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ELECTRICITY INDUSTRY ACT 2004

**ELECTRICITY INDUSTRY
(INDEPENDENT MARKET
OPERATOR) AMENDMENT
REGULATIONS 2008**

Electricity Industry Act 2004

Electricity Industry (Independent Market Operator) Amendment Regulations 2008

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Electricity Industry (Independent Market Operator) Amendment Regulations 2008*.

2. Commencement

These regulations come into operation as follows:

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. The regulations amended

The amendments in these regulations are to the *Electricity Industry (Independent Market Operator) Regulations 2004*.

4. Regulation 21 amended

- (1) Regulation 21(1) is amended as follows:
 - (a) by inserting after “these regulations” —
“ other than subregulation (2) ”;
 - (b) by inserting after “market rules” —
“ (its “**main functions**”) ”.

***Electricity Industry (Independent Market Operator) Amendment
Regulations 2008***

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- (2) Regulation 21(2)(a) is amended by inserting before
“functions” —
“ main ”.
- (3) After regulation 21(2)(a) the following is inserted —
“
and
(ba) in order to generate a profit or, if it is otherwise
conductive to the performance of its main
functions, on a cost recovery basis —
(i) to use its expertise and resources to
provide consultative, advisory or other
services; or
(ii) to develop and turn to account any
technology, software or other
intellectual property that relates to its
main functions; or
(iii) to use or exploit the fixed assets it has
for the purpose of performing its main
functions so long as the proper
performance of those functions is not
adversely affected;
and
”.
- (4) Regulation 21(2)(b) is amended by inserting before
“functions” —
“ main ”.

By Command of the Governor,

G. M. PIKE, Clerk of the Executive Council.