

Decision – Cyanergy Pty Ltd

Essential Services Commission

Decision

The Essential Services Commission (commission) believes on reasonable grounds that Cyanergy Pty Ltd (Cyanergy), an accredited person registration number 242, of 2/36 Efficient Drive, Truganina, VIC 3029, has repeatedly but unintentionally created certificates that do not comply with the requirements of the Victorian Energy Efficiency Target Act 2007 (VEET Act) and Victorian Energy Efficiency Target Regulations 2008 (principal regulations).

1. The commission has decided to warn Cyanergy Pty Ltd under section 40A(2)(a) of the VEET Act for its failure to:
 - a) ensure proper oversight of installers
 - b) have a robust auditing system involving properly trained staff and regular audits of installations
 - c) ensure it only creates certificates that comply with the VEET Act and principal regulations.
2. The commission has decided to impose two conditions under section 40A(2)(c) of the VEET Act on Cyanergy's accreditation. The conditions require Cyanergy to engage an independent auditor to carry out:
 - a) an independent audit of its newly implemented auditing processes and controls for ensuring the creation of certificates in compliance with the VEET Act and the principal regulations by 31 August 2020 and provide a copy of that audit within seven days of completion to the commission.
 - b) an independent audit of its certificate creations for the period 1 June 2020 to 30 June 2021 by 31 August 2021 to determine if the certificates created comply with the VEET Act and principal regulations and provide a copy of that audit within seven days of completion to the commission.

THE COMMON SEAL of the ESSENTIAL)
SERVICES COMMISSION was affixed)
pursuant to the authority of the commission)



Kate Symons
Chairperson
Date: 9 June 2020

