

EN303

Energy Operators (Powers) Act 1979

**Energy Operators (Regional Power  
Corporation) (Charges) Amendment  
By-laws 2018**

Made by the Regional Power Corporation with the approval of the Governor in Executive Council.

**1. Citation**

These by-laws are the *Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws 2018*.

**2. Commencement**

These by-laws come into operation as follows —

- (a) by-laws 1 and 2 — on the day on which these by-laws are published in the *Gazette*;
- (b) the rest of the by-laws — on 1 July 2018.

**3. By-laws amended**

These by-laws amend the *Energy Operators (Regional Power Corporation) (Charges) By-laws 2006*.

**4. By-law 3 amended**

In by-law 3 insert in alphabetical order:

*permitted surcharge*, in relation to a payment, has the meaning given in RBA Standard No 3 of 2016;

*RBA Standard No. 3 of 2016* means the standard titled Standard No. 3 of 2016: Scheme Rules Relating to Merchant Pricing for Credit, Debit and Prepaid Card Transactions determined by the Reserve Bank of Australia under the *Payment Systems (Regulation) Act 1998* (Commonwealth) section 18, as in force from time to time;

**5. Schedule 1 to 4 replaced**

Delete Schedules 1 to 4 and insert:

**Schedule 1 — Supply charges**

[bl. 3, 4(1) and 10(1)]

**Division 1 — Tariffs other than MyPower tariffs****1. Tariff L2 (general supply — low/medium voltage tariff)**

- (1) Tariff L2 is available for low/medium voltage supply.
- (2) Tariff L2 comprises —
  - (a) a fixed charge at the rate of \$1.7154 per day; and
  - (b) a charge for metered consumption at the rate of —
    - (i) 26.6946 cents per unit for the first 1 650 units per day; and
    - (ii) 30.0972 cents per unit for all units exceeding 1 650 units per day.
- (3) Tariff L2 is available subject to the condition that the consumer satisfies the corporation that the amount of electricity supplied to the consumer's premises will be less than 50 MW hours per annum.

**2. Tariff L4 (general supply — low/medium voltage tariff)**

- (1) Tariff L4 is available for low/medium voltage supply.
- (2) Tariff L4 comprises —
  - (a) a fixed charge at the rate of 55.7410 cents per day; and
  - (b) a charge for metered consumption at the rate of —
    - (i) 36.6265 cents per unit for the first 1 650 units per day; and
    - (ii) 33.0594 cents per unit for all units exceeding 1 650 units per day.
- (3) Tariff L4 is available subject to the condition that the consumer satisfies the corporation that the amount of electricity supplied to the consumer's premises will be 50 MW hours or more per annum.

**3. Tariff A2 (residential tariff)**

- (1) Tariff A2 is available for residential use only.
- (2) Tariff A2 comprises —
  - (a) a fixed charge at the rate of \$1.0155 per day or, for multiple dwellings supplied through one metered supply point, a fixed charge at the rate of —
    - (i) \$1.0155 per day for the first dwelling; and
    - (ii) 40.3762 cents per day for each additional dwelling;and
  - (b) a charge for metered consumption at the rate of 28.3272 cents per unit.

**4. Tariff C2 (special community service tariff)**

- (1) Tariff C2 is available for small voluntary and charitable organisations, subject to the conditions listed in subclause (3).
- (2) Tariff C2 comprises —
  - (a) a fixed charge at the rate of 94.9058 cents per day; and
  - (b) a charge for metered consumption at the rate of —
    - (i) 22.1733 cents per unit for the first 20 units per day; and
    - (ii) 23.6574 cents per unit for the next 1 630 units per day; and
    - (iii) 22.5658 cents per unit for all units exceeding 1 650 units per day.
- (3) Tariff C2 is available subject to the following conditions —
  - (a) the consumer must be a direct customer of the corporation;
  - (b) the consumer must be a voluntary, non-profit making organisation;

- (c) the consumer must be endorsed as exempt from income tax under the *Income Tax Assessment Act 1997* (Commonwealth) Subdivision 50-B;
  - (d) the consumer must provide a public service, which is available to any member of the public without discrimination;
  - (e) the consumer must not be a Commonwealth, State or local government department, instrumentality or agency;
  - (f) the consumer must not receive the major part of its funding from any organisation mentioned in paragraph (e).
- (4) A consumer seeking supply under Tariff C2 must make an application to the corporation in writing accompanied by evidence which clearly demonstrates that the consumer meets all the conditions listed in subclause (3).

**5. Tariff D2 (special tariff for certain premises)**

- (1) Tariff D2 is available for premises wholly used by a charitable or benevolent organisation for providing residential accommodation other than for commercial gain, being premises for which Tariff A2 is not available.
- (2) Tariff D2 comprises —
- (a) a fixed charge at the rate of 94.9058 cents per day; and
  - (b) if under subclause (3) there is deemed to be more than one equivalent domestic residence in the premises, a charge of 35.1848 cents per day for each equivalent domestic residence except the first that is deemed to be in the premises; and
  - (c) a charge for metered consumption at the rate of 24.1118 cents per unit.
- (3) The number of equivalent domestic residences deemed to be in particular premises is ascertained by dividing the facility's total bed capacity by 5 and, where the quotient is not a whole number, by increasing it to the next highest whole number.

**6. Tariff K2 (general supply with residential tariff)**

- (1) Tariff K1 is available for premises where the circuit wiring is not separate and the electricity is used partly for general purposes and partly for residential purposes.
- (2) Tariff K2 comprises —
- (a) a fixed charge at the rate of \$1.7154 per day; and
  - (b) a charge for metered consumption at the rate of —
    - (i) 28.3272 cents per unit for the first 20 units per day; and
    - (ii) 26.6946 cents per unit for the next 1 630 units per day; and
    - (iii) 30.0972 cents per unit for all units exceeding 1 650 units per day.

**Division 2 — MyPower tariffs****7. Terms used****(1) In this Division —**

***Esperance network*** means the electricity network operated by the corporation that supplies electricity to the town of Esperance and surrounding areas;

***peak day*** means —

- (a) in relation to a tariff determined under clause 8 — a day that is in a peak period and is not a Saturday, a Sunday or a public holiday in the place in which the relevant premises to which electricity is supplied are situated; or
- (b) in relation to a tariff determined under clause 9 — a day that is in a peak period and is not a public holiday in the place in which the relevant premises to which electricity is supplied are situated;

***peak period*** means —

- (a) in relation to electricity supplied otherwise than as described in paragraph (b) — a period beginning on 1 December in a year and ending on 30 April in the following year; or
- (b) in relation to electricity supplied on the Esperance network — a period beginning on 1 July in a year and ending on 31 March in the following year, but excluding the months of September, October, November and December;

***peak time*** means a period beginning at 1 pm and ending at 8 pm.

**(2) For the purposes of this Division, a consumer *exceeds the applicable peak allowance* in relation to a tariff if, on a peak day, the consumer consumes more electricity during 1 or more hours in a peak time than the applicable peak allowance for the tariff, unless —**

- (a) the contract under which the electricity is supplied has been in force for a period of 14 days or fewer; or
- (b) the corporation considers that on the relevant day the consumer was affected by an emergency event (for example, a cyclone or bushfire).

**8. MyPower residential tariffs**

**(1) Each tariff determined under this clause (a *MyPower residential tariff*) is available only —**

- (a) for residential use; and
- (b) if the consumer has entered into a non-standard contract (as defined in the *Electricity Industry Act 2004* section 47) with the corporation for the supply of electricity at a MyPower residential tariff.

- (2) Each MyPower residential tariff comprises the following charges —
  - (a) a fixed charge at the applicable rate; and
  - (b) a charge for metered consumption at the applicable rate.
- (3) Each MyPower residential tariff is available subject to the condition that the consumer does not exceed the applicable peak allowance on 4 or more peak days in a peak period.
- (4) For each MyPower residential tariff, the applicable rates of the fixed charge and metered consumption charge, and the applicable peak allowance, are to be determined under the Table.

**Table**

<b>Tariff name</b>	<b>Rate of fixed charge</b>	<b>Rate of metered consumption charge</b>	<b>Peak allowance</b>
MyPower residential 1.5 fixed plan price	\$1.085704 per day	\$0.100000 per unit	1.5 units per hour
MyPower residential 3 fixed plan price	\$2.349424 per day	\$0.100000 per unit	3 units per hour
MyPower residential 5 fixed plan price	\$4.754144 per day	\$0.100000 per unit	5 units per hour
MyPower residential 7 fixed plan price	\$7.830263 per day	\$0.100000 per unit	7 units per hour
MyPower residential 10 fixed plan price	\$11.820120 per day	\$0.100000 per unit	10 units per hour
MyPower residential 15 fixed plan price	\$24.069593 per day	\$0.100000 per unit	15 units per hour

## **9. MyPower non-residential tariffs**

- (1) Each tariff determined under this clause (a *MyPower non-residential tariff*) is available only —
  - (a) for non-residential use; and

- (b) if the consumer has entered into a non-standard contract (as defined in the *Electricity Industry Act 2004* section 47) with the corporation for the supply of electricity at a MyPower non-residential tariff.
- (2) Each MyPower non-residential tariff comprises the following charges —
  - (a) a fixed charge at applicable rate; and
  - (b) a charge for metered consumption at the applicable rate.
- (3) Each MyPower non-residential tariff is available subject to the condition that the consumer does not exceed the applicable peak allowance on 4 or more peak days in a peak period.
- (4) For each MyPower non-residential tariff, the applicable rates of the fixed charge and metered consumption charge, and the applicable peak allowance, are to be determined under the Table.

**Table**

<b>Tariff name</b>	<b>Rate of fixed charge</b>	<b>Rate of metered consumption charge</b>	<b>Peak allowance</b>
MyPower business 3 fixed plan price	\$2.471406 per day	\$0.100000 per unit	3 units per hour
MyPower business 5 fixed plan price	\$5.880557 per day	\$0.100000 per unit	5 units per hour
MyPower business 7 fixed plan price	\$10.522735 per day	\$0.100000 per unit	7 units per hour
MyPower business 10 fixed plan price	\$15.678374 per day	\$0.100000 per unit	10 units per hour
MyPower business 15 fixed plan price	\$24.069593 per day	\$0.100000 per unit	15 units per hour
MyPower business 20 fixed plan price	\$42.912920 per day	\$0.100000 per unit	20 units per hour

<b>Tariff name</b>	<b>Rate of fixed charge</b>	<b>Rate of metered consumption charge</b>	<b>Peak allowance</b>
MyPower business 30 fixed plan price	\$60.549730 per day	\$0.100000 per unit	30 units per hour
MyPower business 40 fixed plan price	\$88.342663 per day	\$0.100000 per unit	40 units per hour
MyPower business 50 fixed plan price	\$121.159230 per day	\$0.100000 per unit	50 units per hour

## Schedule 2 — Unmetered supply

[bl. 4(2) and (3)]

### Division 1 — Street lighting

<b>Item</b>	<b>Wattage</b>	<b>Type</b>	<b>Midnight Switch-off (Obsolescent) Cents per day</b>	<b>1.15 a.m. Switch-off Cents per day</b>	<b>Dawn Switch-off Cents per day</b>
<i>Street lighting on current offer and for existing services</i>					
Z.01	50	Mercury Vapour	32.7338	33.4901	36.2736
Z.02	80	Mercury Vapour	39.8997	40.9299	45.3137
Z.03	125	Mercury Vapour	49.1011	50.8492	57.2876
Z.04	140	Low Pressure Sodium	50.3634	52.0077	58.6175
Z.07	250	Mercury Vapour	63.1971	66.6382	79.5699
Z.10	400	Mercury Vapour	77.4388	80.5998	112.7212
Z.13	150	High Pressure Sodium	48.8872	50.8489	60.3506
Z.15	250	High Pressure Sodium	66.2096	70.0344	84.7089
Z.18	per kW	Auxiliary Lighting in Public Places	Not applicable	Not applicable	260.3999
Z.59	66	LED	35.4528	36.4989	39.4877
Z.60	132	LED	47.3256	49.5750	60.1250
Z.61	198	LED	51.5747	55.2353	71.7486
Z.62	25	LED	32.6454	33.0048	33.3876



Item	Wattage	Type	Midnight Switch-off (Obsolescent) Cents per day	1.15 a.m. Switch-off Cents per day	Dawn Switch-off Cents per day
<i>Street lighting for existing services only</i>					
Z.05	250	Mercury Vapour	75.6409	78.7803	91.9121
Z.06	400	Mercury Vapour	99.8261	104.7087	125.3405
Z.08	250	Mercury Vapour 50% E.C. cost	69.6119	72.7295	85.8833
Z.09	250	Mercury Vapour 100% E.C. cost	75.6409	78.7803	91.9121
Z.11	400	Mercury Vapour 50% E.C. cost	93.7972	98.6909	119.3336
Z.12	400	Mercury Vapour 100% E.C. cost	99.8261	104.7087	125.3405
Z.14	150	High Pressure Sodium	65.9286	67.6938	77.2873
Z.16	250	High Pressure Sodium 50% E.C. cost	75.6643	79.2202	94.0621
Z.17	250	High Pressure Sodium 100% E.C. cost	84.6637	88.2525	103.1054
Z.51	60	Incandescent	33.7893	34.5128	37.1270
Z.52	100	Incandescent	33.8972	34.9331	38.8330
Z.53	200	Incandescent	39.7908	40.6786	44.7566
Z.54	300	Incandescent	49.2123	50.8072	56.5620
Z.55	500	Incandescent	79.1375	82.2287	93.8371
Z.56	40	Fluorescent	32.5011	33.2026	35.7780
Z.57	80	Fluorescent	39.7906	40.6786	44.7566
Z.58	160	Fluorescent	55.6580	56.4305	65.4738

## Division 2 — Miscellaneous

### 1. Traffic light installation

Supply of electricity to traffic light installations comprises a charge of \$7.2270 per day per kW of installed wattage.

### 2. Public telephone facility

Supply of electricity to a standard public telephone facility where supply is not independently metered comprises a charge of 62.8063 cents per day.

### 3. Railway crossing

Supply of electricity to standard railway crossing lights comprises a charge of 80.2623 cents per day.

### Schedule 3 — Meter rentals

[bl. 6(1)]

The rental payable in respect of a subsidiary meter is 16.49 cents per day.

*Note: Subsidiary meters are available on application for purposes approved by the corporation.*

### Schedule 4 — Fees

[bl. 7]

Description of fee	Amount
1. Non-refundable account establishment fee payable on the establishment or transfer of an account .....	\$23.60
2. Three phase residential installation — new installation of three phase meter or replacement of single phase meter with three phase meter .....	\$909.00
3. Temporary supply connection —	
(a) single phase (overhead) .....	\$896.00
(b) three phase (overhead) .....	\$896.00
4. Meter testing —	
(a) standard meter testing fee .....	\$243.60
(b) reduced meter testing fee .....	\$152.20
5. Disconnection of overhead service leads following unauthorised reconnection .....	\$758.00
6. Overdue account notices .....	\$5.80
7. Rejected account payment (where payment made through Australia Post) .....	\$24.40
8. A transaction fee where a consumer makes a payment to the corporation by means of a credit card or debit card	The permitted surcharge for the payment
9. Remote configurations .....	\$25.70
10. Meter damage fee .....	\$840.00
11. Remote connection or disconnection .....	\$6.19
12. Paper bill fee .....	\$1.20
13. Over-the-counter payment fee .....	\$2.27

The Common Seal of the                   )  
Regional Power Corporation            )  
was affixed to these by-laws         )  
in the presence of —                   )                   [LS]

STEPHEN EDWELL, Director.

DAVID TOVEY, Executive Officer.

N. HAGLEY, Clerk of the Executive Council.

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