



New South Wales

WATER INDUSTRY COMPETITION ACT 2006

Section 10(5)

Notice of Decision - Application for a Network Operator's and Retail Supplier's licence from Orica Australia Pty Ltd

I, Greg Pearce MLC, Minister for Finance and Services, under section 10(5) of the *Water Industry Competition Act 2006*, have considered and accept the advice and recommendations made by IPART in its report to me on the licence application for a Network Operator's Licence and a Retail Supplier's licence under the *Water Industry Competition Act 2006* (the Act) from Orica Australia Pty Ltd (ACN 004 117 828), Level 3, 1 Nicholson Street, East Melbourne, Victoria 3002 (the Applicant). I hereby attach a copy of IPART's report (Attachment A).

Based on my consideration and acceptance of IPART's report:

- (a) I am satisfied that the Applicant is not a disqualified corporation as required under section 10(3) of the Act;
- (b) I am satisfied as to each of the criteria set out in section 10(4) of the Act; and
- (c) I have had regard to the licensing principles set out in section 7 of the Act in determining whether or not to grant a licence and what conditions should be imposed on any such licence granted.

I have therefore determined to grant the application for a Network Operator's licence and a Retail Supplier's licence to the Applicant subject to the conditions set out in licences 12_016 and 12_017R. I hereby attach a copy of both licences (Attachment B).

A handwritten signature in black ink, appearing to read 'G Pearce', written over a horizontal line.

Minister for Finance and Services

Dated this **23** day of **April** 2012