



New South Wales

Gas Supply (General) Amendment (Ring Fencing) Regulation 1998

under the

Gas Supply Act 1996

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Gas Supply Act 1996*.

BOB DEBUS, M.P.,

Minister for Energy

Explanatory note

The object of this Regulation is to impose certain ring fencing requirements (derived from the Access Code established under Part 2 of the *Gas Supply Act 1996*) on authorised reticulators under that Act. Ring fencing requirements are the procedures that authorised reticulators must establish to ensure that their gas reticulation functions are segregated from their other functions, including, in particular, their gas supply functions.

This Regulation is made under the *Gas Supply Act 1996*, including section 83 (the general regulation-making power) and section 16.

1998 No 48

Clause 1 Gas Supply (General) Amendment (Ring Fencing) Regulation 1998

Gas Supply (General) Amendment (Ring Fencing) Regulation 1998

1 Name of Regulation

This Regulation is the *Gas Supply (General) Amendment (Ring Fencing) Regulation 1998*.

2 Amendment of Gas Supply (General) Regulation 1997

The *Gas Supply (General) Regulation 1997* is amended **as** set out in Schedule 1.

3 Explanatory note

The explanatory note does not form part of this Regulation.

Schedule 1 Amendments

(Clause 2)

Part 4A

Insert after Part 4:

Part 4A Ring fencing

22A Application of Part

This Part applies to each of the following reticulators as follows:

- (a) it applies to and in respect of AGL Gas Networks Limited (ACN 003 004 322) on and from 1 February 1998,
- (b) it applies to and in respect of Albury Gas Company Limited (ACN 000 001 249) on and from 1 March 1998,
- (c) it applies to and in respect of Great Southern Energy on and from 26 July 1998.

22B Compliance with Access Code

- (1) It is a condition of a reticulator's authorisation that the reticulator must comply with the requirements of sections 4.1 (section 4.1 (i) excepted), **4.4**, 4.5 and 4.6 of the Access Code.
- (2) If under section 4.7 of the Access Code any such requirement has been varied, the reticulator must comply with the requirement as varied.
- (3) If under section 4.7 of the Access Code any such requirement has been waived, the reticulator need not comply with the requirement.
- (4) For the purposes of this clause, the references in sections 4.4 and 4.5 of the Access Code to section **4.2** of that Code are to be ignored.