



New South Wales

Gas and Electricity (Consumer Safety) Amendment (Electrical Meter Installation Safety) Regulation 2021

under the

Gas and Electricity (Consumer Safety) Act 2017

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Gas and Electricity (Consumer Safety) Act 2017*.

KEVIN ANDERSON, MP
Minister for Better Regulation and Innovation

Explanatory note

The object of this Regulation is to exempt retailers and metering coordinators from obligations under the *Gas and Electricity (Consumer Safety) Act 2017* in relation to the installation of advanced electrical meters, subject to conditions.

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1 Name of Regulation

This Regulation is the *Gas and Electricity (Consumer Safety) Amendment (Electrical Meter Installation Safety) Regulation 2021*.

2 Commencement

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

Schedule 1 Amendment of Gas and Electricity (Consumer Safety) Regulation 2018

Part 9AA

Insert after Part 9—

Part 9AA Electrical meter installations

38AA Definitions

In this Part—

metering provider has the same meaning as it has in the *National Electricity Rules*.

metering safety management system means a safety management system that—

- (a) complies with the Act, section 38AB(1), and
- (b) satisfies the requirements of the Code for Safe Meter Installation.

National Electricity (NSW) Law means the provisions applying because of the *National Electricity (New South Wales) Act 1997*, section 6, and includes the *National Electricity Rules*.

National Electricity Rules has the same meaning as it has in the *National Electricity (NSW) Law*.

38AB Exemptions for metering coordinators

For the purposes of the Act, section 75(3), a metering coordinator is exempt from the Act, section 38AB(4), if—

- (a) the metering coordinator engages a metering provider to install, maintain or replace an advanced meter, and
- (b) the metering provider ensures the Asbestos Management Code of Practice is complied with for the installation, maintenance or replacement of the advanced meter.

38AC Metering safety management system—exemptions

- (1) For the purposes of the Act, section 75(3), a metering coordinator is exempt from the Act, section 38AC(1), if—
 - (a) the metering coordinator engages a metering provider to provide, install, maintain or replace an advanced meter, and
 - (b) the metering coordinator ensures that the metering provider has a metering safety management system in place.
- (2) For the purposes of the Act, section 75(3), a retailer is exempt from the Act, section 38AC(2) if—
 - (a) the metering coordinator engaged by the retailer engages a metering provider to install, maintain or replace an advanced meter, and
 - (b) the metering provider—
 - (i) has a metering safety management system in place, and
 - (ii) installs, maintains or replaces the advanced meter in a way that ensures the safety of persons and property, and
 - (c) the retailer ensures—

- (i) the metering provider has a metering safety management system in place, and
 - (ii) the metering provider installs, maintains or replaces the advanced meter in a way that ensures the safety of persons and property.
- (3) For the purposes of the Act, section 75(3), a metering coordinator is exempt from the Act, section 38AC(5) if—
 - (a) the metering coordinator engages a metering provider to provide, install, maintain or replace an advanced meter, and
 - (b) the metering provider—
 - (i) has provided documentation relating to the provider’s metering safety management system to the Secretary before providing, installing, maintaining or replacing the advanced meter, and
 - (ii) ensures the metering safety management system is brought to the attention of the persons engaged by the metering coordinator to install, replace or maintain an advanced meter, and
 - (iii) ensures a copy of the documents relating to the system are made readily available to those persons.