



**GAS INDUSTRY ACT 2001
APPLICATION FOR A GAS RETAIL LICENCE**

**CleanTech Energy Pty Ltd
ACN 603 595 704**

RECORD OF DECISION

1 December 2021

SUMMARY

Pursuant to the provisions of section 26(1) of the Gas Industry Act 2001 (Vic) (Industry Act) the Essential Services Commission (the commission) has granted CleanTech Energy Pty Ltd (ACN 603 595 704) (CleanTech) a licence to sell gas by retail to medium and large customers in Victoria.

BACKGROUND

Section 22(2) of the Industry Act provides that a person must not engage in the sale of gas by retail, either as principal or agent, 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 25(1) of the Industry Act provides that a person may apply to the commission for a licence authorising the person to sell gas by retail.

Section 26(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) (ESC Act).

THE APPLICATION

On 14 April 2021, CleanTech submitted an application to the commission for a licence authorising it to sell gas by retail to customers who have taken, or are likely to take, an aggregate supply from a distribution supply point of more than 1,000 gigajoules in any year. The application for a gas retail licence follows the granting by the commission of a retail electricity licence to CleanTech on 9 December 2020.

CleanTech has provided the commission with comprehensive documentation in relation to technical capacity to support the application.

On 6 October 2021, 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.

DECISION

The commission is satisfied that CleanTech:

- has the technical capacity to comply with the conditions of the licence to be granted; and
- is a fit and proper person to hold a licence to sell gas in Victoria.

In accordance with section 26(1) of the Industry Act, and having regard to its objectives under the ESC Act and the Industry Act, the commission has decided to grant CleanTech a licence to sell gas by retail to medium and large customers in Victoria, subject to conditions specified in the licence.

THE COMMON SEAL
of the **ESSENTIAL**
SERVICES COMMISSION
was affixed pursuant to the
authority of the Commission
on 2 December 2021



Kate Symons
Chairperson

