
ENERGY

EN301*

Electricity Industry Act 2004

Electricity Industry (Network Quality and Reliability of Supply) Amendment Code 2009

Made by the Minister under section 39(2a)(a) of the Act.

1. Citation

This is the *Electricity Industry (Network Quality and Reliability of Supply) Amendment Code 2009*.

2. Commencement

This code comes into operation as follows —

- (a) sections 1 and 2 — on the day on which this code is published in the *Gazette*;
- (b) the rest of the code — on the day after that day.

3. Code amended

This code amends the *Electricity Industry (Network Quality and Reliability of Supply) Code 2005*.

4. Section 3 amended

In section 3(1) in the definition of *interruption* delete “customer concerned;” and insert:

person to whom the electricity is supplied;

5. Section 11 amended

Before section 11(1) insert:

- (1A) In this section —
customer includes an eligible person as defined in section 16.

6. Part 3 heading amended

In the heading to Part 3 delete “**to customers**”.

7. Section 16 amended

- (1) In section 16 delete the definition of *eligible customer*.
- (2) In section 16 insert in alphabetical order:

eligible person means —

- (a) a customer who is supplied with electricity from a distribution system operated by a corporation and who consumes not more than 50 MWh of electricity per year; or
- (b) a person who —
 - (i) at separately metered premises; or
 - (ii) at premises, other than separately metered premises, where the person principally resides or carries on a business,

is supplied with electricity from a distribution system operated by a corporation and who consumes not more than 50 MWh of electricity per year;

separately metered premises means premises, or part of premises, for which the supply of electricity is metered separately under the *Energy Operators (Powers) Act 1979* section 62(5).

8. Section 20 amended

Delete section 20(2) and insert:

- (2) Each premises or part of premises —
 - (a) that are separately metered premises; or
 - (b) where an eligible person principally resides or carries on a business,

are separate premises for the purposes of subsection (1).

Note: The heading to amended section 20 is to read:

Only one application for each premises

9. Section 21 amended

- (1) In section 21(1) before “customers” and insert:

persons who are

- (2) In section 21(2) and (3) delete “an eligible customer” and insert:
a customer

10. Other provisions amended

Amend the provisions listed in the Table as set out in the Table.

Table

Provision	Delete	Insert
s. 17(1)(b), 18(a)	eligible customer	eligible person
s. 18, 19(1) and (2)(a), 22	the customer (each occurrence)	the person
s. 17(1)(b), 19(2)(b)	customer’s	person’s
s. 19(1)(a)	a customer	an eligible person

PETER COLLIER MLC, Minister for Energy.