



New South Wales

Essential Services Proclamation (No 3) 2022

under the

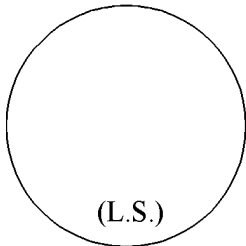
Essential Services Act 1988

MARGARET BEAZLEY, Governor

I, the Honourable Margaret Beazley AC QC, Governor of New South Wales, with the advice of the Executive Council, make the following Proclamation under the *Essential Services Act 1988*, section 8.

Signed and sealed at Sydney, this 13th day of July 2022.

By Her Excellency's Command,



DOMINIC PERROTTET, MP

Premier

GOD SAVE THE QUEEN!

Explanatory note

The objects of this Proclamation are to—

- (a) declare the supply or distribution of coal as an essential service in relation to which regulations may be made under the *Essential Services Act 1988*, section 9, and
- (b) specify the Minister for Energy as the Minister with responsibility for recommending the making, administration and enforcement of the regulations.

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Essential Services Act 1988

1 Name of Proclamation

This Proclamation is the *Essential Services Proclamation (No 3) 2022*.

2 Commencement

This Proclamation commences on 16 July 2022 and is required to be published on the NSW legislation website.

3 Definition

In this Proclamation—

the Act means the *Essential Services Act 1988*.

Note— The Act and the *Interpretation Act 1987* contain definitions and other provisions that affect the interpretation and application of this Proclamation.

4 Grounds for Proclamation

It appears to the Governor that the supply or distribution of coal is likely—

- (a) to cease, or
- (b) to be interrupted or reduced, or
- (c) to be provided in a manner that does not, or is not likely to, meet the reasonable requirements of the community, or
- (d) otherwise to be rendered insufficient for the reasonable requirements of the community.

5 Declaration of essential service and specification of responsible Minister

- (1) The supply or distribution of coal is declared to be an essential service in relation to which regulations may be made under the Act, section 9.
- (2) The Minister for Energy has responsibility for recommending the making, administration and enforcement of the regulations.

6 Duration of Proclamation

This Proclamation continues in force for 30 days from the day on which it commences, unless sooner revoked.

7 Revocation

The *Essential Services Proclamation (No 2) 2022* is revoked.