

Reference: N95736

22 March 2012 (by email)

Australian Competition & Consumer Commission  
GPO Box 3131  
CANBERRA  
ACT 2601

FILE Nö:

DOC:

MARS/PRISM:

For att: Tanya Hobbs

Dear Madam,

## NOTIFICATION N95736 LODGED BY ENERGEX

Thank you for your invitation to lodge a submission. I believe the proposed system in its present form will not be of benefit to Developers and Consultants, and, by extension, to the general public.

If the proposed programme delivers a benefit, it should not be necessary to impose a penalty ("fee") on the Developer/Consultant for choosing not to use the programme.

Energex fees and software costs will be absorbed as a cost of doing business and will be passed on to the Developers and then into the general product cost, offsetting savings made within Energex.

Should Energex insist on charging a fee for drafting, the new fees should be equitably raised on a "per Lot" basis or similar, as is presently done with guarantee bonds. The fee bands as presently proposed prejudice very small developments and favour very large ones. A fixed fee per Lot would be fairer. Very small developments of 4 Lots or less should be exempt.

In summary, a penalty-free migration would allow the proposed system to prove its usefulness. Penalties/fees as presently proposed favour larger Developers.

Yours faithfully

**James Knox (Principal – Minor Project Power Planning)**

