



APPLICATION FOR AN ELECTRICITY TRADING LICENCE  
IN TERMS OF THE ELECTRICITY REGULATION ACT, 2006  
(ACT NO. 4 OF 2006).

Please return completed form to:

HOD: Electricity Licensing and Compliance  
National Energy Regulator of South Africa  
Kulawula House, 526 Madiba Street  
Arcadia, 0083  
Pretoria

Or:

HOD: Electricity Licensing and Compliance  
National Energy Regulator of South Africa  
P.O. Box 40343  
Arcadia  
0007

Tel (012) 401 - 4600  
Fax (012) 401 - 4700

## PREAMBLE

Section 4 of the Electricity Regulation Act, 2006 (Act No. 4 of 2006) provides for the Regulator to issue licenses for trading of electricity. Rules as determined by the Regulator specify that anyone involved in electricity trading activities requires to be licensed by the Regulator.

Applicants wishing to obtain a trading license are required to provide reasonably detailed technical, economic and financial information to NERSA together with the license application form. This information may also be contained in the form of a **Feasibility Study Report**.

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## GLOSSARY

"the Act"	The Electricity Regulation Act, 2006 (Act No. 4 of 2006), as amended
"applicant" / "NOA"	NOA Group Trading Proprietary Limited (Registration number 2023/584591/07).
"C-PPA"	<p>The power purchase agreements that NOA enters into with its Customers, namely:</p> <p><i>a Master Energy Supply Agreement ("MESA" or "Master ESA"), which governs the overall relationship between the parties and provides for the process by which the parties may enter into one or more CESAs; and</i></p> <p><i>a Customer Energy Supply Agreement ("CESA" or "Customer ESA"), which governs the terms on which NOA supplies electricity to a specific premises owned/leased by the Customer.</i></p> <p>(Each CESA is read together with the MESA concluded with that Customer)</p>
"Customer"	A customer (or potential customer) of NOA who has entered into *or may enter into) a MESA and CESA(s)
"Generation Facility"	A renewable energy facility which generates electrical energy.
"Generator"	The owner of a Generation Facility who has entered into (or who may enter into) a G-PPA with NOA.
"G-PPA"	A <i>Generator Power Purchase Agreement</i> entered into between a Generator and NOA in terms of which the Generator sells to NOA, who purchases, electricity generated by a Generation Facility.

## SECTION A PARTICULARS OF APPLICANT

### A1 Full name of applicant (business name) and business registration number

NOA Group Trading Proprietary Limited (registration number 2023/584591/07)

Please refer to **Annexure A1** (*CIPC Registration Certificate*).

### A2 Address of applicant, or in the case of a body corporate, the registered head office

Physical Address: 8<sup>th</sup> Floor, The Edge, 3 Howick Close, Cape Town, Western Cape, 7530

Postal Address: Ground Floor, 1 Colinton, Newlands, Cape Town, Western Cape, 7700

Please refer to **Annexure A2** (*CIPC Confirmation Certificate*)

### A3 Telephone number of applicant

(021) 010 0480

### A4 Fax number of applicant

n/a

### A5 Contact person of applicant

Name: Andrew Taylor

Telephone No: 021 010 0480

Mobile No: 

Fax No: n/a

Email address: andrew@noagroup.africa

### A6 Legal form of applicant

The applicant is a private company incorporated in accordance with the laws of South Africa.

Registration number: 2023/584591/07

Directors: Mr. Karel Cornelissen, Mr. Andrew Taylor

Please refer to **Annexure A2** (*CIPC Confirmation Certificate*)

**Note to Section A**

State whether the applicant is a local government body, a juristic person established in terms of an act of parliament, a department of state, a company or other legal body. If the applicant is a local government body, attach a copy of the proclamation establishing such body. Where the applicant is a company, the full names of the current directors and the company registration number are required.

## **SECTION B    COMMENCEMENT DATE OF LICENCE**

### **B1    Desired date from which the licence (if granted) is to take effect**

As soon as possible.

## SECTION C GEOGRAPHIC AREA TO WHICH TRADING APPLICATION RELATES

### C1 A sufficient description adequately specifying the location of the area(s) where the trading activities to which the application relates.

The applicant will trade electricity generated by a Generation Facility (a wind farm project) located in Albany, Eastern Cape and a Customer (a large hospital group) to its 6 (six) premises located in the provinces of Western Cape, North West, KwaZulu Natal and Gauteng.

All trading activities will occur within the borders of South Africa, through wheeling across the transmission and distribution systems operated by Eskom only (i.e. no municipal networks are relevant to this application). The Generation Facility is more fully described in **Section D1** and the Customer and its premises are more fully described in **Section E1** below.

Please refer to **Annexure C1** (*Trading Activity Map*) for locations of the Generation Facility and the Customer supply points.

#### Notes to Section C

Submit a map to readily identify the area to which the application relates. Map must indicate local government boundaries within the area to which the application relates. Where the applicant is a local government body applying to trade electricity within the whole or part of the area of another local government body, then indicate respective areas on the maps



## SECTION D GENERATOR PROFILE

**D1 Particulars of the person or persons to whom the applicant is purchasing or intends to purchase electricity from. (the generator should be licensed or registered by the Energy Regulator)**

The Generator is a private company incorporated in accordance with the laws of South Africa. The Generation Facility is registered by the Regulator.

Please refer to: **Annexure D1.1** (*Details of Generator*)

**Annexure D1.2** (*Copy of NERSA Generator Registration Certificate*)

**D2 Provide summary details of Power Purchase Agreements with generator/s including the purchasing price etc.**

The applicant and the Generator have entered into a comprehensive G-PPA. The summary details and a copy of the signed G-PPA are attached hereto.

Please refer to: **Annexure D2.1** (*Summary details of G-PPA*)

**Annexure D2.2** (*Signed G-PPA*).

**Note to Section D**

Please provide copy/copies of a signed Generation Power Purchase Agreements (GPPA) entered into and the price structure of the contract.

## SECTION E CUSTOMER PROFILE

### **E1 Particulars of the person or persons to whom the applicant is providing or intends to provide electricity to.**

The Customer is a private company incorporated in accordance with South African laws.

Please refer to **Annexure E1** (*Details of Customer*).

### **E2 Provide summary details of Power Purchase Agreements with customer including purchasing price etc.**

The applicant and the Customer have entered into a comprehensive C-PPA (comprising a Master ESA and several Customer ESAs that have all been signed), which govern the relationship of the parties and the terms of the supply of electricity to the various premises.

The summary details and copies of the C-PPAs are attached hereto.

Please refer to: **Annexure E2.1** (*Summary details of C-PPA*)

**Annexure E2.2** (*Signed C-PPA*).

#### **Note to Section E**

Please provide a copy/ copies of a signed Customer Power Purchase Agreements (CPPA) entered into and the price structure of the contract.

## SECTION F     WHEELING ARRANGEMENTS

### **F1     Specify arrangements entered into for the wheeling of the energy from supplier to purchaser.**

The applicant understands the term *wheeling* to mean the exchange of electrical energy from a supplier and to a purchaser via an electric network not owned, controlled or leased by either party and deals with the financial flow of the electrical energy.

Please refer to **Annexure F1.1** (*Wheeling Arrangements*) which specifies the arrangements entered into for the wheeling of energy from the Generator to the Customer.

Please also refer to **Annexure F1.2** (*Signed CUOSA*) which is a signed copy of the Connection and Use of System Agreement entered between the Generator and Eskom.

### **F2     Specify metering arrangements and any other related services entered into for facilitating trading activities**

The metering of energy is a critical part of the trading activities. The applicant will ensure that, in terms of the arrangements specified in **Section F1** above, all applicable metering standards and policies as set out in the Grid Codes are strictly adhered to.

Please refer to **Annexure F2.1** (*Metering Arrangements*) which explains how the applicant intends to ensure metering and other related services entered into for facilitating the trading activities have been addressed.

#### **Note to Section F**

Provide copies of any wheeling agreements, metering arrangements and any other related services that have been entered into. (e.g consent letter from the municipality or Eskom for handing over the customers to the Electricity Trader)

## SECTION G FINANCIAL INFORMATION

- G1 Submit projections of and current statements of the accounts in respect of the undertaking carried on by the applicant, showing the financial state of affairs of the most recent period, together with copies of the latest audited financial accounts where such have been prepared.**

The applicant is a newly incorporated entity and has not commenced any business activities. As such, it does not have current statements of account.

The single shareholder of the applicant is a holding company ("**NOA HoldCo**"), which has a strong balance sheet and a healthy set of financial accounts at the time of this application. NOA HoldCo has issued a *Letter of Support* in favour of the applicant confirming its commitment to support the applicant financially.

Please refer to **Annexure G1.1** (*NOA Group Structure*) which depicts the shareholding structure of the applicant, **Annexure G1.2** (*HoldCo Letters of Support*), the aforementioned Letter of Support and **Annexure G1.3** (*NOA HoldCo AFS*), which shows the financial statement of affairs of HoldCo and its ability to support the applicant. The current assets of the holding company (p10 of the AFS) are significantly higher than the Trader's Opex and Capex in the first 5 years of trading, which demonstrates the financial abilities of the applicant.

- G2 Submit annual forecasts for the next five years of costs, sales and revenues generated by the project, stating the assumptions and the underlying figures.**

Please refer to **Annexure G2.1** (*NOA Trading Financial Model, Sheets: Model guide; NOA Group - Trading FM, row 43 onwards*).

- G3 Estimates of net annual cash flows for subsequent periods (5 years, 10 years, 15 years) sufficient to demonstrate the financial security and feasibility of operating the generation station.**

Please refer to **Annexure G2.1** (*NOA Trading Financial Model, Sheets: Model guide; NOA Group - Trading FM, row 43 onwards*).

- G4 In terms of project financing, indicate who will be financing the project, how the funding is split between debt and equity, and what the terms and conditions of the funding agreements are.**

Please refer to **Annexure G2.2** (*Trading Activity Financing*)

- G5 Submit the company ownership information that include the detailed shareholding structure.**

Please refer to **Annexure G1.1** (*NOA Group Structure*) which depicts the shareholding structure of the applicant.

**Notes:**

1. The information requested in the financial statements shall be based on accounts prepared in conformity with the relevant accounting legislation and policies of South Africa.
2. Where the applicant is a local government body, the financial statements must related to electricity trading specifically.

## SECTION H FINANCIAL INFORMATION

### H1 Purchase of electricity

Name of Supplier	Peak Monthly Demand (MW)	Total Energy (mWh)	Demand Charge (R/kW/Month)	Energy Charge (c/kWh)	Total Cost of electricity purchases (R'000 for the past two years)

Please refer to **Annexure G2.1** (NOA Trading Financial Model), Sheets: *Model guide; Customer Benefit*, row 31 onwards.

### H2 Sale of electricity

Name of Purchaser	Peak Monthly Demand (MW measured over the past year)	Total Energy (mWh)	Demand Charge (R/kW/Month)	Energy Charge (c/kWh)	Total Revenue (R'000 for the past two years)

Please refer to **Annexure G2.1** (NOA Trading Financial Model), Sheets: *Model guide; Customer Benefit*, row 38 onwards.

**Note:** provide detailed pricing of energy traded between sellers and purchasers

## **SECTION I      HUMAN RESOURCES INFORMATION**

- I1      Submit details of the number of staff and employees and there categories in the service of applicant and in any support services separate from the trading entity. Also provide information regarding relevant qualifications and experience in critical areas e.g. Government Certificate of Competency.**

Please refer to: **Annexure I1.1** (*Human Resources Plan*)

**Annexures I1.2** (*CVs of Directors and Support Staff*)

**SECTION J      PERMISSION FROM OTHER GOVERNMENT DEPARTMENTS OR  
REGULATORY AUTHORITIES**

(to be provided if applicable)

**J1      Where possible provide details and any supporting documentation of  
permissions from other government departments or regulatory  
authorities.**

N/A



## SECTION K    ADDITIONAL INFORMATION

*Provide any other relevant information related to this application*

### **Trading model**

The applicant intends to operate a trading business in terms of which it purchases energy from multiple Generators under G-PPAs and on-sells the energy to multiple Customers under C-PPAs (MESAs and CESAs).

Please refer to: **Annexure K1.1** (*Trading Model details*)

**Annexure K1.2** (*Suggested Licence Conditions*)

### **Broad-Based Black Economic Empowerment (B-BBEE) Strategy**

The applicant is committed to the objectives in the Broad-Based Black Economic Empowerment Act, 2003 and the Regulations and Codes of Good Practice issued under it (as amended from time to time).

In support of this, please refer to the applicant's B-BBEE strategy contained in **Annexure K2** (*B-BBEE Strategy*).

## SOLEMN DECLARATION

On behalf of the applicant, I hereby declare that:

- a) the applicant shall at all times comply in every respect with the conditions attached to any licence that may be granted to the applicant;
- b) the applicant shall at all times comply with lawful directions of the National Energy Regulator of South Africa;
- c) the information provided by me on behalf of the applicant is accurate and complete in all respects; and
- d) I am authorised to make this declaration on behalf of the applicant.

Signed: 

Full names of Signatory: Andrew Allen Taylor

Position held (if the applicant is a company, co-operative, partnership, unincorporated association or any other body corporate): Director and Chief Executive Officer

Date: 11 April 2024