



**Australian
Competition &
Consumer
Commission**

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27 July 2015

Dear Madam/ Sir

Clean Energy Council Limited - applications A91495 & A91496 - draft determination

The Australian Competition and Consumer Commission (the ACCC) has issued a draft determination in respect of the applications for authorisation lodged by the Clean Energy Council on 17 April 2015.

Please see the ACCC's publication [Authorisation process - the basics](#) for a summary of the authorisation process and how to make a submission to the ACCC.

The CEC administers a voluntary code of conduct for solar photovoltaic (PV) retail businesses (the Code). The CEC seeks to have the current authorisation revoked and substituted by a revised version of the Code. The revised Code contains new provisions regarding consumer finance, grid connection procedure and privacy. It also contains an amended fee structure.

Draft determination

A copy of the ACCC's draft determination and summary of its reasons is attached.

For the reasons set out in its draft determination, the ACCC proposes to grant re-authorisation, for 5 years.

Next steps

Once the ACCC issues a draft determination, the Applicant or any interested party may make a written submission and/ or request that the ACCC convene a 'pre-decision conference'.

If you wish to make a submission in response to the ACCC's draft determination, please lodge your submission by **17 August 2015**. Submissions should be emailed to adjudication@accc.gov.au with the subject A91495 & A91496 – Clean Energy Council – submission”.

A pre-decision conference provides the opportunity for interested parties to make oral submissions in relation to the draft determination. Conferences are conducted informally and while legal or professional advisers are able to attend they are not entitled to participate in the discussion.

If you wish the ACCC to hold a pre-decision conference about this draft determination, you must notify the ACCC in writing by **17 August 2015**.

The ACCC will consider any submissions it receives, including any oral submissions made should a pre-decision conference be called, and will then release a final determination.

Submissions will be placed on the ACCC's public register subject to any request for exclusion. Please see the ACCC's publication [Guidelines for excluding information from the public register](#).

Timetable

The ACCC will continue to progress its assessment of the application in a timely manner. An updated indicative timetable is set out below for your information.

Indicative date	Stage in assessment process
17 April 2015	Lodgement of applications A91495 and A91496 and supporting submission.
6 May 2015	Public consultation process begins.
26 May 2015	Closing date for submissions from interested parties.
27 July 2015	Draft determination.
July/August 2015	Public consultation on draft determination including any conference if called.
September 2015	Final determination.

This letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter, please contact Sam Thorpe on (02) 6243 1036 or through adjudication@acc.gov.au.

Yours sincerely



Dr Richard Chadwick
General Manager
Adjudication