



Electricity Supply Industry Act 1995

**Notice of Amendment
No. 4**

to the

ELECTRICITY GENERATION LICENCE

issued to

BELL BAY POWER PTY LTD

ACN 097 079 331

on 7 January 2002

12 July 2007

1. BACKGROUND

Pursuant to section 28 of the *Electricity Supply Industry Act 1995* (ESI Act), the Regulator has the authority to amend the terms or conditions of an electricity entity's licence with the electricity entity's agreement or after giving the electricity entity reasonable notice of the proposed amendment and allowing a reasonable opportunity for it to respond.

On 9 July 2007, the Regulator received a request from Bell Bay Power Pty Ltd to amend its licence to remove three gas turbine units, namely Units 101, 102 and 103, from its Generation Licence as it no longer operated these units.

The Regulator agreed to the amendments.

2. ESI ACT

The Regulator is satisfied that the amendments to Bell Bay Power's Generation Licence do not alter the position of Bell Bay Power as a suitable person to hold a generation licence, pursuant to section 19 of the ESI Act.

The Regulator is also satisfied that the amendments to Bell Bay Power's Generation Licence are not inconsistent with the objectives of the ESI Act or the objectives of the Regulator in exercising his powers and functions under the ESI Act.

3. AMENDMENT

On 12 July 2007, in exercise of the power conferred by section 28 of the ESI Act and with the agreement of Bell Bay Power, the Regulator amended the Generation Licence issued to Bell Bay Power on 7 January 2002 and amended on 21 April 2004, 24 November 2004, 13 December 2005 and 18 December 2006, by:

1. deleting from Schedule 3 of the Licence (Description of the Generating Plant) the gas turbine generators referred to as Unit 101, Unit 102 and Unit 103; and
2. removing all other references to the Units from the licence (clause 5.3 of the Licence and clause 6.1(b) of Schedule 2 removed).

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Andrew John Reeves

REGULATOR

12 July 2007