




EXEMPTION

PURSUANT TO SECTION 80(1) OF THE ELECTRICITY ACT 1996

1. Pursuant to section 80(1) of the *Electricity Act 1996*, the Essential Services Commission (**Commission**), with the approval of the Minister for Energy and Mining, grants persons who carry on the generation of electricity in South Australia with a rated nameplate output of five megawatts or less (**Sub 5MW Operators**), an exemption from the requirement to hold an electricity generation licence, as required by Part 3 of the *Electricity Act 1996*, for the purposes of undertaking electricity generation operations using a generator with a rated nameplate output of five megawatts or less.
2. The exemption will remain in effect until a date notified by the Commission in writing on its website at www.escosa.sa.gov.au, unless the Commission revokes or varies the exemption, or the Minister revokes the approval given under section 80(1) of the *Electricity Act 1996*, on an earlier date.
3. The grant of this exemption from the requirement to hold a licence, under the *Electricity Act 1996*, is subject to the following conditions:
 - a. Sub 5MW Operators must comply with all applicable laws of the State of South Australia regarding the generation of electricity.
 - b. Sub 5MW Operators must provide to the Commission, in a specified time and format, information regarding its generation of electricity as requested by the Commission in writing.
 - c. Sub 5MW Operators must obtain and maintain adequate and appropriate insurance having regard to the nature of the operations carried out under this exemption and the risks associated with those operations, and must provide to the Commission a certificate of the insurer or insurance broker by whom the insurance was arranged, certifying that insurance is adequate and appropriate, if requested by the Commission in writing.
 - d. Sub 5MW Operators must comply with any safety, reliability, maintenance and technical management requirements imposed by the Office of the Technical Regulator under the *Electricity Act 1996*, from time to time.

4. Notwithstanding the above, if any conditions of the exemption are breached by a sub 5MW Operator, the Commission may revoke the application of the exemption to that sub 5MW Operator by advising the operator in writing.

This exemption was granted by the Commission on the date specified below.



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Adam Wilson
Chief Executive Officer and Commission authorised signatory

25 November 2024

Date