



Australian
Competition &
Consumer
Commission

GPO Box 3131
Canberra ACT 2601

23 Marcus Clarke Street
Canberra ACT 2601

tel: (02) 6243 1111
fax: (02) 6243 1199

www.accc.gov.au

Our Ref: 43916
Contact Officer: Neil Howes
Contact Phone: (03) 9290 1416

23 June 2011

Dear Sir / Madam

**Energy Assured Limited application for authorisation A91258 & A91259
- final determination**

The Australian Competition and Consumer Commission (the ACCC) has issued a determination in respect of the application for authorisation lodged by Energy Assured Limited on 29 October 2010.

Energy Assured Limited sought authorisation for a scheme to self regulate door to door energy sales undertaken on behalf of gas and electricity retailers.

A copy of the ACCC's determination is attached, including a summary of its reasons. For the reasons set out in its determination, the ACCC has decided to grant authorisation for three years. The ACCC's assessment is set out in Chapter 4 of its determination.

Application for review

Pursuant to section 101 of the *Competition and Consumer Act 2010*, a person dissatisfied with this determination may apply to the Australian Competition Tribunal for its review. An application for review must be made within 21 days of the date of this determination; that is, on or before 14 July 2011. If no application to review is lodged by this date, the ACCC's determination will come into force on 15 July 2011.

An application for review of the ACCC's determination should be lodged directly with the Australian Competition Tribunal. The Australian Competition Tribunal is a separate body from the ACCC and is located within the Federal Court of Australia.

For further information about the process involved in reviewing decisions in the Australian Competition Tribunal please refer to the tribunal's website located at <http://www.competitiontribunal.gov.au/>.

This letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter please do not hesitate to contact Neil Howes on (03) 9290 1416 or Darrell Channing on (02) 6243 4925.

Yours sincerely

A handwritten signature in blue ink, appearing to be 'Richard Chadwick', with a long horizontal flourish extending to the right.

Richard Chadwick
Adjudication Branch

List of interested parties – 23 June 2011

ACT Administrative and Civil Appeals Tribunal
AGL
AIDA Sales & Marketing Pty Ltd
Alternative Technology Associaton
Appco Group
Australian Chamber of Commerce and Industry
Australian Communications Consumer Action Network
Australian Council of Social Services
Australian Energy Market Commission (AEMC)
Australian Energy Market Operator (AEMO)
Australian Federation of Disability Organisations
Australian Financial Counselling and Credit Reform Association
Australian Industry Group
Australian Power and Gas Pty Ltd
Brotherhood of St Laurence
Chamber of Commerce and Industry Queensland
CHOICE
Chris Connolly (Consumer Advocate)
Community Connections
Consumer Action Law Centre
Consumer Affairs Victoria
Consumer Utilities Advocacy Centre (CUAC)
Consumers' Federation of Australia
Council on the Ageing (National) Inc
Country Energy
Country Women's' Association of Australia
CPM Australia Pty Ltd
Department of Resources, Energy and Tourism (Cth)
Enact Energy
Energy and Water Ombudsman NSW
Energy and Water Ombudsman Queensland (EWOQ)
Energy and Water Ombudsman Victoria
Energy Australia
Energy Industry Ombudsman South Australia (EIOSA)
Energy Ombudsman Tasmania (EOT)
Energy One
Energy Users Association of Australia (EUAA)
Ergon Energy
ERM Power
Essential Services Commission of South Australia (ESCOSA)
Essential Services Commission Victoria (ESC)
Ethnic Communities' Council of NSW Inc
Financial and Consumer Rights Council
Financial Counsellors Association of Queensland
Hobart Community Legal Service Inc
Independent Competition and Regulatory Commission (ACT)
Independent Regulatory and Pricing Tribunal of NSW (IPART)
Indigenous Consumer Assistance Network

Institute of Public Affairs
Integral Energy
Lumo Energy Australia Pty Ltd
Major Energy Users Inc
Momentum Energy Pty Ltd
Moreland Energy Foundation Limited
Multiple Stories Pty Ltd trading as Aegis Direct
National Association of Tenant Organisations
Neighbourhood Energy Pty Ltd
Northern Territory Council of Social Services
Office of the Tasmanian Energy Regulatory (OTTER)
Origin
Property Council of Australia (Tasmania Division)
Property Council of South Australia
Public Interest Advocacy Centre (PIAC)
Queensland Competition Authority
Queensland Consumers' Association
Queensland Council of Social Service (QCOSS)
QUT – Credit Commercial and Consumer Law Program
Red Energy Pty Ltd
SA Farmers Federation
Sales Force Australia Pty Ltd
Sales Marketing and Real Technologies (SMART) Pty Ltd
Simply Energy
South Australian Council of Social Service (SACOSS)
South Australian Farmers' Federation
St Luke's Anglicare
St Vincent de Paul Society
Synergy Energy
Tasmanian Chamber of Commerce and Industry
Tenants Union of Queensland Inc.
The Comunicom Group
Total Environment Centre
TRUenergy
TSA Telco Group
Uniting Care Australia
Uniting Care Kildonan
Victorian Council of Social Service (VCOSS)
Western Australia Council of Social Services (WACOSS)