



Price Determination

Robusto Investments Pty Ltd ACN 117 034 545

Price Determination

DRAFT FOR CONSULTATION

1 April 2021 to 30 September 2022

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1 General

1.1 Authority

- 1.1.1 This price determination is made by the Commission pursuant to the price determination powers under the Essential Services Commission Act 2002, as authorised by section 35(1) of the Water Industry Act 2012.

1.2 Purpose and application

- 1.2.1 This price determination applies to Robusto Investments during the regulatory period and:
- (a) regulates the total revenue which Robusto Investments can recover from its customers from the sale and supply of drinking water retail services; and
 - (b) specifies the NWI pricing principles that Robusto Investments must comply with when setting prices for its drinking water retail services.

1.3 Term and commencement

- 1.3.1 This price determination has effect for the period 1 April 2021 to 30 September 2022.

1.4 Previous price determination applying to Robusto Investments

- 1.4.1 On and from 1 April 2021, the previous price determination applying to Robusto Investments, made by the Commission under section 35(1) of the Water Industry Act 2012 to apply to minor and intermediate water retailers, originally dated 1 July 2013, no longer applies to it.
- 1.4.2 Nothing in this price determination affects anything done or omitted to be done or rights or obligations accrued under the previous price determination specified in clause 1.4.1.

1.5 Variation and revocation

- 1.5.1 This price determination may be varied or revoked by subsequent determination, in accordance with section 26(8) of the Essential Services Commission Act 2002.

1.6 Definitions and interpretation

- 1.6.1 Where a term used in this price determination is defined in the Water Industry Act 2012, it has the meaning given in that Act.
- 1.6.2 Subject to clause 1.6.1, in this price determination, unless the contrary intention appears:

Commission means the Essential Services Commission, established under the Essential Services Commission Act 2002.

drinking water retail service means a retail service constituted by the sale and supply of water of a quality fit for human consumption.

NWI pricing principles means the pricing principles endorsed by the Natural Resource Management Ministerial Council on 23 April 2010.

regulatory period means the period 1 April 2021 to 30 September 2022.

Robusto Investments means Robusto Investments Pty Ltd ACN 117 034 545.

1.6.3 This price determination must be interpreted according to the following principles:

- (a) words denoting persons include corporations, unincorporated associations, firms, governments and governmental agencies
- (b) a reference to a person includes that person's agents, successors and permitted assigns, persons who have control over any assets of a person and receivers, managers, trustees, administrators and liquidators and similar persons appointed over:
 - (i) a person; or
 - (ii) any assets of a person
- (c) headings are only included for convenience and do not affect interpretation
- (d) unless specified otherwise, a reference to a section, clause, Chapter, Part or Schedule is to a clause, Chapter or Part of or Schedule to this price determination
- (e) a reference to an agreement, document, regulatory instrument or part thereof is a reference to that agreement, document, regulatory instrument or part thereof as varied, replaced or substituted from time to time and includes any Schedules or attachments to the agreement, document or regulatory instrument; and
- (f) a reference to legislation or regulatory instrument, or to a provision of the legislation or regulatory instrument, includes a modification, re-enactment or re-making of it, a provision substituted for it and a regulation or other statutory instrument issued under it.

2 Price Regulation of Drinking Water Retail Services

2.1 Revenue control

- 2.1.1 In setting prices for drinking water retail services to apply during the regulatory period, Robusto Investments must not exceed the following maximum revenue control for drinking water retail services:
- (a) \$283,337.00 (in dollars of December 2018).
 - (b) In determining Robusto Investments compliance with clause 2.1.1(a), the Commission will adjust Robusto Investments actual drinking water retail services revenues using the change in the December 2018 and September 2022 Consumer Price Index, All Groups Index Number (weighted average of eight capital cities) published by the Australian Bureau of Statistics.

2.2 Price control

- 2.2.1 In setting prices for drinking water retail services during the regulatory period in accordance with the revenue cap specified in clause 2.1.1, Robusto Investments must also comply with the following NWI pricing principles:
- (a) Principles 1, 2, 3, 4, 5 and 6 of the Recovery of Capital Expenditure set of principles; and
 - (b) Principles 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10 of the Setting Urban Water Tariffs set of principles.
- 2.2.2 In addition to the matters specified in clause 2.2.1, in setting prices for drinking water retail services, Robusto Investments must also comply with any principles, requirements or matters specified by the Commission in an industry code, industry rule or guideline (as in force from time to time) applicable to the provision of Robusto Investment's drinking water retail services.

2.3 Price monitoring

- 2.3.1 The Commission may, during the regulatory period:
- (a) monitor the prices charged by Robusto Investments; and
 - (b) publish reports on those prices or monitor and publish reports on matters relating to the prices charged by Robusto Investments.

2.4 Reporting requirements

- 2.4.1 By a date and in a manner and form specified by the Commission in writing, Robusto Investments must, prior to implementing any price changes during the regulatory period, provide the Commission with:
- (a) a pricing schedule, containing the prices, fees and charges for drinking water retail services to be imposed by the Robusto Investments; and

- (b) a pricing statement, demonstrating compliance of those prices with the maximum revenue control and applicable NWI Pricing Principles, specified in clauses 2.1.1 and 2.2.1 of this price determination.

2.4.2 In respect of a pricing schedule and statement prepared in accordance with clause 2.4.1, Robusto Investments must:

- (a) publish a copy on its website in a prominent and readily accessible position for its customers, prior to implementing any price changes; and
- (b) provide a copy (free of charge) to a customer on request.

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