: **QLD** Post Code: **4113**

Full
Name:

Date of Birth: Office
Held:

Address:

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State: Post
Code:

(attach additional pages if necessary)

3.4 Names and addresses of major shareholders of Applicant

State the full names and addresses of the major shareholders of the applicant

Name: *EDL Holdings (Australia) Pty Ltd*

Date of Birth (if applicable): Office Held (if applicable):

Address: *Building 17, 2404 Logan Road, Eight Mile Plains*

State: *QLD* Post Code: *4113*

Name:

Date of Birth (if applicable): Office Held (if applicable):

Address:

State: Post
Code:

3.5 Details of the group members

This is information about entities controlled by the applicant, or by the ultimate parent entity of the applicant (if applicable).

The applicant's ultimate parent entity is DUET Group. There is one subsidiary which is a dormant company (for over 5 years), State West Power Pty Ltd.

3.6 Additional information

Please answer the following questions.

- ▲ Is the applicant a resident of, or does it have permanent establishment in, Australia?
Where the answer to this question is no, please provide further detail.

Yes

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- ▲ Is the applicant under external administration (as defined in the Corporations Act 2001) or under a similar form of administration under any laws applicable to it in any jurisdiction? Where the answer to this question is yes, please provide further detail.

No

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- ▲ Is the applicant immune from suit in respect of the obligations under the Electricity Act 1996? Where the answer to this question is yes, please provide further detail.

No

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- ▲ Is the applicant capable of being sued in its own name in a court of Australia? Where the answer to this question is no, please provide further detail.

Yes

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(attach additional pages if necessary)

3.7 Financial resources available to the Applicant

Provide information about the financial resources available to the applicant. If the applicant is a company, please also enclose:

- ▲ copies of all audited profit and loss statements and balance sheets for the last three financial years (including all notes), and



- ▲ director's declaration that the financial statements comply with accounting standards, give a true and fair view, have been made in accordance with the Corporations Act and that there are reasonable grounds to believe the company/entity will be able to pay its debts as and when they fall due; and
- ▲ the director's report and the audit opinion.

If the applicant is a subsidiary company, please also provide:

- ▲ copies of all audited profit and loss statements and balance sheets of the applicant's parent company for up to the last three financial years.

The applicant should also submit copies of:

- ▲ its business plans including at least strategic direction and objectives, identified opportunities in the market place and forecast results; and
- ▲ evidence of capital and liquidity support in place, including any bank or cross guarantees, to support the business and evidence of negotiations with the network service provider concerning credit support arrangements.

*Please refer to the annual report of the ultimate parent entity, Energy Developments Limited, at www.energydevelopments.com/01_cms/details.asp?ID=26 as none of the subsidiaries report separately. Note there is a deed of cross guarantee (See attachment - **CONFIDENTIAL**). The parent entity has recently been taken over by a larger ASX listed entity, DUET Group – see DUET results at <http://www.duet.net.au/ASX-releases/2014/DUET-Group-2014-Annual-Report.aspx>.*

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3.8 Additional Details of Structure of Applicant

If the applicant is part of a group of related companies, and/or party to a partnership, joint venture or alliance agreement with another company, please provide:

- ▲ contractual arrangements (e.g. alliance contracts, associate contracts, establishment contracts) that define relationships within the group – including shared resources, guarantees, revenue flows, obligations and or responsibilities.

*See cross guarantee as referred to in Section 3.7 - **CONFIDENTIAL***

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3.9 Human resources available to the Applicant

Provide information about the human resources available to the applicant. This includes:

- ▲ the experience and qualifications of those employees outlined in the organisational chart (see point 1.6); and

- ▲ if the applicant will employ contractor/s to assist with the licensed operations, the name of that contractor/s, details about the experience of the contractor/s in such operations and details of the processes in place to ensure the contractor/s complies with the regulatory obligations imposed by the licence.

EDL Group Operations Pty Ltd provides staff to Energy Generation Pty Ltd, there are approximately 400 experienced employees available. EDL has been operating similar projects in Australia for over 25 years via numerous subsidiaries. Appropriately licenced and qualified contractors will be used to assist with licenced operations of the power infrastructure.

Biographies of key personnel are attached.

From time to time EDL utilises third party contractors for discrete work packages including OEMs for the relevant equipment. At all times contractors will work under the supervision of EDL personnel and processes.

3.10 Technical resources available to the Applicant

Applicants for a generation licence are asked to provide details about the availability of technical resources to be used in carrying out the operations for which a licence is sought. The information should include details about the technically qualified staff available to the applicant and (if relevant) details of experience gained in similar operations.

Where applicants are relying on a third party to provide staff and resources to meet the technical requirements of the generation licence, please provide:

- ▲ a list of all functions and activities being proposed to outsource;
- ▲ details of any formal agreement/s to provide services, including confirmation that the third party possess relevant technical competencies to conduct the proposed activities;
- ▲ a summary of the third party's technical capacity to meet relevant obligations, including relevant accreditations; and
- ▲ a summary of the third party's experience and knowledge in the relevant area.

*EDL operates over 900MW of power generation across Australia, the USA and Europe. Several of these are connected to private networks. The technical resources are managed through the Engineering, Compliance, Operations and Asset Management teams set out in the EDL Global Organisational Chart attached - **CONFIDENTIAL**.*

*Only appropriately licenced and qualified third parties will be relied upon to meet the technical requirements of the licence. Further details are withheld from this public version of the application – **CONFIDENTIAL**.*

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3.11 Quality of Electricity Produced/Connection Agreement

The Commission may not issue a generation licence unless it is satisfied that the generating plant (or proposed generating plant) will generate electricity of the appropriate quality for the relevant transmission or distribution network. The Commission will be satisfied that the electricity is of an appropriate quality if the applicant has entered into a connection agreement which meets the Commission's technical requirements with the licensed operator of the relevant transmission or distribution network. Applicants are therefore required to submit a copy of such a connection agreement.

*Please find attached a copy of the Applicant's Power Purchase Agreement with the District Council of Coober Pedy - **CONFIDENTIAL**.*

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3.12 Risk Management

Provide confirmation and reasonable evidence that the applicant's management has identified the risks associated with electricity operations and has established, utilises and relies upon risk management systems and processes which are adequate, accurate and current to address those risks. A copy of the applicant's risk management strategy should be submitted.

*Energy Developments has established business processes and procedures for all key corporate areas, such as governance, risk management, compliance and accounting, including robust corporate policies, processes and systems. The EDL Group has the following in place: - **CONFIDENTIAL***

- *Risk Register*
- *Safety Management Manual Overview – outlines how EDL manages safety in general*
- *Risk Management Procedure – lays out how EDL manages risk in a top to bottom integrated approach*
- *EDL has Electrical Safety Guides – 23 procedures for managing electrical safety (high voltage and low voltage)*

- *EDL also has a Back to Basics safety training package for an over view of safety.*

3.13 Development Act Approval

Please advise if the applicant has or is applying for approval under the Development Act 1993 (SA). If so, provide details, including the date on which approval was or will be granted.

No

3.14 Registration with AEMO

Please advise if the applicant will apply to register with AEMO. If so, provide details. Applicants for a wind generation licence should note that registration as a semi-scheduled market participant is required for all new generators and all expansions to existing wind generation plant.

The Applicant will not apply to AEMO for registration

3.15 Licences held by the Applicant in other Australian jurisdictions.

If the applicant holds, or has previously held, electricity and/or gas licences in other Australian jurisdictions please provide details. If a licence previously held has been suspended or cancelled, please provide details.

Nil

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3.16 Previous unsuccessful licence applications in other Australian jurisdictions

Please state whether the applicant has applied for an electricity or gas licence in another Australian jurisdiction and not been issued with a licence, and provide details if relevant.

There have been no unsuccessful licence applications

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3.17 Licences held by Associates of the Applicant

If an associate of the applicant (within the meaning of the Corporations Act) holds an electricity or gas licence in South Australia or in other Australian jurisdictions, please provide details.

EDL's various subsidiaries hold a number of licences throughout Australia for electricity, including

- *Generation Authorities issued to EDL LFG (Qld) Pty Ltd; EDL CSM (Qld) Pty Ltd; EDL NGD (Qld) Pty Ltd; EDL Projects (Australia) Pty Ltd; Envirogen (Oak) Pty Ltd (now EDL (OCI) Pty Ltd; EDL Group Operations Pty Ltd; EDL LFG (Vic) Pty Ltd; Special Approval issued to EDL NGD (Qld) Pty Ltd*
- *Generation Licences for the following sites in South Australia: Wingfield I, Wingfield II, Tea Tree Gully, Highbury and Pedlar Creek*

Applicants are required to submit a copy of their Compliance Plan which demonstrates how the compliance systems the applicant has (or will have) in place will ensure compliance with all of the applicable regulatory obligations imposed by the relevant licence. - **CONFIDENTIAL**

The Commission encourages applicants to provide any additional information they consider would be of assistance in supporting the application. Please provide below.

[illegible]



4 FACTORS SPECIFIED IN THE ESSENTIAL SERVICES COMMISSION ACT 2002

In considering a licence application, the Commission must have as its primary objective protection of the long term interests of consumers with respect to the price, quality and reliability of electricity supply, and must also have regard to the need to:

- (a) promote competitive and fair market conduct;
- (b) prevent misuse of monopoly or market power;
- (c) facilitate entry into relevant markets;
- (d) promote economic efficiency;
- (e) ensure consumers benefit from competition and efficiency;
- (f) facilitate maintenance of the financial viability of regulated industries and the incentive for long term investment;
- (g) promote consistency in regulation with other jurisdictions.

If the applicant believes that information about their application would assist the Commission in its consideration of these factors, the applicant should provide such information below.

Not applicable

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5 APPLICATION FEES

Applicants for a licence must pay to the Commission an application fee fixed by the Minister for Energy from time to time. This fee is presently set at \$1,000 per licence. Please enclose this fee with the application. An application cannot be considered until this fee has been received and cannot be refunded.

6 DECLARATION

All information in this application for the issue of a licence to authorise electricity generation operations in the electricity supply industry in South Australia must be verified by a Statutory Declaration of the applicant, in accordance with the provisions of the *Oaths Act 1936* (SA)³, stating that the information contained in the application is true and correct to the best of the applicant's knowledge, information and belief.

Where the applicant is a body corporate, evidence of the relevant authority of the declarant to sign on behalf of the body corporate must also be provided to the Commission.⁴

Statutory Declaration

I Gregory James Pritchard

of..... Building 17, 2404 Logan Road, Eight Mile Plains, Queensland

do solemnly and sincerely declare that the information contained in this Application for the issue of a licence to authorise electricity generation operations in the electricity supply industry in South Australia is true and correct to the best of my knowledge information and belief.

And I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the *Oaths Act 1936*.

Date 5 April 2016

Signature 

(Where the applicant is a body corporate, the declaration must be made by a person authorised by body corporate to sign on its behalf)

Declared at: Eight Mile Plains this 5 day of 4 2016

Before me: GAVIN NEALE 

(Signature of Justice of the Peace or other person authorised under the *Oaths Act 1936*)

³ or equivalent legislation in other Australian jurisdictions.

⁴ The Commission will accept a copy of a Board minute (or circulating resolution) giving approval for the declarant to sign on behalf of the applicant as evidence of the relevant authority.

