



New South Wales

WATER INDUSTRY COMPETITION ACT 2006 (NSW)

Section 10(5)

Notice of Decision - Application for a network operator's licence by Lend Lease Recycled Water (Barangaroo South) Pty Ltd

I, Kevin John Humphries, Minister for Natural Resources, Lands and Water, have considered the advice and recommendations made by the Independent Pricing and Regulatory Tribunal (**IPART**) in its report to me on the application by Lend Lease Recycled Water (Barangaroo South) Pty Ltd (ACN 158 168 686) (**Applicant**) for a network operator's licence under the *Water Industry Competition Act 2006 (NSW)* (**the Act**). I have also considered further information provided by the applicant, and the advice of my Department.

Based on my consideration of IPART's report and the further information and advice provided to me:

- (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 would authorise (if granted), 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 had regard to the licensing principles set out in section 7 of the Act in considering whether or not to grant the licences and what conditions should be imposed on any such licences granted.

Under section 10(5) of the Act, for the reasons set out above, I have decided to grant a network operator's licence to the Applicant, subject to the conditions set out in licence number 15_029, the Act and the *Water Industry Competition (General) Regulation 2008 (NSW)*. I hereby attach the licence (**Attachment A**).


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Minister for Natural Resources, Lands and Water
Dated this 28th day of Feb 2015