

# Essential Services Regulation (No 2) 2022

[2022-300]



New South Wales

## Status Information

### Currency of version

Repealed version for 16 June 2022 to 16 July 2022 (accessed 7 May 2024 at 19:41)

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—

- **Repeal**

This Regulation was repealed by the [Essential Services Regulation \(No 3\) 2022](#), sec 5(1) with effect from 17.7.2022.

- **Editorial note**

This Regulation remains in force until the end of 17.7.2022, unless sooner revoked.

### 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 17 July 2022

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# Essential Services Regulation (No 2) 2022



New South Wales

## 1 Name of Regulation

This Regulation is the *Essential Services Regulation (No 2) 2022*.

## 2 Commencement

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

## 3 Definitions

In this Regulation—

**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 Regulation.

## 4 Authorisation of Minister for Energy to give directions—the Act, s 9

- (1) For the Act, section 9, the Minister for Energy is authorised to direct a person to do any act or thing to increase, or facilitate the increase of, the supply or distribution of coal to a power station.
- (2) A person who refuses or fails to comply with a direction made or given under this section is guilty of an offence against this Regulation.

### Note—

The Act, section 29(1) provides that a person who commits an offence against a regulation made under the Act, section 9 is liable to a penalty not exceeding 10 penalty units.

- (3) To avoid doubt, this Regulation and a direction given under this Regulation have effect despite any contrary provision of any contract or agreement.

### Note—

The Act, section 5 provides that the Act has effect despite anything express or implied in a contract or agreement, whether oral or in writing.

## **5 Repeal**

This Regulation is repealed on the earlier of the following—

- (a) the revocation of the *Essential Services Proclamation (No 2) 2022*,
- (b) the *Essential Services Proclamation (No 2) 2022* otherwise ceases to be in force.