

EN302

Energy Operators (Powers) Act 1979

Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws 2019

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 2019*.

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 2019.

3. By-laws amended

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

4. By-law 10 amended

Delete by-law 10(3).

5. Schedules 1 and 2 replaced

Delete Schedules 1 and 2 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 \$1.7789 per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 27.6823 cents per unit for the first 1 650 units per day; and
 - (ii) 31.2108 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 \$1.9181 per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 38.9608 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 \$1.0333 per day or, for multiple dwellings supplied through 1 metered supply point, a fixed charge at the rate of —
 - (i) \$1.0333 per day for the first dwelling; and

- (ii) 41.0828 cents per day for each additional dwelling;
 - and
 - (b) a charge for metered consumption at the rate of 28.8229 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 97.2784 cents per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 22.7276 cents per unit for the first 20 units per day; and
 - (ii) 24.2488 cents per unit for the next 1 630 units per day; and
 - (iii) 23.1299 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 96.6141 cents per day; and
 - (b) if under subclause (3) there is deemed to be more than 1 equivalent domestic residence in the premises, a charge of 35.8181 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 24.5458 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 K2 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 \$1.7686 per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 29.2053 cents per unit for the first 20 units per day; and
 - (ii) 27.5221 cents per unit for the next 1 630 units per day; and
 - (iii) 31.0302 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

Tariff name	Rate of fixed charge	Rate of metered consumption charge	Peak allowance
MyPower residential 1.5 fixed plan price	\$1.118275 per day	\$0.100000 per unit	1.5 units per hour

Tariff name	Rate of fixed charge	Rate of metered consumption charge	Peak allowance
MyPower residential 3 fixed plan price	\$2.419907 per day	\$0.100000 per unit	3 units per hour
MyPower residential 5 fixed plan price	\$4.896768 per day	\$0.100000 per unit	5 units per hour
MyPower residential 7 fixed plan price	\$8.065171 per day	\$0.100000 per unit	7 units per hour
MyPower residential 10 fixed plan price	\$12.174724 per day	\$0.100000 per unit	10 units per hour
MyPower residential 15 fixed plan price	\$24.791681 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 the 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

Tariff name	Rate of fixed charge	Rate of metered consumption charge	Peak allowance
MyPower business 3 fixed plan price	\$2.607333 per day	\$0.100000 per unit	3 units per hour

Tariff name	Rate of fixed charge	Rate of metered consumption charge	Peak allowance
MyPower business 5 fixed plan price	\$6.203988 per day	\$0.100000 per unit	5 units per hour
MyPower business 7 fixed plan price	\$11.101485 per day	\$0.100000 per unit	7 units per hour
MyPower business 10 fixed plan price	\$16.540685 per day	\$0.100000 per unit	10 units per hour
MyPower business 15 fixed plan price	\$25.393421 per day	\$0.100000 per unit	15 units per hour
MyPower business 20 fixed plan price	\$46.989647 per day	\$0.100000 per unit	20 units per hour
MyPower business 25 fixed plan price	\$48.071605 per day	\$0.100000 per unit	25 units per hour
MyPower business 30 fixed plan price	\$66.301954 per day	\$0.100000 per unit	30 units per hour
MyPower business 35 fixed plan price	\$70.577512 per day	\$0.100000 per unit	35 units per hour
MyPower business 40 fixed plan price	\$96.735216 per day	\$0.100000 per unit	40 units per hour
MyPower business 50 fixed plan price	\$132.669357 per day	\$0.100000 per unit	50 units per hour

Schedule 2 — Unmetered supply

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

Division 1 — Street lighting

Item	Wattage	Type	Midnight Switch-off (Obsolescent) Cents per day	1.15 am Switch-off Cents per day	Dawn Switch-off Cents per day
<i>Street lighting on current offer and for existing services</i>					
Z.01	50	Mercury Vapour	39.7706	40.6169	43.7482
Z.02	80	Mercury Vapour	46.2502	47.3500	51.9473
Z.03	125	Mercury Vapour	54.9343	56.7707	63.5593
Z.04	140	Low Pressure Sodium	51.3455	53.0219	59.7605
Z.07	250	Mercury Vapour	68.3570	71.8828	85.1413
Z.10	400	Mercury Vapour	81.6671	85.0517	115.9997

Item	Wattage	Type	Midnight Switch-off (Obsolescent) Cents per day	1.15 am Switch-off Cents per day	Dawn Switch-off Cents per day
Z.13	150	High Pressure Sodium	54.7447	56.7739	66.3222
Z.15	250	High Pressure Sodium	71.1148	74.9966	89.8633
Z.18	per kW	Auxiliary Lighting in Public Places	Not applicable	Not applicable	265.4778
Z.59	66	LED	41.9512	42.9984	46.0879
Z.60	132	LED	53.7659	56.1502	67.0044
Z.61	198	LED	57.3070	60.8976	76.8782
Z.62	25	LED	39.2591	39.6511	40.2545
Z.63	120	LED	50.2248	51.7613	59.0684
Z.64	180	LED	57.1959	60.7568	76.6045
Z.65	18	LED	38.5633	38.7962	38.8217
Z.66	20	LED	38.6777	38.9367	39.0572
Z.67	53	LED	41.5806	42.5380	45.2835
Z.68	80	LED	42.3919	43.5460	47.0444
Z.69	160	LED	51.6095	53.4776	62.1718
<i>Street lighting for existing services only</i>					
Z.05	250	Mercury Vapour	77.1159	80.3165	93.7044
Z.06	400	Mercury Vapour	101.7727	106.7505	127.7846
Z.08	250	Mercury Vapour 50% E.C. cost	70.9693	74.1477	87.5580
Z.09	250	Mercury Vapour 100% E.C. cost	77.1159	80.3165	93.7044
Z.11	400	Mercury Vapour 50% E.C. cost	95.6262	100.6154	121.6606
Z.12	400	Mercury Vapour 100% E.C. cost	101.7727	106.7505	127.7846
Z.14	150	High Pressure Sodium	67.2142	69.0138	78.7944
Z.16	250	High Pressure Sodium 50% E.C. cost	77.1398	80.7650	95.8963
Z.17	250	High Pressure Sodium 100% E.C. cost	86.3146	89.9734	105.1160
Z.51	60	Incandescent	34.4482	35.1858	37.8510
Z.52	100	Incandescent	34.3299	35.6143	39.5902
Z.53	200	Incandescent	40.5667	41.4718	45.6294
Z.54	300	Incandescent	50.1719	51.7979	57.6650
Z.55	500	Incandescent	80.6807	83.8322	95.6669
Z.56	40	Fluorescent	39.1321	39.8326	42.4119

Item	Wattage	Type	Midnight Switch-off (Obsolescent) Cents per day	1.15 am Switch-off Cents per day	Dawn Switch-off Cents per day
Z.57	80	Fluorescent	40.5665	41.4718	45.6294
Z.58	160	Fluorescent	56.7433	57.5309	66.7505

Division 2 — Miscellaneous

1. Traffic light installation

Supply of electricity to traffic light installations comprises a charge of \$7.4619 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 64.7219 cents per day.

3. Railway crossing

Supply of electricity to standard railway crossing lights comprises a charge of 82.7103 cents per day.

6. Schedule 4 replaced

Delete Schedule 4 and insert:

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	\$901.00
3. Temporary supply connection —	
(a) single phase (overhead)	\$901.00
(b) three phase (overhead)	\$901.00
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	\$762.10
6. Overdue account notices	\$5.80
7. Rejected account payment (where payment made through Australia Post)	\$27.50

Description of fee	Amount
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	\$26.00
10. Meter damage fee	\$844.10
11. Remote connection or disconnection	\$6.19
12. Paper bill fee	\$1.20
13. Over-the-counter payment fee	\$2.52

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

PETER OATES, Director.

STEPHANIE UNWIN, Executive Officer.