Australian Capital Territory

Utilities (Licensing) Exemption 2021 (No 2)

**Disallowable instrument DI2021–237**

made under the

Utilities Act 2000, s 22 (Exemption)

**1 Name of instrument**

This instrument is the *Utilities (Licensing) Exemption 2021 (No 2)*.

**2 Commencement**

This instrument commences on the day after its notification day.

**3 Exemption**

1. I exempt Capital Battery Pty Ltd from the requirement for a licence in relation to the following utility service:
2. The capacity to generate 30MW or more of power connected to an electricity network.
3. This exemption is granted for the purpose described in clause 4 and subject to the conditions described in clause 5 of this instrument.

**4 Purpose**

This exemption is given to Capital Battery Pty Ltd to operate a 100MW/2‑hour stand-alone battery energy storage system at Rural Block 187 Jerrabomberra (the ***Capital Battery***).

1. **Conditions**

This exemption is granted subject to the condition that Capital Battery Pty Ltd must hold an operating certificate under section 46 of the *Utilities (Technical Regulation) Act 2014* prior to commencing construction of the Capital Battery.

Shane Rattenbury MLA

Minister for Water, Energy and Emissions Reduction

19 September 2021