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Ref. REN.LT.8653.UCNT.SR

18 June 2025

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

Dear Utilities Commission of the Northern Territory,

SUBMISSION ON THE DRAFT AMENDED ELECTRICITY INDUSTRY PERFORMANCE CODE AND DRAFT DECISION FOR CONSULTATION

I refer to your correspondence dated 13 May 2025 in relation to the subject matter. Eni Australia Limited (**EAL**) appreciates being given the opportunity to provide feedback on the draft amended Electricity Industry Performance code (EIP code) and draft decision paper.

EAL acknowledges the Utilities Commission's proposal to broaden the exemption powers under the EIP Code to allow for exemptions relating to any part of the Code, not just the reporting obligations. EAL welcomes this amendment which provides flexibility to allow for the realities of regulated entities and the variability of the type of electricity industry participants in the Northern Territory.

EAL notes that the Commission's proposed amendments do not include Eni's suggestion to specify the criteria or principles the Commission will apply when determining whether to grant an exemption. In the absence of such criteria, there is a risk of perceived or actual inconsistency, subjectivity, or regulatory uncertainty in the decision-making. To mitigate this, and ensure fairness, transparency, and accountability, the reasons behind a decision to grant an exemption should be made publicly available.

If you have any questions on this submission, please do not hesitate to contact me.

Yours sincerely,



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