



**New South Wales  
Water Industry Competition Act 2006 (NSW)**

**Notice of Decision  
Variation of Licence and Variation of Licence Conditions  
Network Operator's Licence no. 10\_012**

I, The Hon. Don Harwin, MLC, Minister for Energy and Utilities and Minister administering the *Water Industry Competition Act 2006* (NSW) (**Act**), have considered the advice and recommendations made by the Independent Pricing and Regulatory Tribunal of New South Wales (**IPART**) in its report to me (**IPART's Report**), being a single report which is both:

- (a) a report under section 9(2) of the Act on the application of Veolia Water Solutions and Technologies (Australia) Pty Ltd (ACN 055 254 003) (**Applicant**) to vary its network operator's licence (no. 10\_012) (**Licence**); and
- (b) a report under section 85 of the Act on the five yearly review of the Licence.

I attach a copy of IPART's Report (**Attachment A**).

I have also considered further information provided by the Applicant and the advice of my Department. The Licensee has provided me with a Parent Company Guarantee to guarantee performance of its obligations under the Licence. Based on my consideration of IPART's Report, the further information and advice provided to me and execution of the parent company guarantee:

- (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 vary the Licence and in considering the conditions to which the Licence should be subject. For the reasons set out above, I therefore under section 15 of the Act, vary the existing conditions of the Licence and impose new conditions.

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

The Hon. Don Harwin, MLC  
Minister for Energy and Utilities

Dated this

11<sup>th</sup> day of July 20 17