Made by the Governor in Executive Council.

1. **Citation**

These regulations may be cited as the *Gas Referee Amendment Regulations 1999*.

2. **Commencement**

These regulations come into operation on the commencement of section 9 of the *Gas Pipelines Access (Western Australia) Act 1998*.

3. **The regulations amended**

The amendments in these regulations are to the *Gas Referee Regulations 1995*.

[* Published in Gazette 30 May 1995, pp. 2155-72. For amendments to 12 January 1999 see 1997 Index to Legislation of Western Australia, Table 4, p. 103, and Gazette 10 March 1998, pp. 1351-6.]

4. **Regulation 3 amended**

Regulation 3(1) is amended as follows:

(a) by deleting the definitions of “acting referee”, “AlintaGas transmission contract”, and “prescribed AlintaGas transmission dispute”;

(b) in the definition of “dispute notice”, by deleting “or 31, as the case may be”;
(c) in the definition of “prescribed dispute” —

(i) by deleting “a prescribed AlintaGas transmission dispute,”; and

(ii) by deleting the comma before “or”;

(d) by deleting the definition of “referee” and inserting instead —

“referee” means the person who for the time being holds, or is acting in, the office of the Western Australian Gas Disputes Arbitrator established by section 62 of the Gas Pipelines Access (Western Australia) Act 1998;

5. **Part 2 repealed**

Part 2 is repealed.

6. **Regulation 15 amended**

Regulation 15(1) is amended as follows:

(a) by deleting “shipper, prospective shipper, user,” and inserting instead —

“user”;

(b) by deleting “one or more AlintaGas transmission contracts.”.

7. **Regulation 29 amended**

(1) Regulation 29(1) is amended by deleting “Subject to subregulation (3), proceedings” and inserting instead —

“Proceedings”.

(2) Regulation 29(3) is repealed.

8. **Regulation 31 repealed**

Regulation 31 is repealed.

9. **Regulation 37 amended**

Regulation 37(3) is amended by inserting before “other agreement” —

“any”.
10. Regulation 38 amended

(1) Regulation 38(1) is amended by deleting “referee is appointed” and inserting instead —

“person takes over the functions of referee”. 

(2) Regulation 38(2) is repealed and the following subregulation is inserted instead —

“(2) Subregulation (1) does not limit the ability of a person acting under section 71 of the Gas Pipelines Access (Western Australia) Act 1998 to complete the hearing of a matter in accordance with section 72 of that Act.”

11. Regulation 46 amended

Regulation 46(3) is repealed.

12. Regulation 54 amended

Regulation 54(3) is amended by deleting “regulations 30 or 31” and inserting instead —

“regulation 30”.

13. Various references to AlintaGas transmission contracts deleted

In each place listed in the Table to this regulation “an AlintaGas transmission contract,” is deleted.

<table>
<thead>
<tr>
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<tr>
<td>r. 27</td>
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<td>r. 37(3)</td>
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<td>r. 43(2)(e) and (f)</td>
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14. Transitional provision

The amendments made by these regulations do not apply in relation to any proceedings or appeal referred to in section 46A(2) of the Dampier to Bunbury Pipeline Act 1997 or section 90A(2) of the Gas Corporation Act 1994.

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.