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Mr Paul Kelly
Chairman GMCCC
Economic Regulation Authority
PO Box 8469
Perth BC WA 6849

1 July 2019

Dear Paul

We refer to the Economic Regulation Authority's Draft Decision on the proposed amendments to the Gas Marketing Code of Conduct 2017 (the **Code**) dated 30 May 2019 (**Draft Decision**) and welcome the opportunity to respond to the proposed changes to the Code.

Draft Decision

AGL Energy supports and agrees with the recommendations of the GMCCC as set out in item 12 of the Draft Decision, namely Recommendation 1 through to Recommendation 5, and has no further comment on these recommendations.

In relation to the three additional amendments to the Code proposed by the ERA, AGL offers the following comments:

Recommendation 6

AGL supports and agrees with the recommendation to amend the wording of s2.3(1)(a) to reflect that the customer's verifiable consent must be obtained prior to entering into the contract, not subsequently, as the current drafting could be considered unclear.

Recommendation 7

AGL supports introducing the concept of verifiable confirmation that certain information has been provided to the customer prior to entering into a non-standard contract.

Recommendation 8

AGL supports the recommendation to only require a customer's verifiable confirmation that the information in s2.3(2)(a) - (c) has been provided to the customer, not the information set out in the new s2.3(2A). However, AGL suggests the wording in s2.3(4), '*Subject to subclause (3),*' be deleted as this relates to the information now set out in the new s2.3(2A).



If you would like to discuss our comments further, please contact Sarah Silbert, Senior Network Relationship and Regulation Advisor, on SSilbert@agl.com.au or 0400813300.

Yours sincerely,

A handwritten signature in blue ink, appearing to read 'Rebecca Brigham'.

Rebecca Brigham
Manager, Customer Markets Regulatory and Compliance