



New South Wales

Gas Supply (Safety and Network Management) Amendment (Hydrogen Gas) Regulation 2020

under the

Gas Supply Act 1996

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

MATT KEAN, MP
Minister for Energy and Environment

Explanatory note

The objects of this Regulation are to amend the *Gas Supply (Safety and Network Management) Regulation 2013* to—

- (a) declare certain gases, specified below, to be gases for the purposes of the Act, and
- (b) prescribe those gases as gases in respect of which a distribution system must not be operated for the purpose of conveying the gases otherwise than under the authority of a distributor's licence.

Those gases are hydrogen gas that has not been mixed with any other gas and a mixture of hydrogen gas and another gas to which the *Gas Supply Act 1996* applies.

This Regulation is made under the *Gas Supply Act 1996*, including sections 34 and 83 (the general regulation-making power) and paragraph (c) of the definition of *gas* in the Dictionary.

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1 Name of Regulation

This Regulation is the *Gas Supply (Safety and Network Management) Amendment (Hydrogen Gas) Regulation 2020*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

3 Amendment of Gas Supply (Safety and Network Management) Regulation 2013

(1) Clause 4A

Insert after clause 4—

4A Definition of “gas”

For the purposes of the definition of *gas* in the Dictionary to the Act, each of the following is declared to be a gas for the purposes of the Act—

- (a) hydrogen gas that is not mixed with any other gas,
- (b) a mixture of hydrogen gas and another gas to which the Act applies.

(2) Clause 37A

Insert before clause 38—

37A Prohibition of unlicensed distribution of hydrogen gas and hydrogen gas mixtures

For the purposes of section 34 of the Act, the following gases are prescribed—

- (a) hydrogen gas that is not mixed with any other gas,
- (b) a mixture of hydrogen gas and another gas to which the Act applies.