



New South Wales

Water Industry Competition Act 2006 (NSW)

Section 10

**Notice of Decision -
Application for a Variation of Network Operator's
Licence No. 17_042**

I, The Hon. Melinda Pavey MP, Minister for Water, Property and Housing, have decided to grant Flow Systems Operations Pty Ltd (**Applicant**)'s (ACN 603 106 305) application (**Application**) to vary network operator's licence number 17_042 (**Licence**) under section 10(1) of the *Water Industry Competition Act 2006* (NSW) (**Act**). The reasons for my decision are set out below.

I have considered and accepted the Independent Pricing and Regulatory Tribunal (**IPART**)'s advice and recommendations in its report to me on the Application. I attach 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 for the purposes of section 10(3)(a) of the Act;
- (b) I am satisfied that the Applicant is not a corporation that is a related entity (within the meaning of the *Corporations Act 2001* (Cth)) of a disqualified corporation that would have a direct or indirect interest in, or influence on, the carrying out of the activities that the Licence, if varied in accordance with the Application, would authorise, for the purposes of section 10(3)(b) of the Act; and
- (c) I am satisfied as to each of the criteria set out in section 10(4) of the Act.

I have also:

- (a) had regard to the licensing principles set out in section 7 of the Act in considering whether or not to grant the Licence variation and what conditions should be imposed on the Licence; and
- (b) examined and taken into account to the fullest extent possible all matters affecting or likely to affect the environment by reason of the activity authorised by the Licence as required by section 5.5 of the *Environmental Planning and Assessment Act 1979* (NSW) (**EPA Act**).

I attach the Licence, as varied (**Attachment B**).

A handwritten signature in black ink, appearing to read 'Melinda Pavey', written over a horizontal dotted line.

The Hon. Melinda Pavey, MP
Minister for Water, Property and Housing

Dated this 17 day of June 20 20