

VARIATION FORM FOR THE SOUTH AUSTRALIAN GOVERNMENT ENERGY BILL RELIEF FUND 2023-24

and

DEED POLL IN FAVOUR OF THE CROWN IN RIGHT OF THE STATE OF SOUTH AUSTRALIA

This Variation Form and Deed Poll is for use by an operator of an inset network (**Claimant**) which has previously made a claim for Energy Bill Relief under the *South Australian Government Customer Concession Scheme for Energy (Scheme)* for or on behalf of one or more eligible small businesses receiving energy on its inset network.

This Variation Form and Deed Poll is intended to be used to claim the Energy Bill Relief for any additional eligible small businesses receiving energy on the Claimant's inset network, and to address any Energy Bill Relief payments that were claimed in error.

You, as the Claimant, must provide this Variation Form and Deed Poll to your electricity retailer to:

- enable your retailer to claim the Energy Bill Relief from the Crown in right of the State of South Australia (**State**) for any additional eligible small businesses receiving energy on the Claimant's inset network; and/or
- notify your retailer and the State of refunds that you will pay for any Energy Bill Relief payments which were claimed in error.

Answers to FAQs are available at business.sa.gov.au/programs/energy-bill-relief/faq

In submitting this Variation Form and Deed Poll for the Energy Bill Relief under the Scheme, the Claimant:

1. Provides the following information:

CLAIMANT DETAILS

Account Holder Name:

Account Holder ABN:

Phone Number:

Full address of Premises for which the Energy Bill Relief is/was claimed:

.....
.....

ELECTRICITY ACCOUNT DETAILS

Electricity Retailer:

Electricity Account Number:

National Meter Identifier(s) (NMI(s))¹:

Sent to (name and email address):

¹ NMI(s) will be on the front page of the electricity bill. Depending on the metering arrangements, there could be several NMIs on the bill.

SMALL BUSINESS DETAILS

Number of additional eligible small businesses for which the Energy Bill Relief is claimed:

.....

Number of small businesses for which the Energy Bill Relief is being refunded:

.....

Details of small businesses for which the Energy Bill Relief is claimed / refunded (or attach a separate document outlining this information):

Name of business	Shop address	ABN	Amount Claimed	Amount Refunded

Total amount claimed: \$
(i.e. number of eligible small businesses x \$650)

Total amount to be refunded: \$
(i.e number of small businesses for which refunds will be paid x -\$650)

2. Warrants that:
 - 2.1. the information in paragraph 1 is accurate and complete;
 - 2.2. it has only applied for Energy Bill Relief for small businesses that:
 - 2.2.1. are located in South Australia;
 - 2.2.2. each had an active electricity account with the Claimant on 1 January 2024;
 - 2.2.3. each receive an itemised account from the Claimant for their consumption of electricity;
 - 2.2.4. are not excluded businesses;² and
 - 2.2.5. each have metered total consumption less than 160MWh per annum, as defined by the National Energy Retail Law as it applies in South Australia; and
 - 2.3. it has notified its electricity retailer of all claims for the Energy Bill Relief that it has determined were paid in error.
3. Acknowledges that:
 - 3.1. the electricity retailer will provide this Variation Form and Deed Poll to the State;
 - 3.2. it may be required to provide evidence of the eligibility of each small business for which it has claimed the Energy Bill Relief upon request from the State; and
 - 3.3. claims cannot be made for premises that were vacant or unoccupied on 1 January 2024.
4. Agrees to:
 - 4.1. pass through the full benefit³ of the Energy Bill Relief to all small businesses for which it has applied in this Variation Form and Deed Poll, by way of reduction in charges for electricity in accordance with its 'deemed' or 'registered' retail exemption conditions with the Australian Energy Regulator;
 - 4.2. refund the full amount of any Energy Bill Relief paid in error;
 - 4.3. provide to the State:
 - 4.3.1. any information requested by the State relating to this Variation Form and Deed Poll and the Claimant's inset network; and
 - 4.3.2. all reasonable assistance required in order to establish that the Scheme has been complied with; and
 - 4.4. reimburse the State any Energy Bill Relief that the State considers has been improperly applied in relation to the Claimant's inset network.
5. Consents to:
 - 5.1. its electricity retailer collecting the information contained in this Variation Form and Deed Poll to process this variation for the Energy Bill Relief;
 - 5.2. this Variation Form and Deed Poll being provided to the State to enable administration of the Scheme.
6. Agrees that this Variation Form and Deed Poll will be governed in accordance with the law in the State of South Australia.

² The following types of businesses are not eligible, irrespective of their consumption level:

- banks and financial institutions (e.g. branches, ATMs);
- utilities (including telecommunication companies); and
- government-owned agencies and government-owned businesses.

³ The Energy Bill Relief amount applied to the customer's electricity bill must not be diminished, for example, by way of GST calculations on the bill. For small businesses with bills that are in credit at the time that the Energy Bill Relief is applied, Claimants must ensure that the Energy Bill Relief credit is carried over to the customer's next bill, and any subsequent bills until the customer is no longer in credit.

EXECUTED AS A DEED POLL

[delete or strike through the inapplicable execution clause]

EXECUTED by **THE CLAIMANT** in accordance with)
section 127 of the *Corporations Act 2001* (Cth) by two)
directors or one director and the company secretary:)

.....
Director signature

.....
Director/Company Secretary signature

.....
Director name

.....
Director/Company Secretary name

OR

EXECUTED by **THE CLAIMANT** in the presence of:)
)

.....
Witness signature

.....
Claimant signature

.....
Witness name

.....
Claimant name