



New South Wales

Electricity Supply (Safety and Network Management) Amendment Regulation 2005

under the

Electricity Supply Act 1995

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Electricity Supply Act 1995*.

FRANK ERNEST SARTOR, M.P.,
Minister for Energy and Utilities

Explanatory note

The object of this Regulation is to amend the *Electricity Supply (Safety and Network Management) Regulation 2002* so as:

- (a) to ensure that certain plans prepared by a network operator that is a distribution network service provider comply with any requirements imposed on the network operator by the conditions of its distribution network service provider's licence, and
- (b) to enable a network operator to be exempted from such of the requirements of that Regulation as are inconsistent with the requirements of the network operator's licence and
- (c) to provide that the requirements of that Regulation are supplementary to the requirements imposed by the conditions of a distribution network service provider's licence, and
- (d) to update the definition of **Director-General** in clause 3 of that Regulation.

This Regulation is made under the *Electricity Supply Act 1995*, including section 106 (the general power to make regulations).

2005 No 393

Clause 1

Electricity Supply (Safety and Network Management) Amendment
Regulation 2005

**Electricity Supply (Safety and Network Management)
Amendment Regulation 2005**

under the

Electricity Supply Act 1995

1 Name of Regulation

This Regulation is the *Electricity Supply (Safety and Network Management) Amendment Regulation 2005*.

2 Amendment of Electricity Supply (Safety and Network Management) Regulation 2002

The *Electricity Supply (Safety and Network Management) Regulation 2002* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 2)

[1] Clause 3 Definitions

Omit the definition of *Director-General*. Insert instead:

Director-General means the Director-General of the Department of Energy, Utilities and Sustainability.

[2] Clause 5 Network operators may be required to lodge plans

Insert after clause 5 (2):

- (2A) A network operator that is a distribution network service provider does not comply with a requirement under subclause (1) in respect of any such plan unless the plan complies with any requirements imposed on the network operator by any relevant conditions of the network operator's distribution network service provider's licence.

[3] Clause 21 Exemptions

Omit clause 21 (1). Insert instead:

- (1) The Director-General may exempt a network operator from any requirement of this Regulation if of the opinion that the requirement is inappropriate having regard to:
- (a) the nature, size and complexity of the network operator's transmission or distribution system, or
 - (b) in the case of a network operator that is a distribution network service provider, the requirements imposed on the network operator by the conditions of its distribution network service provider's licence.

[4] Clause 21A

Insert after clause 21:

21A Regulation to be construed as supplementing licence conditions

The requirements imposed on a distribution network service provider by this Regulation are in addition to the requirements imposed on the distribution network service provider by the conditions of its distribution network service provider's licence.