



Water Industry Act 2012



Exemption to be granted to Bibaringa Water Incorporated

1. Pursuant to section 108(1) of the Water Industry Act 2012, the Essential Services Commission (**Commission**), with the approval of the Minister for Environment and Water, grants Bibaringa Water Incorporated (ABN 83 696 154 504) an exemption from the application of Part 4 of the *Water Industry Act 2012*, in relation to the retailing of water services to residential customers along Gawler – One Tree Hill Road, Kentish Road, Riggs Road, Alexander Avenue and Somerton Road in Bibaringa, South Australia.
2. The exemption continues until revoked by the Commission or by operation of law.
3. Pursuant to section 108(3) of the Water Industry Act 2012, the Essential Services Commission has determined that, for the purposes of section 68 of the *Water Industry Act 2012*, Bibaringa Water Incorporated is to be treated as a 'water industry entity', as that term is defined in the *Water Industry Act 2012*.
4. The grant of this exemption from the requirement to hold a licence, pursuant to section 108(1) of the Water Industry Act 2012, is subject to the following conditions:
 - a. Prior to any changes occurring, Bibaringa Water Incorporated must inform both the Commission and the Technical Regulator in writing of any changes to the water operations undertaken, including, the cessation of supplying the service or the provision of additional water services, and submit to any additional assessments as required.
 - b. Bibaringa Water Incorporated must have appropriate and independent dispute resolution processes in place. If directed by the Commission in writing, Bibaringa Water Incorporated is to participate in an Ombudsman Scheme.
 - c. Bibaringa Water Incorporated must provide to the Commission any information reasonably sought by the Commission from time to time.
 - d. Bibaringa Water Incorporated must hold appropriate and adequate insurance of kinds and levels reflective of the nature of the operations carried out under this exemption and the risks associated with those operations.

This exemption was granted by the Commission on the date specified below, subject to the approval of the Minister for Environment and Water.

Adam Wilson

Chief Executive Officer and Commission authorised signatory

16 December 2021

Date

I approve the exemption granted by the Commission on the date specified below.

The **COMMON SEAL** of the)
MINISTER FOR)
ENVIRONMENT AND)
WATER was hereunto)
affixed by authority of the)
MINISTER FOR)
ENVIRONMENT AND)
WATER in the presence of:



Witness

19/1/22

Date