



Ref. REN.LT.7605.UCNT.SR

Utilities Commission of the Northern Territory
Via email: utilities.commission@nt.gov.au

Dear Utilities Commission of the Northern Territory,

SUBMISSION ON THE 2024 REVIEW OF THE COMPLIANCE FRAMEWORK AND REPORTING GUIDELINES (VERSION 2)

Eni Australia Limited (Eni) thanks the Utilities Commission (**UC**) for the opportunity to provide feedback relating to the draft version 2 of the Compliance Framework and Reporting Guidelines (**Guidelines**).

I refer to your correspondence dated 24 March 2024 in relation to the subject matter. Eni offers the following comments on the Guidelines.

UC Proposed Amendment	Eni's Comment
[Added]1.2.3 Compliance with these Guidelines may be required as a condition of a licence issued by the Commission (see Annexure 1).	<p>Eni accepts that compliance with the Guidelines is an obligation of all licensed entities.</p> <p>However, Eni does not see why compliance with the Guidelines is required as a condition of the licence.</p> <p>This is particularly because there are existing specific licence conditions relating to:</p> <ul style="list-style-type: none">• establishing a compliance process;• reporting on material breaches;• undertaking compliance audits;• submitting an annual compliance report to the Commission; and• submitting an annual compliance return to the Commission.



	<p>It is not clear why the added, more general, condition is required on top of the above.</p> <p>Further [1.2.3] states that compliance with the Guidelines 'may' be required as a condition of a licence, leaving an undetermined level of discretion by the Utilities Commission.</p> <p>Eni prefers that this amendment is not introduced.</p>
<p>S2.3 In developing and implementing a robust and comprehensive compliance monitoring and enforcement program, the following guiding principles inform the Commission's practice:</p> <ul style="list-style-type: none"> (a) Voluntary compliance (b) Risk-based (c) Education and communication (d) Transparency (e) Consistency (f) Flexibility and continuous improvement (g) Timeliness 	<p>Eni's position is that the expanded definitions in the existing Guidelines offer licensed entities clarity on the guiding principles. Eni's preference is to keep those expanded principles.</p> <p>Eni requests that 'timeliness' is also defined in amended Guidelines.</p>