

# National Electricity (New South Wales) Regulation 2022

[2022-498]



New South Wales

## Status Information

### Currency of version

Current version for 25 November 2022 to date (accessed 26 May 2024 at 8:54)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

### Provisions in force

The provisions displayed in this version of the legislation have all commenced.

### Notes—

- **Staged repeal status**

This legislation is currently due to be automatically repealed under the [Subordinate Legislation Act 1989](#) on 1 September 2027

### Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 25 November 2022

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# National Electricity (New South Wales) Regulation 2022



New South Wales

## 1 Name of Regulation

This Regulation is the [National Electricity \(New South Wales\) Regulation 2022](#).

## 2 Commencement

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

### Note—

This Regulation repeals and replaces the [National Electricity \(New South Wales\) Regulation 2015](#), which would otherwise be repealed on 1 September 2022 by the [Subordinate Legislation Act 1989](#), section 10(2).

## 3 Definition

In this Regulation—

**the Act** means the [National Electricity \(New South Wales\) Act 1997](#).

### Note—

The Act and the [Interpretation Act 1987](#) contain definitions and other provisions that affect the interpretation and application of this Regulation.

## 4 Modification of National Electricity Rules—registration as Network Service Provider

For the Act, section 9(2)(a), the *National Electricity Rules* are modified by inserting the following clause after Chapter 9, Part B, rule 9.12, clause 9.12.4—

### 9.12.5 Registration as a Network Service Provider

- (a) The lessor of a transacted distribution system or transacted transmission system under a lease is, while the lease is in force, exempt from complying with clause 2.5.1 in relation to the activity of owning the *distribution system or transmission system*.
- (b) In this clause—

**transacted distribution system** means a transacted distribution system under the *Electricity Network Assets (Authorised Transactions) Act 2015*.

**transacted transmission system** means a transacted transmission system under the *Electricity Network Assets (Authorised Transactions) Act 2015*.

## **5 Modification of National Electricity Rules—transitional arrangements for TransGrid**

For the Act, section 9(2)(b), the *National Electricity Rules* are modified as follows—

- (a) omit “TransGrid” from Chapter 9, Part B, clause 9.14.1 and insert instead “the transmission system operator”,
- (b) renumber clause 9.14.1 as clause 9.14.1(a),
- (c) insert after clause 9.14.1(a), as renumbered—

- (b) In this clause—

**transmission system operator** means the *Network Service Provider* that operates the *transmission system* that is a transacted transmission system under the *Electricity Network Assets (Authorised Transactions) Act 2015*.

## **5A Regulated stand-alone power systems—the Act, s 8A**

For the *National Electricity (NSW) Law*, section 6B, a stand-alone power system consisting of a distribution system owned, controlled or operated, or proposed to be owned, controlled or operated, by Ausgrid, Essential Energy or Endeavour Energy is a regulated stand-alone power system.

## **6 Repeal and savings**

- (1) The *National Electricity (New South Wales) Regulation 2015* is repealed.
- (2) An act, matter or thing that, immediately before the repeal of the *National Electricity (New South Wales) Regulation 2015*, had effect under that Regulation continues to have effect under this Regulation.