



OBJECT

Submission No: 187405

Organisation:		Key issues: <i>Decommissioning and rehabilitation</i>
Location: <i>New South Wales 2074</i>		
Submitter Type: <i>an individual making a submission on my own behalf</i>		
Attachment: <i>240719 - New Energy Development Pty Ltd.pdf</i>		

Submission date: 7/19/2024 10:10:55 PM

Dear Commissioners,

Wallaroo Solar Pty Ltd, the Applicant, is a company with a paid up capital of \$120. The ultimate holding company is New Energy Development Pty Ltd, is a company with a paid up capital of \$120 and which is the beneficial shareholder of 60 shares in Wallaroo Solar Pty Ltd. The beneficial owner of the other 60 shares in Wallaroo Solar Pty Ltd is UNIVERGY INTERNATIONAL, S.L, a foreign company based in Spain.

Mining companies in NSW are required to pay a rehabilitation bond prior to the issue of a mining licence. This is to ensure that there are funds available for rehabilitation of the mine site at end of life if the mining company goes into liquidation. The Applicant, Wallaroo Solar Pty Ltd, could be liquidated prior to the end of life of the project with the beneficial owners, New Energy Development Pty Ltd and UNIVERGY INTERNATIONAL, S.L having received, through dividends, all income earned by Wallaroo Solar Pty Ltd during the life the project.

The beneficial owners of Wallaroo Solar Pty Ltd, , as a condition of approval of this application, should be required to pay a Rehabilitation Bond. The amount of the Bond should be determined by an independent registered quantity surveyor or such other competent valuer, to be nominated by the Independent Planning Panel. This is to ensure that funds are available for the decommissioning of the solar infrastructure which is then disposed of in accordance with the requirements of the NSW Environmental Protection Agency. Then the land is to be fully restored to its pre-existing capability.

Currently, there is no incentive for the Applicant to comply with Condition B37. There are many abandoned solar and wind projects in the USA and Europe where entities have gone into liquidation and left the host landowner to pay for the decommissioning, removal and disposing of the infrastructure and rehabilitate the property.

ASIC copies of the Current and Historical Company Extracts for Wallaroo Solar Pty Ltd and New Energy Development Pty Ltd are attached for reference by the Commissioners.

It seems unconscionable that a company with a paid up capital of \$120, can receive approval for a project with an estimated construction cost of \$150 million and not be required to post a Rehabilitation Bond to protect the host landowner from the Applicant company liquidating at the end of life of the project.

This same type of applicant company being owned by separate company/companies, which are the beneficial owners of the applicant company, is being used universally by wind, solar and battery project developers across Australia. My fear is that at the end of life of these projects, without Rehabilitation Bonds, the Australian landscape will be covered with abandoned wind, solar and battery projects as has happened, and is happening in the United States and Europe.

Thank you for allowing me to post my submission.



ASIC

Australian Securities & Investments Commission

Current & Historical Company Extract

Name: NEW ENERGY DEVELOPMENT PTY LTD

ACN: 633 113 827

Date/Time: 19 July 2024 AEST 09:24:02 PM

This extract contains information derived from the Australian Securities and Investments Commission's (ASIC) database under section 1274A of the Corporations Act 2001.

Please advise ASIC of any error or omission which you may identify.

EXTRACT

Organisation Details	Document Number
Current Organisation Details	
Name: NEW ENERGY DEVELOPMENT PTY LTD	0EKL67383
ACN: 633 113 827	
ABN: 55633113827	
Registered in: Australian Capital Territory	
Registration date: 26/04/2019	
Next review date: 26/04/2025	
Name start date: 26/04/2019	
Status: Registered	
Company type: Australian Proprietary Company	
Class: Limited By Shares	
Subclass: Proprietary Company	

Address Details	Document Number
Current	
Registered address: ONE GROUP (AUST) PTY LTD, Suite 3, 327-329 Woodpark Road, SMITHFIELD NSW 2164	7EAT25394
Start date: 04/02/2020	
Principal Place Of Business address: Unit 3, 2 Dacre Street, MITCHELL ACT 2911	7ECL56034
Start date: 20/11/2023	
Historical	
Registered address: 13 Alan Watt Crescent, CASEY ACT 2913	0EKL67383
Start date: 26/04/2019	
Cease date: 03/02/2020	
Principal Place Of Business address: 17 Walter Crocker Crescent, CASEY ACT 2913	7EAT25394
Start date: 14/01/2020	
Cease date: 19/11/2023	
Principal Place Of Business address: 13 Alan Watt Crescent, CASEY ACT 2913	0EKL67383
Start date: 26/04/2019	
Cease date: 13/01/2020	

Contact Address
Section 146A of the Corporations Act 2001 states 'A contact address is the address to which communications and notices are sent from ASIC to the company'.
Current
Address: Suite 3, 327-329 Woodpark Road, SMITHFIELD NSW 2164
Start date: 30/01/2020
Historical
Address: Suite 3, 327-329 Woodpark Road, SMITHFIELD NSW 2164
Start date: 24/01/2020

Cease date: 30/01/2020

Officeholders and Other Roles	Document Number
Director	
Name: PRUDENCE MARY FLYNN	7EBD43808
Address: [REDACTED], CASEY ACT 2913	
Born: 10/03/1986, WAGGA WAGGA, NSW	
Appointment date: 22/12/2020	
Secretary	
Name: PRUDENCE MARY FLYNN	7EBD43808
Address: [REDACTED], CASEY ACT 2913	
Born: 10/03/1986, WAGGA WAGGA, NSW	
Appointment date: 22/12/2020	
Previous Director	
Name: DANIEL ADIN FLYNN	7EAX27758
Address: [REDACTED], CASEY ACT 2913	
Born: 20/12/1979, BRUCE, ACT	
Appointment date: 08/11/2019	
Cease date: 09/10/2020	
Name: JAN CHRISTIAN ANDRE SAFKO	0EKL67383
Address: [REDACTED], BLACK ROCK VIC 3193	
Born: 15/10/1983, , SWEDEN	
Appointment date: 26/04/2019	
Cease date: 08/11/2019	
Previous Secretary	
Name: DANIEL ADIN FLYNN	7EAX27758
Address: [REDACTED], CASEY ACT 2913	
Born: 20/12/1979, BRUCE, ACT	
Appointment date: 08/11/2019	
Cease date: 09/10/2020	

Share Information**Share Structure**

Class	Description	Number issued	Total amount paid	Total amount unpaid	Document number
ORD	ORD SHARES	120	120.00	0.00	0EKL67383

Members

Note: For each class of shares issued by a proprietary company, ASIC records the details of the top twenty members of the class (based on shareholdings). The details of any other members holding the same number of shares as the twentieth ranked member will also be recorded by ASIC on the database. Where available, historical records show that a member has ceased to be ranked amongst the top twenty members. This may, but does not necessarily mean, that they have ceased to be a member of the company.

Name: PRUDENCE MARY FLYNN
Address: [REDACTED], CASEY ACT 2913

Class	Number held	Beneficially held	Paid	Document number
ORD	120	yes	FULLY	7EBT35344

Previous Members

Name: PRUDENCE MARY FLYNN
Address: [REDACTED] t, CASEY ACT 2913

Class	Number held	Beneficially held	Paid	Document number
ORD	120	no	FULLY	7EBI79073

Name: DANIEL ADIN FLYNN
Address: [REDACTED], CASEY ACT 2913

Class	Number held	Beneficially held	Paid	Document number
ORD	120	yes	FULLY	7EAX27758

Name: JAN CHRISTIAN ANDRE SAFKO
Address: [REDACTED], BLACK ROCK VIC 3193

Class	Number held	Beneficially held	Paid	Document number
ORD	120	yes	FULLY	0EKL67383

Documents

Note: Where no Date Processed is shown, the document in question has not been processed. In these instances care should be taken in using information that may be updated by the document when it is processed. Where the Date Processed is shown but there is a zero under No Pages, the document has been processed but a copy is not yet available.

Date received	Form type	Date processed	Number of pages	Effective date	Document number
26/04/2019	201C Application For Registration As A Proprietary Company	26/04/2019	3	26/04/2019	0EKL67383
28/01/2020	484 Change To Company Details 484B Change Of Registered Address 484C Change Of Principal Place Of Business (Address)	28/01/2020	2	28/01/2020	7EAT25394

09/06/2020	484 Change To Company Details 484E Appointment Or Cessation Of A Company Officeholder 484N Changes To (Members) Share Holdings	09/06/2020	3	09/06/2020	7EAX27758
22/12/2020	484E Change To Company Details Appointment Or Cessation Of A Company Officeholder	22/12/2020	2	22/12/2020	7EBD43808
25/06/2021	484N Change To Company Details Changes To (Members) Share Holdings	25/06/2021	2	25/06/2021	7EBI79073
15/06/2022	484N Change To Company Details Changes To (Members) Share Holdings	15/06/2022	2	15/06/2022	7EBT35344
20/11/2023	484C Change To Company Details Change Of Principal Place Of Business (Address)	20/11/2023	2	20/11/2023	7ECL56034

End of Extract of 4 Pages



ASIC

Australian Securities & Investments Commission

Current & Historical Company Extract

Name: WALLAROO SOLAR FARM PTY LTD

ACN: 635 212 501

Date/Time: 19 July 2024 AEST 09:18:02 PM

This extract contains information derived from the Australian Securities and Investments Commission's (ASIC) database under section 1274A of the Corporations Act 2001.

Please advise ASIC of any error or omission which you may identify.

EXTRACT

Organisation Details	Document Number
Current Organisation Details	
Name: WALLAROO SOLAR FARM PTY LTD	031746604
ACN: 635 212 501	
ABN: 60635212501	
Registered in: Australian Capital Territory	
Registration date: 31/07/2019	
Next review date: 31/07/2024	
Name start date: 31/07/2019	
Status: Registered	
Company type: Australian Proprietary Company	
Class: Limited By Shares	
Subclass: Proprietary Company	
Previous Organisation Details from 27/01/2023 to 01/02/2023	
Name: WALLAROO SOLAR FARM PTY LTD	0D0860350
Name start: 31/07/2019	
Status: Strike-Off Action In Progress	
Company type: Australian Proprietary Company	
Class: Limited By Shares	
Subclass: Proprietary Company	
Previous Organisation Details from 31/07/2019 to 26/01/2023	
Name: WALLAROO SOLAR FARM PTY LTD	0ERF43489
Name start: 31/07/2019	
Status: Registered	
Company type: Australian Proprietary Company	
Class: Limited By Shares	
Subclass: Proprietary Company	

Address Details	Document Number
Current	
Registered address: ONE GROUP (AUST) PTY LTD, Suite 3, 327-329 Woodpark Road, SMITHFIELD NSW 2164	7EAT25392
Start date: 04/02/2020	
Principal Place Of Business address: Unit 3, 2 Dacre Street, MITCHELL ACT 2911	7ECL56340
Start date: 01/10/2023	
Historical	
Registered address: DANIEL FLYNN, [REDACTED], CASEY ACT 2913	0ERF43489
Start date: 31/07/2019	
Cease date: 03/02/2020	
Principal Place Of Business address: [REDACTED], CASEY ACT 2913	7EAT25392
Start date: 14/01/2020	

Cease date:	30/09/2023	
Principal Place Of Business address:	DANIEL FLYNN, [REDACTED], CASEY ACT 2913	0ERF43489
Start date:	31/07/2019	
Cease date:	13/01/2020	

Contact Address

Section 146A of the Corporations Act 2001 states 'A contact address is the address to which communications and notices are sent from ASIC to the company'.

Current

Address: Suite 3, 327-329 Woodpark Road, SMITHFIELD NSW 2164
Start date: 30/01/2020

Historical

Address: Suite 3, 327-329 Woodpark Road, SMITHFIELD NSW 2164
Start date: 24/01/2020
Cease date: 30/01/2020

Officeholders and Other Roles**Document Number****Director**

Name: ALEJANDRO MIGUEL COLLADO DOMINGUEZ 7EBI82047
Address: Tokyo Shinjuku [REDACTED] Japan
Born: 13/10/1988, MADRID, SPAIN
Appointment date: 16/06/2021

Name: PRUDENCE MARY FLYNN 7EBI82047
Address: [REDACTED], CASEY ACT 2913
Born: 10/03/1986, WAGGA WAGGA, NSW
Appointment date: 16/06/2021

Secretary

Name: PRUDENCE MARY FLYNN 7EBI82047
Address: [REDACTED], CASEY ACT 2913
Born: 10/03/1986, WAGGA WAGGA, NSW
Appointment date: 16/06/2021

Previous Director

Name: JOSE ANTONIO MILLAN RUANO 7EAT39961
Address: Himonya [REDACTED], Meguro-ku Tokyo, Japan 152-0003, Japan
Born: 09/03/1975, MADRID, SPAIN
Appointment date: 28/01/2020
Cease date: 16/06/2021

Name: DANIEL ADIN FLYNN 7EAT25392
Address: [REDACTED], CASEY ACT 2913
Born: 20/12/1979, BRUCE, ACT
Appointment date: 31/07/2019
Cease date: 09/10/2020

Previous Secretary

Name: DANIEL ADIN FLYNN 7EAT25392
Address: [REDACTED], CASEY ACT 2913
Born: 20/12/1979, BRUCE, ACT
Appointment date: 31/07/2019

Cease date: 09/10/2020

Ultimate Holding Company

Name: NEW ENERGY DEVELOPMENT PTY LTD 0ERF43489
 ACN: 633 113 827
 ABN: 55633113827

Share Information**Share Structure**

Class	Description	Number issued	Total amount paid	Total amount unpaid	Document number
ORD	ORDINARY	120	120.00	0.00	0ERF43489

Members

Note: For each class of shares issued by a proprietary company, ASIC records the details of the top twenty members of the class (based on shareholdings). The details of any other members holding the same number of shares as the twentieth ranked member will also be recorded by ASIC on the database. Where available, historical records show that a member has ceased to be ranked amongst the top twenty members. This may, but does not necessarily mean, that they have ceased to be a member of the company.

Name: NEW ENERGY DEVELOPMENT PTY LTD
 ACN: 633 113 827
 Address: [REDACTED], CASEY ACT 2913

Class	Number held	Beneficially held	Paid	Document number
ORD	60	yes	FULLY	7EAT39961

Name: UNIVERGY INTERNATIONAL, S.L
 Org No.: 638 816 476
 Address: Calle Serrano N, [REDACTED] 28001 Madrid Spain, Spain

Class	Number held	Beneficially held	Paid	Document number
ORD	60	yes	FULLY	7EAT39961

Documents

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31/07/2019	201C Application For Registration As A Proprietary Company	31/07/2019	3	31/07/2019	0ERF43489
28/01/2020	484 Change To Company Details 484B Change Of Registered Address 484C Change Of Principal Place Of Business (Address) 484A1 Change Officeholder Name Or Address	28/01/2020	2	28/01/2020	7EAT25392
31/01/2020	484 Change To Company Details 484E Appointment Or Cessation Of A Company Officeholder 484N Changes To (Members) Share Holdings	31/01/2020	3	31/01/2020	7EAT39961
28/06/2021	484E Change To Company Details Appointment Or Cessation Of A Company Officeholder	28/06/2021	3	28/06/2021	7EBI82047
20/11/2023	484C Change To Company Details Change Of Principal Place Of Business (Address)	20/11/2023	2	20/11/2023	7ECL56340

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