Energy Operators (Powers) Act 1979

Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws 2012

Made by the Regional Power Corporation with the approval of the Governor in Executive Council.

1. Citation

These by-laws are the Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws 2012.

2. Commencement

These by-laws come into operation as follows —

(a) by-laws 1 and 2 — on the day on which these by-laws are published in the Gazette;

(b) the rest of the by-laws — on 1 July 2012.

3. By-laws amended

These by-laws amend the Energy Operators (Regional Power Corporation) (Charges) By-laws 2006.
4. **By-law 3 amended**

In by-law 3 insert in alphabetical order:

*carbon component* has a meaning affected by by-law 4A;

5. **By-law 4A inserted**

After by-law 3 insert:

4A. **Carbon component**

(1) The carbon component is an amount that takes account of costs resulting from the *Clean Energy Act 2011* (Commonwealth) and the related Commonwealth Acts listed in the Table.

<table>
<thead>
<tr>
<th>Table</th>
</tr>
</thead>
<tbody>
<tr>
<td><em>Australian National Registry of Emissions Units Act 2011</em></td>
</tr>
<tr>
<td><em>Carbon Credits (Carbon Farming Initiative) Act 2011</em></td>
</tr>
<tr>
<td><em>Clean Energy (Charges—Customs) Act 2011</em></td>
</tr>
<tr>
<td><em>Clean Energy (Charges—Excise) Act 2011</em></td>
</tr>
<tr>
<td><em>Clean Energy (Consequential Amendments) Act 2011</em></td>
</tr>
<tr>
<td><em>Clean Energy (Customs Tariff Amendment) Act 2011</em></td>
</tr>
<tr>
<td><em>Clean Energy (Excise Tariff Legislation Amendment) Act 2011</em></td>
</tr>
<tr>
<td><em>Clean Energy (Fuel Tax Legislation Amendment) Act 2011</em></td>
</tr>
<tr>
<td><em>Clean Energy (Household Assistance Amendments) Act 2011</em></td>
</tr>
</tbody>
</table>
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Clean Energy (Income Tax Rates Amendments) Act 2011
Clean Energy (International Unit Surrender Charge) Act 2011
Clean Energy Regulator Act 2011
Clean Energy (Tax Laws Amendments) Act 2011
Clean Energy (Unit Issue Charge—Auctions) Act 2011
Clean Energy (Unit Issue Charge—Fixed Charge) Act 2011
Clean Energy (Unit Shortfall Charge—General) Act 2011
Climate Change Authority Act 2011
Customs Tariff Act 1995
Excise Act 1901
Excise Tariff Act 1921
Excise Tariff Amendment (Taxation of Alternative Fuels) Act 2011
Fuel Tax Act 2006
National Greenhouse and Energy Reporting Act 2007
Ozone Protection and Synthetic Greenhouse Gas (Import Levy) Amendment Act 2011
Ozone Protection and Synthetic Greenhouse Gas Management Act 1989
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Ozone Protection and Synthetic Greenhouse Gas (Manufacture Levy) Amendment Act 2011

(2) A reference in a provision of Schedule 1 to the carbon component is a reference to the amount specified for that provision in Schedule 2A.

6. Schedule 1 amended

(1) Delete the reference after the heading to Schedule 1 and insert:

[bl. 3, 4A(2), 4(1) and 10(1)]

(2) Delete Schedule 1 clause 2(2) and insert:

(2) Tariff L2 comprises —

(a) a fixed charge at the rate of 39.4251 cents per day; and

(b) a charge for metered consumption at the rate of —

(i) 28.1662 cents (being 26.5398 cents plus the carbon component) per unit for the first 1 650 units per day; and

(ii) 25.6357 cents (being 24.0093 cents plus the carbon component) per unit for all units exceeding 1 650 units per day.
(3) Delete Schedule 1 clause 3(2) and insert:

(2) Tariff L4 comprises —
   (a) a fixed charge at the rate of 49.9964 cents per day; and
   (b) a charge for metered consumption at the rate of —
       (i) 35.1416 cents (being 33.5152 cents plus the carbon component) per unit for the first 1,650 units per day; and
       (ii) 31.9421 cents (being 30.3157 cents plus the carbon component) per unit for all units exceeding 1,650 units per day.

(4) Delete Schedule 1 clause 4(2) and insert:

(2) Tariff M2 comprises —
   (a) a fixed charge at the rate of 46.4533 cents per day; and
   (b) a charge for metered consumption at the rate of —
       (i) 31.7802 cents (being 30.1538 cents plus the carbon component) per unit for the first 1,650 units per day; and
       (ii) 28.7757 cents (being 27.1493 cents plus the carbon component) per unit per day for all units exceeding 1,650 units.

(5) Delete Schedule 1 clause 5(2) and insert:

(2) Tariff N2 comprises —
   (a) a fixed charge at the rate of 34.3471 cents per day; and
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(b) a charge for metered consumption at the rate (in cents per unit) calculated in accordance with the following formula and by-law 10(2) —

\[
R = \left( 18.7797 + \frac{8.5552 \times P}{39.18} + 1.4785 \right) \times 1.1
\]

where —

R is the rate to be calculated;

P is the Singapore Gas Oil 0.5%S midpoint of the Product Price Assessments for Singapore/Japan Cargoes —

(i) as amended from time to time and published by Platt’s in the Oilgram Price Report; and

(ii) as expressed in Australian dollars per litre and including the rate of duty imposed by item 10.10 of the Schedule to the Excise Tariff Act 1921 (Commonwealth).

(6) Delete Schedule 1 clause 6(2) and insert:

(2) Tariff P2 comprises —

(a) a fixed charge at the rate of 60.1691 cents per day;

and

(b) a charge for metered consumption at the rate of 43.8391 cents (being 42.2127 cents plus the carbon component) per unit.

(7) Delete Schedule 1 clause 7(2) and insert:

(2) Tariff A2 comprises —

(a) a fixed charge at the rate of 41.5455 cents per day or, for multiple dwellings supplied through one
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metered supply point, a fixed charge at the rate of —

(i) 41.5455 cents per day for the first dwelling; and

(ii) 32.2582 cents per day for each additional dwelling;

and

(b) a charge for metered consumption at the rate of 24.8866 cents (being 23.2602 cents plus the carbon component) per unit.

(8) Delete Schedule 1 clause 8(2) and insert:

(2) Tariff C2 comprises —

(a) a fixed charge at the rate of 37.5016 cents per day; and

(b) a charge for metered consumption at the rate of —

(i) 22.6965 cents (being 21.0701 cents plus the carbon component) per unit for the first 20 units per day; and

(ii) 27.8663 cents (being 26.2399 cents plus the carbon component) for the next 1 630 units per day; and

(iii) 25.3652 cents (being 23.7388 cents plus the carbon component) per unit per day for all units exceeding 1 650 units.

(9) Delete Schedule 1 clause 9(2) and insert:

(2) Tariff D2 comprises —

(a) a fixed charge at the rate of 34.9367 cents per day; and
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(b) if under subclause (3) there is deemed to be more than one equivalent domestic residence in the premises, a charge of 27.1268 cents per day for each equivalent domestic residence except the first that is deemed to be in the premises; and

(c) a charge for metered consumption at the rate of 21.2983 cents (being 19.6719 cents plus the carbon component) per unit.

(10) Delete Schedule 1 clause 10(2) and insert:

(2) Tariff K2 comprises —

(a) a fixed charge at the rate of 41.5455 cents per day; and

(b) a charge for metered consumption at the rate of —

(i) 24.8866 cents (being 23.2602 cents plus the carbon component) per unit for the first 20 units per day; and

(ii) 28.1662 cents (being 26.5398 cents plus the carbon component) per unit for the next 1 630 units per day; and

(iii) 25.6357 cents (being 24.0093 cents plus the carbon component) per unit per day for all units exceeding 1 650 units.

(11) In Schedule 1 clause 11 delete “$4.3942” and insert:

$5.8964 (being $5.5061 plus the carbon component)
7. **Schedule 2A inserted**

After Schedule 1 insert:

**Schedule 2A — Carbon components**

<table>
<thead>
<tr>
<th>Schedule 1 provisions</th>
<th>Carbon components</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sch. 1 cl. 2(2)(b)(i) and (ii)</td>
<td>1.6264 cents</td>
</tr>
<tr>
<td>Sch. 1 cl. 3(2)(b)(i) and (ii)</td>
<td>1.6264 cents</td>
</tr>
<tr>
<td>Sch. 1 cl. 4(2)(b)(i) and (ii)</td>
<td>1.6264 cents</td>
</tr>
<tr>
<td>Sch. 1 cl. 6(2)(b)</td>
<td>1.6264 cents</td>
</tr>
<tr>
<td>Sch. 1 cl. 7(2)(b)</td>
<td>1.6264 cents</td>
</tr>
<tr>
<td>Sch. 1 cl. 8(2)(b)(i), (ii) and (iii)</td>
<td>1.6264 cents</td>
</tr>
<tr>
<td>Sch. 1 cl. 9(2)(c)</td>
<td>1.6264 cents</td>
</tr>
<tr>
<td>Sch. 1 cl. 10(2)(b)(i), (ii) and (iii)</td>
<td>1.6264 cents</td>
</tr>
<tr>
<td>Sch. 1 cl. 11</td>
<td>$0.3903</td>
</tr>
</tbody>
</table>
8. **Schedule 2 replaced**

Delete Schedule 2 and insert:

**Schedule 2 — Street lighting**

<table>
<thead>
<tr>
<th>Item</th>
<th>Wattage</th>
<th>Type</th>
<th>Midnight Switch-off (Obsolescent) Cents per day</th>
<th>1:15 a.m. Switch-off Cents per day</th>
<th>Down Switch-off Cents per day</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td>[bl. 4(2)]</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Z.01</td>
<td>50</td>
<td>Mercury Vapour</td>
<td>31.8470 (includes carbon component of 0.4342)</td>
<td>32.6568 (includes carbon component of 0.5359)</td>
<td>35.6066 (includes carbon component of 0.9197)</td>
</tr>
<tr>
<td>Z.02</td>
<td>80</td>
<td>Mercury Vapour</td>
<td>37.7577 (includes carbon component of 0.6948)</td>
<td>38.8044 (includes carbon component of 0.8574)</td>
<td>43.4265 (includes carbon component of 1.4716)</td>
</tr>
<tr>
<td>Z.03</td>
<td>125</td>
<td>Mercury Vapour</td>
<td>47.0118 (includes carbon component of 1.0856)</td>
<td>48.8389 (includes carbon component of 1.3397)</td>
<td>55.4908 (includes carbon component of 2.2993)</td>
</tr>
<tr>
<td>Z.04</td>
<td>140</td>
<td>Low Pressure Sodium</td>
<td>48.2567 (includes carbon component of 1.2159)</td>
<td>50.1717 (includes carbon component of 1.5005)</td>
<td>57.7740 (includes carbon component of 2.5752)</td>
</tr>
<tr>
<td>Z.07</td>
<td>250</td>
<td>Mercury Vapour</td>
<td>59.4792 (includes carbon component of 2.1712)</td>
<td>63.0574 (includes carbon component of 2.6795)</td>
<td>76.4374 (includes carbon component of 4.5986)</td>
</tr>
<tr>
<td>Z.10</td>
<td>400</td>
<td>Mercury Vapour</td>
<td>88.4707 (includes carbon component of 3.4740)</td>
<td>93.9771 (includes carbon component of 4.2872)</td>
<td>114.9591 (includes carbon component of 7.3578)</td>
</tr>
<tr>
<td>Z.13</td>
<td>150</td>
<td>High Pressure Sodium</td>
<td>44.9105 (includes carbon component of 1.3027)</td>
<td>46.9146 (includes carbon component of 1.6077)</td>
<td>57.3599 (includes carbon component of 2.7592)</td>
</tr>
<tr>
<td>Z.15</td>
<td>250</td>
<td>High Pressure Sodium</td>
<td>66.9141 (includes carbon component of 2.1712)</td>
<td>71.0246 (includes carbon component of 2.6795)</td>
<td>86.8219 (includes carbon component of 4.5986)</td>
</tr>
</tbody>
</table>
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<table>
<thead>
<tr>
<th>Item</th>
<th>Wattage</th>
<th>Type</th>
<th>Midnight Switch-off (Obsolescent)</th>
<th>1.15 a.m. Switch-off Cents per day</th>
<th>Down Switch-off Cents per day</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>250</td>
<td>Mercury Vapour</td>
<td>76.1888 (includes carbon component of 2.1712)</td>
<td>79.7519 (includes carbon component of 2.6795)</td>
<td>93.1469 (includes carbon component of 4.5986)</td>
</tr>
<tr>
<td>Z.05</td>
<td>400</td>
<td>Mercury Vapour</td>
<td>105.1955 (includes carbon component of 3.4740)</td>
<td>110.7018 (includes carbon component of 4.2872)</td>
<td>131.6079 (includes carbon component of 7.3578)</td>
</tr>
<tr>
<td></td>
<td>250</td>
<td>Mercury Vapour 50% E.C. cost</td>
<td>67.8263 (includes carbon component of 2.1712)</td>
<td>71.3591 (includes carbon component of 2.6795)</td>
<td>84.7846 (includes carbon component of 4.5986)</td>
</tr>
<tr>
<td>Z.08</td>
<td>250</td>
<td>Mercury Vapour 100% E.C. cost</td>
<td>76.1888 (includes carbon component of 2.1712)</td>
<td>79.7519 (includes carbon component of 2.6795)</td>
<td>93.1469 (includes carbon component of 4.5986)</td>
</tr>
<tr>
<td>Z.09</td>
<td>400</td>
<td>Mercury Vapour 50% E.C. cost</td>
<td>96.8331 (includes carbon component of 3.4740)</td>
<td>102.3547 (includes carbon component of 4.2872)</td>
<td>123.2759 (includes carbon component of 7.3578)</td>
</tr>
<tr>
<td>Z.11</td>
<td>400</td>
<td>Mercury Vapour 100% E.C. cost</td>
<td>105.1955 (includes carbon component of 3.4740)</td>
<td>110.7018 (includes carbon component of 4.2872)</td>
<td>131.6079 (includes carbon component of 7.3578)</td>
</tr>
<tr>
<td>Z.12</td>
<td>150</td>
<td>High Pressure Sodium</td>
<td>68.3099 (includes carbon component of 1.3027)</td>
<td>70.2834 (includes carbon component of 1.6077)</td>
<td>80.6984 (includes carbon component of 2.7592)</td>
</tr>
<tr>
<td>Z.14</td>
<td>250</td>
<td>High Pressure Sodium 50% E.C. cost</td>
<td>79.4273 (includes carbon component of 2.1712)</td>
<td>83.5681 (includes carbon component of 2.6795)</td>
<td>99.3351 (includes carbon component of 4.5986)</td>
</tr>
<tr>
<td>Z.16</td>
<td>250</td>
<td>High Pressure Sodium 100% E.C. cost</td>
<td>91.9100 (includes carbon component of 2.1712)</td>
<td>96.0964 (includes carbon component of 2.6795)</td>
<td>111.8786 (includes carbon component of 4.5986)</td>
</tr>
</tbody>
</table>

**Street lighting for existing services only**

- Z.18 per kW Auxiliary Lighting in Public Places: Not applicable Not applicable 260.3391 (includes carbon component of 18.3946)
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<table>
<thead>
<tr>
<th>Item</th>
<th>Wattage</th>
<th>Type</th>
<th>Midnight Switch-off Cents per day</th>
<th>1.15 a.m. Switch-off Cents per day</th>
<th>Dawn Switch-off Cents per day</th>
</tr>
</thead>
<tbody>
<tr>
<td>Z.51</td>
<td>60</td>
<td>Incandescent</td>
<td>31.9674 (includes carbon component of 0.5211)</td>
<td>32.8054 (includes carbon component of 0.6431)</td>
<td>35.8615 (includes carbon component of 1.1037)</td>
</tr>
<tr>
<td>Z.52</td>
<td>100</td>
<td>Incandescent</td>
<td>32.4490 (includes carbon component of 0.0868)</td>
<td>33.3999 (includes carbon component of 0.1072)</td>
<td>36.8817 (includes carbon component of 0.1839)</td>
</tr>
<tr>
<td>Z.53</td>
<td>200</td>
<td>Incandescent</td>
<td>39.2027 (includes carbon component of 1.7370)</td>
<td>40.5876 (includes carbon component of 2.1436)</td>
<td>46.4869 (includes carbon component of 3.6789)</td>
</tr>
<tr>
<td>Z.54</td>
<td>300</td>
<td>Incandescent</td>
<td>49.1191 (includes carbon component of 2.6055)</td>
<td>51.4394 (includes carbon component of 3.2154)</td>
<td>59.9539 (includes carbon component of 5.5184)</td>
</tr>
<tr>
<td>Z.56</td>
<td>40</td>
<td>Fluorescent</td>
<td>31.7265 (includes carbon component of 0.3474)</td>
<td>32.5082 (includes carbon component of 0.4287)</td>
<td>35.3515 (includes carbon component of 0.7358)</td>
</tr>
<tr>
<td>Z.57</td>
<td>80</td>
<td>Fluorescent</td>
<td>37.7577 (includes carbon component of 0.6948)</td>
<td>38.8044 (includes carbon component of 0.8574)</td>
<td>43.4265 (includes carbon component of 1.4716)</td>
</tr>
<tr>
<td>Z.58</td>
<td>160</td>
<td>Fluorescent</td>
<td>53.3933 (includes carbon component of 1.3896)</td>
<td>54.5388 (includes carbon component of 1.7149)</td>
<td>64.6241 (includes carbon component of 2.9431)</td>
</tr>
</tbody>
</table>
9. **Schedule 4 amended**

In Schedule 4 item 10 delete “$4.65” and insert:

$4.75

The Common Seal of the Regional Power Corporation was affixed to these by-laws in the presence of —

BRENDAN HAMMOND, Director.

DAVID TOVEY, Executive officer.

Approved by the Governor,

N. HAGLEY, Clerk of the Executive Council.