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ELECTRICITY INDUSTRY ACT 2004

PROCLAMATION

ELECTRICITY CORPORATION ACT 1994

**ELECTRICITY DISTRIBUTION
AMENDMENT REGULATIONS
(No. 2) 2004**

**ELECTRICITY TRANSMISSION
AMENDMENT REGULATIONS
(No. 2) 2004**

ELECTRICITY INDUSTRY ACT 2004

5 of 2004

PROCLAMATION

WESTERN AUSTRALIA	}	By His Excellency Lieutenant General John Murray Sanderson, Companion of the Order of Australia, Governor of the State of Western Australia.
John Sanderson, Governor.		
[L.S.]		

I, the Governor, acting under section 2 of the *Electricity Industry Act 2004*, and with the advice and consent of the Executive Council —

- (a) fix 23 June 2004 as the day on which section 3, Part 4, other than section 65, and Parts 9 and 10 of that Act, come into operation; and
- (b) fix 1 July 2004 as the day on which Part 8 of that Act comes into operation.

Given under my hand and the Public Seal of the State on 22 June 2004.

By Command of the Governor,

E. S. RIPPER, Minister for Energy.

GOD SAVE THE QUEEN !

Electricity Corporation Act 1994

Electricity Distribution Amendment Regulations (No. 2) 2004

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Electricity Distribution Amendment Regulations (No. 2) 2004*.

2. Commencement

These regulations come into operation on the day on which Part 9 of the *Electricity Industry Act 2004* comes into operation.

3. The regulations amended

The amendments in these regulations are to the *Electricity Distribution Regulations 1997**.

[* *Published in Gazette 1 July 1997, p. 3335-406.*
For amendments to 15 June 2004 see Western Australian Legislation Information Tables for 2003, Table 4, p. 89.]

4. Regulation 3 amended

Regulation 3 is amended by inserting in the appropriate alphabetical positions the following definitions —

“

“**market member**” has the meaning given to that term in regulation 4 of the *Electricity Industry (Wholesale Market) Regulations 2004*;

Electricity Distribution Amendment Regulations (No. 2) 2004

r. 5

“**South West interconnected system**” has the meaning given to that term in section 3 of the *Electricity Industry Act 2004*;

”.

5. Regulation 23 amended

Regulation 23 is amended by deleting paragraph (e), and “and” after it, and inserting instead —

“

- (e) the “**permitted tolerance**” for a group of connections is —
- (i) an amount expressed in kWh equal to 3% of the relevant amount in respect of the group of connections; or
 - (ii) in a case where —
 - (I) the distribution access agreement is for transporting electricity any of which is derived from a renewable energy source; and
 - (II) the user was a party to an agreement of that kind when the *Electricity Distribution Amendment Regulations (No. 2) 2004* commenced,1500 kWh;

and

”.

Electricity Distribution Amendment Regulations (No. 2) 2004**r. 6**

6. Regulations 24 to 27 amended

- (1) Regulations 24, 25, and 27 are each amended by repealing subregulation (1aa) and inserting instead the following subregulation —

“

- (1aa) This regulation does not apply to a user's distribution access agreement for transporting electricity using any part of the South West interconnected system during a period for which the user is a market member.

”

- (2) Regulation 26 is amended by repealing subregulation (1aa) and inserting instead the following subregulation —

“

- (1aa) This regulation does not apply to a user whose distribution access agreement is for transporting electricity using any part of the South West interconnected system during a period for which the user is a market member.

”

7. Regulation 25 further amended

Regulation 25(1)(a) is amended by deleting “LFXExit_i” and inserting instead —

“ LFTXExit_i ”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

Electricity Corporation Act 1994

Electricity Transmission Amendment Regulations (No. 2) 2004

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Electricity Transmission Amendment Regulations (No. 2) 2004*.

2. Commencement

These regulations come into operation on the day on which Part 9 of the *Electricity Industry Act 2004* comes into operation.

3. The regulations amended

The amendments in these regulations are to the *Electricity Transmission Regulations 1996**.

[* Reprinted as at 24 May 2002.

For amendments to 15 June 2004 see *Western Australian Legislation Information Tables for 2003, Table 4, p. 89.*]

4. Regulation 3 amended

Regulation 3 is amended by inserting in the appropriate alphabetical positions the following definitions —

“

“**market member**” has the meaning given to that term in regulation 4 of the *Electricity Industry (Wholesale Market) Regulations 2004*;

Electricity Transmission Amendment Regulations (No. 2) 2004

r. 5

“**South West interconnected system**” has the meaning given to that term in section 3 of the *Electricity Industry Act 2004*;

”.

5. Regulation 21 amended

Regulation 21 is amended by deleting paragraph (e), and “and” after it, and inserting instead —

“

- (e) the “**permitted tolerance**” for a group of connections is —
- (i) an amount expressed in kWh equal to 3% of the relevant amount in respect of the group of connections; or
 - (ii) in a case where —
 - (I) the access agreement is for transporting electricity any of which is derived from a renewable energy source; and
 - (II) the user was a party to an agreement of that kind when the *Electricity Distribution Amendment Regulations (No. 2) 2004* commenced,
- 1500 kWh;

and

”.

Electricity Transmission Amendment Regulations (No. 2) 2004

r. 6**6. Regulations 22 to 25 amended**

- (1) Regulations 22, 23, and 25 are each amended by repealing subregulation (1aa) and inserting instead the following subregulation —

“

- (1aa) This regulation does not apply to a user’s access agreement for transporting electricity using any part of the South West interconnected system during a period for which the user is a market member.

”

- (2) Regulation 24 is amended by repealing subregulation (1aa) and inserting instead the following subregulation —

“

- (1aa) This regulation does not apply to a user whose access agreement is for transporting electricity using any part of the South West interconnected system during a period for which the user is a market member.

”

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

