

TF303*

Gas Pipelines Access (Western Australia) Act 1998

Gas Pipelines Access (Western Australia) (Funding) Amendment Regulations 2003

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Gas Pipelines Access (Western Australia) (Funding) Amendment Regulations 2003*.

2. Commencement

These regulations come into operation on 1 January 2004.

3. The regulations amended

The amendments in these regulations are to the *Gas Pipelines Access (Western Australia) (Funding) Regulations 1999**.

[* *Published in Gazette 14 January 2000, p. 171-81.*
For amendments to 11 December 2003 see *Western Australian Legislation Information Tables for 2002, Table 4, p. 148.*]

4. Regulation 2 amended

Regulation 2(1) is amended as follows:

- (a) in the definition of “allowed period” —
 - (i) by deleting “or 5(6), as the case requires,”;
 - (ii) by deleting “Regulator” and inserting instead —
“ arbitrator ”;
- (b) by deleting the definition of “core function costs” and inserting the following definition instead —

“

“core function costs” means costs incurred in the quarter to which a standing charge relates in connection with the performance of the functions of the arbitrator and the Board under Part 6 of the Act, being costs that cannot be recovered under regulation 9;

”.

- (c) in paragraph (b) of the definition of “prescribed rate” by deleting “Regulator” and inserting instead —
“ arbitrator ”;

- (d) in the definition of “standing charge” by deleting “3(1) or (2)” and inserting instead —
“ 3(2) ”;
- (e) by deleting the definitions of “Coordinator”, “Director”, “document”, “Regulator” and “service charge”.

5. Regulation 3 amended

- (1) Regulation 3(1) is repealed.
- (2) Regulation 3(3) is amended by deleting “(1) or”.
- (3) Regulation 3(5) is amended by deleting “a charge under subregulation (1) or (2)” and inserting instead —
“ the charge under subregulation (2) ”.

6. Regulation 4 amended

- (1) Regulation 4(1) is amended as follows:
 - (a) by deleting “Regulator” and inserting instead —
“ arbitrator ”;
 - (b) in paragraph (a) by deleting “under each of regulation 3(1) and (2)”;
 - (c) in paragraph (b)(ii) by deleting “the standing charges under each of regulation 3(1) and (2)” and inserting instead —
“ those charges ”.
- (2) Regulation 4(2) is amended as follows:
 - (a) by deleting “Regulator” and inserting instead —
“ arbitrator ”;
 - (b) by deleting “4”.
- (3) Regulation 4(3) is amended by deleting “Regulator” and inserting instead —
“ arbitrator ”.
- (4) Regulation 4(4) is repealed.

7. Regulation 5 repealed

Regulation 5 is repealed.

8. Part 3 repealed

Part 3 is repealed.

9. Regulation 10 amended

- (1) Regulation 10(1) is amended as follows:
 - (a) by deleting “Regulator” in both places where it occurs and inserting instead —
“ arbitrator ”;

- (b) by deleting “or service charge”.
- (2) Regulation 10(3) is amended by deleting “under —”, and paragraphs (a) and (b), and inserting instead —
- “ under subregulation (1) or (2) ”.
- (3) Regulation 10(4) is amended as follows:
- (a) by deleting paragraph (a) and inserting the following paragraphs instead —
- “
- (a) purporting to be signed by the arbitrator;
- (aa) specifying an amount as being an assessment amount or an amount fixed under regulation 9(2);
- ”.
- (b) by deleting “the Regulator or”.

10. Regulation 11 replaced

Regulation 11 is repealed and the following regulation is inserted instead —

“

11. Matters to be included in arbitrator’s annual report

The annual report submitted by the arbitrator under section 66 of the *Financial Administration and Audit Act 1985* is to include details of the total amount of standing charges paid by each person in respect of the financial year to which the annual report relates.

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11. Schedule 2 repealed

Schedule 2 is repealed.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.
