

Act No. 105

ELECTRICITY COMMISSION (AMENDMENT) BILL 1987

NEW SOUTH WALES



EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

This Bill is cognate with the Energy Administration Bill 1987.

The object of this Bill is to amend the Electricity Commission Act 1950 to—

- (a) require the Electricity Commission to prepare, every 3 years, Electricity Development and Fuel Sourcing Plans setting out its strategies for the provision of electricity in the State and other matters; and
- (b) increase the number of Commissioners from 5–7 to 8–10.

Clause 1 specifies the short title of the proposed Act.

Clause 2 specifies that the proposed Act will, with minor exceptions, commence on the commencement of the Energy Administration Act 1987.

Clause 3 gives effect to the Schedule of amendments.

Clause 4 saves contracts, agreements or arrangements to supply electricity made before the commencement of the proposed Act.

Schedule 1 (1) omits section 2 (Division into Parts) of the Principal Act.

Schedule 1 (2) inserts a definition of “Corporation”, which means the Energy Corporation of New South Wales constituted under the Energy Administration Act 1987, into section 3 (Interpretation) of the Principal Act and updates a reference in that section to the Water Conservation and Irrigation Commission.

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Schedule 1 (3) amends section 5A (Provisions relating to the membership and procedure of the Commission) of the Principal Act to increase the number of possible members of the Electricity Commission from 5-7 to 8-10.

Schedule 1 (4) amends section 9 (Powers of Commission) of the Principal Act to prohibit the Commission from supplying electricity within the area of a council or County Council except with the Minister's approval.

Schedule 1 (5) inserts proposed Division 6 (Electricity Development and Fuel Sourcing Plans) into Part III of the Principal Act. The Division contains the following proposed sections:

Section 17A (Electricity Development and Fuel Sourcing Plans) requires Electricity Development and Fuel Sourcing Plans to be prepared and submitted by the Electricity Commission.

Section 17B (Contents of Plans) sets out the matters which are to be included in the Plans.

Section 17C (Draft Plans) requires draft Plans to be prepared and submitted by the Electricity Commission to the Minister and the Corporation and sets out the matters which are to be included in the draft Plans.

Section 17D (Review of draft Plans by Corporation) requires the Energy Corporation to review and make recommendations to the Electricity Commission about draft Plans prepared by the Commission.

Section 17E (Submission of draft Plans and Plans) provides that draft Plans must be submitted to the Minister 1 year before Plans must be submitted to the Minister and that Plans must be submitted at 3 yearly intervals, commencing 3 years after the proposed Division commences.

Section 17F (Tabling of Plans) provides for Plans to be tabled before each House of Parliament within 14 sitting days of their submission to the Minister.

Schedule 1 (6) amends section 55 (Annual report) of the Principal Act to require the Electricity Commission to include in its annual report details of actions taken or not taken in accordance with the current Plan.

Schedule 1 (7) and (8) amend the Principal Act consequentially on the amendment made by Schedule 1 (3).
