



**ELECTRICITY INDUSTRY ACT 2000
APPLICATION FOR ELECTRICITY GENERATION AND SALE LICENCE**

Hazelwood BESS Project Co Pty Ltd (ACN 643 891 03)

RECORD OF DECISION

10 August 2022

SUMMARY

Pursuant to the provisions of section 19(1) of the Electricity Industry Act 2000 (Vic) (Industry Act) the Essential Services Commission (the commission) has granted Hazelwood BESS Project Co Pty Ltd (ACN 643 891 03) (**Hazelwood BESS Project Co**) a licence to generate electricity for supply or sale, and to sell electricity at the Hazelwood Power Station 220kV Switchyard, through the Hazelwood Battery Storage System located in Hazelwood, south-east Victoria, with a capacity of 150 MW.

BACKGROUND

Section 16(1) of the Industry Act provides that a person must not engage in the generation of electricity for supply or sale or the transmission, distribution, supply or sale of electricity unless the person is:

- (a) the holder of a licence authorising the relevant activity; or
- (b) is exempted from the requirement to obtain a licence in respect of the relevant activity.

Section 18(1) of the Industry Act provides that a person may apply to the commission for a licence authorising the person to generate electricity for supply or sale and to sell electricity.

On 30 June 2022, Hazelwood BESS Project Co submitted an application to the commission for a licence authorising it to generate electricity for supply or sale, and to sell electricity to the wholesale electricity market.

Consistent with the requirements of the commission's 'Guide to Applications for Electricity Industry and Gas Industry Licences', Hazelwood BESS Project Co provided the commission with necessary documentation supporting the application.

On 30 June 2022, the commission published a copy of the application, and invited interested parties to make submissions in respect of the application.

The commission did not receive any submissions regarding the application.

CONSIDERATION OF THE APPLICATION

Section 19(1) of the Industry Act provides that the commission may grant or refuse the application for any reason it considers appropriate, having regard to the objectives of the commission under the provisions of the Industry Act and the Essential Services Commission Act 2001 (Vic) (Commission Act).

DECISION

The commission is satisfied that:

- Hazelwood BESS Project Co has the technical capacity to comply with the conditions of the licence to be granted; and
- Hazelwood BESS Project Co is a fit and proper person to hold a licence to generate electricity for supply or sale, and to sell electricity in Victoria.

In accordance with Section 19(1) of the Industry Act, and having regard to its objectives under the Commission Act and the Industry Act, the commission has decided to grant Hazelwood BESS Project Co a licence to generate electricity for supply or sale, and to sell electricity. This authorisation granted by the licence is limited to the generation of electricity at the Hazelwood Power Station 220kV Switchyard located in Hazelwood south-east Victoria and the sale of electricity generated by this facility through the wholesale electricity market.

THE COMMON SEAL
of the ESSENTIAL
SERVICES COMMISSION
was affixed pursuant to the
authority of the commission
on 11 August 2022

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A handwritten signature in blue ink, appearing to read "Kate Symons".

Kate Symons
Chairperson