

23 January 2017

Ms Sarah Proudfoot  
General Manager - Retail Markets  
Australian Energy Regulator  
GPO Box 520  
MELBOURNE VIC 3001



Dear Ms Proudfoot

### **Draft Amendments to AER Compliance Procedures and Guidelines**

Energex Limited (Energex) appreciates the opportunity to provide a submission to the Australian Energy Regulator (AER) on its draft amendments to the current *AER Compliance Procedures and Guidelines* (the Guidelines). These proposed amendments take into consideration various rule changes made by the Australian Energy Market Commission (AEMC) since the current Guidelines were last amended in September 2014 and refinements intended to better enable the AER to undertake its compliance monitoring and enforcement functions.

Energex's responses to the specific questions raised in the AER's *Notice of draft instrument: Amendments to AER Compliance Procedures and Guidelines* and suggestions for further enhancements to the Guidelines are provided in **Attachment A**.

While the majority of the AER's proposed amendments to the Guidelines are supported, Energex does have concerns with regard to two proposed amendments, namely:

- the reclassification of obligations from Types 1, 2 and 3 to "immediate reports", "quarterly reports" and "half-yearly reports"; and
- the requirement for regulated entities to provide a pro-forma signed by its Chief Executive Officer/Managing Director for "immediate reports".

For reasons outlined in **Attachment A**, Energex strongly urges the AER to reconsider the need for these amendments.

Energex looks forward to further participation in the consultation process. Should you have any queries regarding this submission, please contact Charmain Martin, on (07) 3664 4105.

Yours sincerely

Jenny Doyle  
General Manager Regulation and Pricing

**Enquiries**  
Charmain Martin  
**Telephone**  
(07) 3664 4105  
**Facsimile**  
(07) 3664 9805  
**Email**  
charmainmartin  
@energex.com.au

**Corporate Office**  
26 Reddacliff Street  
Newstead Qld 4006  
GPO Box 1461  
Brisbane Qld 4001  
Telephone (07) 3664 4000  
Facsimile (07) 3025 8301  
energex.com.au

**Energex Limited**  
ABN 40 078 849 055