

ENERGY ADMINISTRATION ACT 1987— REGULATION

(Energy Administration (General) Regulation 1995)

NEW SOUTH WALES



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HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Energy Administration Act 1987, has been pleased to make the Regulation set forth hereunder.

Michael Egan MLC
Minister for Energy.

Citation

1. This Regulation may be cited as the Energy Administration (General) Regulation 1995.

Commencement

2. This Regulation commences on 1 July 1995.

Definition

3. In this Regulation:

“**the Act**” means the Energy Administration Act 1987.

Certificate of authority of inspector

4. For the purposes of section 31 (2) of the Act, the prescribed form of certificate of an inspector’s authority is as follows:

AUTHORITY TO INSPECT AND TEST

This is to certify that the bearer, whose name and photograph appear on the back of this Authority, is authorised to carry out inspections and tests for the purposes of Part 6 of the Energy Administration Act 1987.

(NOTE: The matter appearing on the back of the form must include the full name and a recent photograph of the authorised person.)

Application of State Energy Research and Development Fund

5. For the purposes of section 35A (3) (b) of the Act, the following purposes are prescribed:

- (a) research concerning the supply and use of energy resources for the State;
- (b) development and demonstration of technology and systems for the supply and use of energy resources for the State;
- (c) education in connection with research, development and demonstration concerning the supply and use of energy resources for the State.

Sales exempt from contributions to State Energy Research and Development Fund

6. (1) The following classes of sales are exempt from the operation of section 35B of the Act:

- (a) the sale of gas for delivery and consumption outside the State;
- (b) the sale of gas to a person who is engaged in the reticulation of gas in the course of intrastate trade (being trade carried on in the State which is not trade or commerce among the States within the meaning of section 92 of the Commonwealth Constitution).

(2) Expressions used in this clause have the same meanings as in the Gas Act 1986.

Repeal

7. The Energy Administration (General) Regulation 1987 is repealed.

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EXPLANATORY NOTE

The object of this Regulation is to repeal and remake, with no major changes of substance, the provisions of the Energy Administration (General) Regulation 1987. The new Regulation deals with the following matters:

- (a) prescribing the form of certificate of an inspector's authority under the Act (clause 4);
- (b) prescribing the purposes towards which the State Energy Research and Development Fund may be applied (clause 5);
- (c) prescribing certain sales as being exempt from the requirements of the Act in relation to contributions to the State Energy Research and Development Fund (clause 6);
- (d) other formal matters (clauses 1, 2, 3 and 7).

This Regulation is made under the Energy Administration Act 1987, including section 53 (the general regulation making power) and sections 31, 35A and 35B.

This Regulation comprises or relates to matters that are not likely to impose an appreciable burden, cost or disadvantage on any sector of the public.

This Regulation is made in connection with the staged repeal of subordinate legislation under the Subordinate Legislation Act 1989.
