

6 November 2017

Essential Services Commission of South Australia
ATTN: Ms Julie Dixon
GPO BOX 2605
ADELAIDE SA 5001

Dear Ms Dixon

**Generation Licence – EDL Group Operations Pty Ltd (ACN 055 555 416) (EDL)
Generation Licence Variation**

EDL refers to its letter to ESCOSA dated 24 May 2016 where EDL formally requested a variation to its Generation Licence to remove from the licence certain of its power stations that have ceased generation.

EDL would like to confirm that EDL has ceased generation from the following power stations:

- Tea Tree Gully: generation ceased on 18 May 2016 (site already decommissioned);
- Highbury: generation ceased on 16 May 2016 (site already decommissioned); and
- Pedlar Creek: generation ceased on 31 May 2016 (site already decommissioned).

ESCOSA has requested additional information from EDL via email correspondence received from Julie Dixon on 1 June 2017. EDL would like to submit the below additional information as requested.

What type of variation to the licence is being sought?

Variation to the Generation Licence to remove Tea Tree Gully, Highbury and Pedlar Creek from the Annexure to the Generation Licence such that the amended Annexure to the Generation Licence would only reference:

1. Wingfield I; and
2. Wingfield II.

Further variation to the Generation Licence to correct the spelling of the name of the EDL licensee by deleting “ENERGY DEVELOPMENTS LIMITED GROUP OPERATIONS PTY LTD (ACN 055 555 416)” from the current Generation Licence and inserting instead “EDL GROUP OPERATIONS PTY LTD (ACN 055 555 416)”.

We confirm that the correct name of the EDL licensee is “EDL GROUP OPERATIONS PTY LTD” and the ACN of the EDL licensee is ACN 055 555 416, and we enclose a copy of an ASIC certificate of registration on change of name by way of verification.

In relation to the queries raised by ESCOSA, EDL responds as set out below, on the basis that all questions and answers relate to EDL, and, as applicable, the current officers and current shareholders of EDL:

- **Has any officer or major shareholder of EDL been found guilty of any criminal offence? If “yes”, please provide details**

No.

- **Has any officer or major shareholder of EDL 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)? If “yes”, please provide details**

No.

- **Has any officer or major shareholder of EDL been the subject of disciplinary action? If “yes”, please provide details.**

No.

- **Any other information to be disclosed?**

No.

- **Is the licensee a part of a group of related companies, and/or party to a partnership, joint venture or alliance agreement with another company?**

As to the first part of the question, EDL is part of a group of companies which operate under the “Energy Developments” name and which EDL refers to as the EDL Group. EDL has previously notified ESCOSA of EDL’s current ultimate holding company, and, for completeness, EDL understands that the current ultimate holding company has other operating groups which are separate to the EDL Group.

As to the remainder of the question, EDL is not a party to a partnership, joint venture or alliance agreement with another company, although as noted above, EDL is part of the EDL Group.

Updated financial resources available to the licensee to ensure it is able to continue operations. Please provide information about the financial resources available to the licensee.

EDL has significant expertise and success in financing ‘build-own-operate’ power stations and supporting gas infrastructure and projects. EDL has significant committed bank facilities in place as of today’s date for general business purposes.

The existing debt facilities of the EDL Group of companies (including EDL) allow the EDL group to fund appropriate projects without the need to seek specific bank approval and provide the EDL group greater financing flexibility.

EDL notes that the current application is to remove power projects (which have been decommissioned) from the licence, and to amend the licensee name. EDL confirms that it has adequate financial resources to continue to meet its obligations under the licence as applicable to the remaining South Australian projects, being Wingfield I and Wingfield II.

Updated human resources available to the licensee. What changes have occurred to the human resources that accommodate the variation?

EDL will continue to have employees at the site of its Wingfield power stations in South Australia. These South Australian based employees are supported from EDL's broader employee base located in other EDL offices and power stations. As such, EDL considers that it has sufficient local human resources and back-up resources to continue to meet its obligations under the licence as applicable to the remaining South Australian projects, being Wingfield I and Wingfield II.

Updated technical resources available to the licensee. What changes have occurred to the technical resources that accommodate the variation?

There is no change to the technical resources available to EDL and will continue to have arrangements with equipment and spare parts manufacturers and suppliers as well as technical drawings, details and know-how within EDL. EDL considers that the variation will have no impact on the technical resources available to EDL and EDL considers that it has sufficient technical resources to continue to meet its obligations under the licence as applicable to the remaining South Australian projects, being Wingfield I and Wingfield II.

Any other information that you consider relevant.

Not applicable.

If there is any further information or clarification sought in relation to this application or necessary in order for ESCOSA to be able to progress our application for variation, please do not hesitate to contact Claudia Townes by phone / email on 07 3275 5620 / claudia.townes@edl.com.au.

Yours sincerely



Glen Marshall
Company Secretary
EDL Group Operations Pty Ltd

Attachment: ASIC certificate of registration on change of name by way of verification for EDL GROUP OPERATIONS PTY LTD



Form **245**

ENERGY DEVELOPMENTS LIMITED
33 WOODSTOCK RD
TOOWONG QLD 4066

remove this top section if desired before framing

Certificate of Registration on Change of Name

Corporations Law Sub-section 171 (12)

This is to certify that

EDL OPERATIONS (WHITTLESEA) PTY LTD

Australian Company Number 055 555 416

did on the seventh day of June 1993 change its name to

EDL GROUP OPERATIONS PTY LTD

Australian Company Number 055 555 416

The company is a proprietary company.

The company is limited by shares.

The company is registered under the Corporations Law of Queensland and the date of commencement of registration is the twenty-seventh day of March, 1992.



AUSTRALIAN
SECURITIES
COMMISSION

CERTIFICATE

Given under the seal of the
Australian Securities Commission
on this seventh day of June, 1993.



Alan Cameron
Chairman