

ENFORCEABLE UNDERTAKING
Renewable Energy (Electricity) Act 2000
Section 154Q

Undertaking to the Regulator given for the purposes of paragraph 154Q (1)(d) of the
Renewable Energy (Electricity) Act 2000

by

SOLARWISE WAGGA PTY LTD

ACN 145473061

Glossary

1. In this undertaking, unless the contrary intention appears, the following definitions apply:
 - "Act" means the *Renewable Energy (Electricity) Act 2000*.
 - "CER" means the Clean Energy Regulator.
 - "Certificate" means renewable energy certificate as defined in section 5 of the Act.
 - "STCs" means small-scale technology certificates.
 - "Regulations" means the *Renewable Energy (Electricity) Act 2001*.
 - "Regulator" means the Clean Energy Regulator.
 - "small generation unit" has the same meaning as it has under the Act.

Person giving undertaking

2. This undertaking is given to the Regulator by SolarWise Pty Ltd for the purposes of paragraph 154Q (1) (d) of the Act.

Background

3. SolarWise Wagga Pty Ltd is a duly incorporated company engaged in trade or commerce in Australia.
4. SolarWise Wagga Pty Ltd is an agent for the creation of Renewable Energy Certificates.
5. SolarWise Wagga Pty Ltd is a registered person under Part 2, Division 2 of the Act.

The creation of Certificates

6. Under the Act, registered persons may create certificates in respect of energy which can be generated from renewable energy sources specified in the Act and Regulations.

7. Under Part 2, Division 4, Subdivision BA, section 23A of the Act, certificates cannot be created unless all information or documentation can be supplied to the Regulator.
8. Part 2, Division 2.3, section 19E of the Regulations, set out the conditions which must be satisfied before certificates can be created in respect of a small generation unit.
9. Certificates are created in a registry known as the REC Registry.

Improper creation of Certificates by SolarWise Wagga Pty Ltd

10. It is alleged that during the period 26 April 2012 to 31 May 2012 SolarWise Wagga Pty Ltd employed an electrical contractor to undertake the electrical component on 13 PV installations despite the contractor's license having lapsed;
11. It is also alleged that during the period 06 June 2012 to 21 June 2012 SolarWise Wagga Pty Ltd incorrectly recorded the electrical license number of an electrical contractor on 22 sets of compliance paperwork and that this has led to the improper creation of certificates;
12. A review of documentation obtained voluntarily by SolarWise Wagga Pty Ltd has identified a total of 2745 improperly created certificates;
13. SolarWise Wagga Pty Ltd acknowledges that the basis on which the Regulator has formed its conclusion is valid and that the matter requires immediate attention.

Undertaking

14. Under subparagraph 154Q(1)(a) of the Act, the Regulator may accept a written undertaking given by a person that the person will, in order to comply with this Act, the regulations or the associated provisions, take specific action.
15. SolarWise Wagga Pty Ltd hereby undertakes to, on or before 31 November 2012 have an independent licensed electrical contractor:
 - (a) return to each installation site identified by the CER and inspect the electrical component of the said PV installations; and
 - (b) undertake any necessary repairs of modifications to ensure that the relevant systems meets the requirements for the issue of certificates; and
 - (c) sign a statutory declaration that the electrical work meets the requirements for the issue of certificates and include the signature of the system owner / resident of the identified location.

Commencement of Undertaking

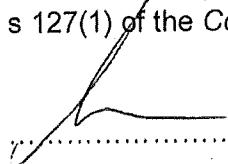
16. This Undertaking comes into effect when:
 - a. the Undertaking is executed by SolarWise Wagga Pty Ltd; and
 - b. the Regulator accepts the undertaking so executed by SolarWise Wagga Pty Ltd.

Acknowledgements

17. SolarWise Wagga Pty Ltd acknowledges:
- a. the Regulator will make this undertaking publicly available, including publishing it on the Regulator's website;
 - b. the Regulator and Officials of the Regulator will, from time to time, make public reference to this undertaking and the circumstances giving rise to this undertaking;
 - c. this undertaking in no way derogates from the rights and remedies available to any other person arising from any conduct of SolarWise Wagga Pty Ltd .

Executed by

SolarWise Wagga Pty Ltd ACN145473061 by its authorised officer pursuant to s 127(1) of the *Corporations Act 2001*



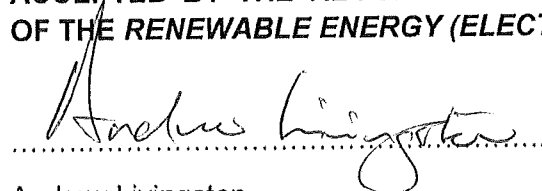
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Alex Manley

Director

This 19th..... day of September 2012

**ACCEPTED BY THE REGULATOR PURSUANT TO PARAGRAPH 154Q (1)(a)
OF THE RENEWABLE ENERGY (ELECTRICITY) ACT 2000.**



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Andrew Livingston

Delegate of the Regulator

This 19..... day of September 2012