

AUSTRALIAN CAPITAL TERRITORY

UTILITIES ACT 2000

DETERMINATION OF ANNUAL LICENCE FEES

UNDER SECTION 45 of the Utilities Act 2000, the Independent Competition and Regulatory Commission ("ICRC") DETERMINES that the Annual Licence Fees for the year ending on 30 June 2002 for licensee **ACTEW Retail Ltd ACN 074 371 207** and **AGL ACT Retail Investments Pty Ltd ACN 093 631 586** (together trading as "ActewAGL Retail") are as set out in the Schedule.

The following abbreviations are used in this determination:

ICRC = Independent Competition and Regulatory Commission
ESCC = Essential Services Consumer Council
DUS = Department of Urban Services
the Act= Utilities Act 2000
regulations= Utilities Regulations

Unless otherwise agreed in writing with the ICRC, the fees determined are payable by the Licensee to the ICRC in 4 quarterly instalments on 30 August 2001, 1 October 2001, 1 January 2002 and 1 April 2002, being as nearly as practicable equal instalments.

Payment shall be made by cheque at the ICRC's office at PO Box 975 CIVIC SQUARE ACT 2608.

This Determination commences on the date as notified in the Gazette.

Seal of the ICRC

Date: 26/7/01

SCHEDULE**LICENSEE : ActewAGL Retail Ltd and AGL ACT Retail Investments Pty Ltd****Table 1. Expected costs relating to licensee (\$)**

Utility Service	ICRC	ESCC	DUS	Total
Electricity supply	9,000	106,015	0	115,015

Table 2. Scope and nature of services provided by licensee

Section of the Act / Utility Service	Scope and nature of services
6(c) Electricity supply	Sale and supply of electricity from an electricity distribution network to customers' premises.

Table 3. Licensee: ActewAGL Retail Ltd and AGL ACT Retail Investments Pty Ltd - Annual Licence Fees

Utility Service for which a licence is granted	Annual Licence Fee (\$)
Electricity supply	115, 015

Explanatory Note

The ICRC is required to have regard to the extent of the costs set out in Table 1 when determining annual licence fees, and to the relative scope and nature of the utility services provided by a utility set out in Table 2. Table 1 sets out the expected costs in relation to the licensee of the performance of functions under the Act and regulations of the ICRC, of the ESCC and of DUS's costs of technical regulation under Part 5 of the Act on behalf of the Territory. The Annual Licence Fee determined is the sum of 100% of these expected costs relating to the licensee in respect of the utility as set out in Table 1. The ICRC's functions under the Act in respect of utilities are funded solely from annual licence fees. There is no budget allocation to the Department for its responsibilities in respect of technical regulation or for the ESCC. The ICRC has therefore determined that the ESCC's and Territory's costs (through DUS) also be recovered through licence fees.