



**ELECTRICITY INDUSTRY ACT 2000  
APPLICATION FOR ELECTRICITY WHOLESALE LICENCE**

**Progressive Green Pty Ltd (trading as Flow Power)  
(ACN 130 175 343)**

**RECORD OF DECISION**

**18 April 2024**

## **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 Progressive Green Pty Ltd (trading as Flow Power) (ACN 130 175 343) a licence to sell electricity into the wholesale market at the Hastings Generation Site located at Hastings, Victoria, 3915 with a nameplate capacity of 44MW.

## **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;
- (b) is exempted from the requirement to obtain a licence in respect of the relevant activity; or
- (c) is the holder of a trial waiver 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 17 October 2023, Flow Power submitted an application to the commission for a licence authorising it to sell electricity to the wholesale electricity market.

Consistent with the requirements of the commission's electricity generation licence application form and 'Guideline: Applications for electricity and gas industry licences', Flow Power provided the commission with necessary documentation supporting the application.

On 27 February 2024, 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:

- Flow Power has the technical capacity to comply with the conditions of the licence to be granted; and
- Flow Power is a fit and proper person to hold a licence to sell electricity to the wholesale electricity market 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 Flow Power a licence to sell electricity to the wholesale electricity market in Victoria. The authorisation granted by the licence is limited to the generation of electricity at the Hastings Generation Site located at Hastings, Victoria, 3915, 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 23 April 2024

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A handwritten signature in blue ink, appearing to be "Kate Symons", written over a horizontal line.

Kate Symons  
**Chairperson**