



New South Wales

Energy Services Corporations (Dissolution of Australian Inland Energy Water Infrastructure) Regulation 2005

under the

Energy Services Corporations Act 1995

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Energy Services Corporations Act 1995*.

ANDREW REFSHAUGE, M.P.,
Treasurer

Explanatory note

The objects of this Regulation are:

- (a) to amend Part 2 of Schedule 1 to the *Energy Services Corporations Act 1995* so as to dissolve Australian Inland Energy Water Infrastructure, and
- (b) to make savings and transitional provisions consequent on its dissolution.

This Regulation is made under the *Energy Services Corporations Act 1995*, including section 17 (the general power to make regulations) and section 14.

2005 No 129

Clause 1

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1 Name of Regulation

This Regulation is the *Energy Services Corporations (Dissolution of Australian Inland Energy Water Infrastructure) Regulation 2005*.

2 Commencement

This Regulation commences on 1 July 2005, or on the day following the last day on which it is capable of being disallowed under section 41 of the *Interpretation Act 1987*, whichever is the later.

Note. Pursuant to section 14 (3) of the *Energy Services Corporations Act 1995*, a House of Parliament is able to disallow this Regulation only if the disallowance motion is passed within 15 sitting days after written notice of the making of the Regulation is laid before the House under section 40 of the *Interpretation Act 1987*.

3 Definitions

(1) In this Regulation:

the Act means the *Energy Services Corporations Act 1995*.

(2) Notes included in this Regulation do not form part of this Regulation.

4 Dissolution of Australian Inland Energy Water Infrastructure

Part 2 of Schedule 1 to the Act is amended by omitting the corporate name of Australian Inland Energy Water Infrastructure.

5 Country Energy to complete certain reports relating to Australian Inland Energy Water Infrastructure

On and from the commencement of this Regulation, Country Energy is required to prepare and submit any report under the *Annual Reports (Statutory Bodies) Act 1984* that Australian Inland Energy Water Infrastructure would have been required to prepare and submit under that Act had Australian Inland Energy Water Infrastructure still been in existence.

6 Country Energy may act in own name or in name of Australian Inland Energy Water Infrastructure

- (1) On and from the commencement of this Regulation, Country Energy may act in its own name as the universal successor of Australian Inland Energy Water Infrastructure or (if necessary) may act in the name of Australian Inland Energy Water Infrastructure.
- (2) Subclause (1) applies for all purposes, including for the purpose of the rules of private international law.
- (3) Without limiting subclause (1), Country Energy may act in the name of Australian Inland Energy Water Infrastructure if it is necessary to do so under the law of any country:
 - (a) to perfect the transfer of any asset, right or liability of Australian Inland Energy Water Infrastructure, or
 - (b) to take, defend or maintain legal proceedings in connection with any such asset, right or liability.
- (4) For the purposes of this clause, Country Energy is authorised to use the seal of Australian Inland Energy Water Infrastructure.
- (5) In this clause, *asset*, *right* and *liability* have the same meanings as they have in Schedule 3 to the Act.

7 References to Australian Inland Energy Water Infrastructure

On and from the commencement of this Regulation, a reference in any Act or instrument to Australian Inland Energy Water Infrastructure (including, in particular, the reference in Part 3 of Schedule 3 to the *Water Management Act 2000*) includes a reference to Country Energy.