

EN302

Energy Operators (Powers) Act 1979

Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws 2020

SL 2020/78

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 2020*.

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 2020.

3. By-laws amended

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

4. Schedules 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 \$1.8447 per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 28.7065 cents per unit for the first 1 650 units per day; and
 - (ii) 32.3656 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 \$1.9747 per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 40.1101 cents per unit for the first 1 650 units per day; and
 - (ii) 34.0347 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 99.7104 cents per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 23.2958 cents per unit for the first 20 units per day; and
 - (ii) 24.8550 cents per unit for the next 1 630 units per day; and
 - (iii) 23.7081 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 98.3532 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 36.4628 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 24.9876 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 \$1.8234 per day; and

- (b) a charge for metered consumption at the rate of —
 - (i) 30.1107 cents per unit for the first 20 units per day; and
 - (ii) 28.3753 cents per unit for the next 1 630 units per day; and
 - (iii) 31.9921 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 towns of Esperance, Norseman, Hopetoun, Sandstone and Menzies 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
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

Tariff name	Rate of fixed charge	Rate of metered consumption charge	Peak allowance
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	\$2.724663 per day	\$0.100000 per unit	3 units per hour
MyPower business 5 fixed plan price	\$6.405618 per day	\$0.100000 per unit	5 units per hour

Tariff name	Rate of fixed charge	Rate of metered consumption charge	Peak allowance
MyPower business 7 fixed plan price	\$11.434530 per day	\$0.100000 per unit	7 units per hour
MyPower business 10 fixed plan price	\$16.979013 per day	\$0.100000 per unit	10 units per hour
MyPower business 15 fixed plan price	\$26.117133 per day	\$0.100000 per unit	15 units per hour
MyPower business 20 fixed plan price	\$47.858955 per day	\$0.100000 per unit	20 units per hour
MyPower business 25 fixed plan price	\$49.249359 per day	\$0.100000 per unit	25 units per hour
MyPower business 30 fixed plan price	\$67.793748 per day	\$0.100000 per unit	30 units per hour
MyPower business 35 fixed plan price	\$72.341950 per day	\$0.100000 per unit	35 units per hour
MyPower business 40 fixed plan price	\$98.815023 per day	\$0.100000 per unit	40 units per hour
MyPower business 50 fixed plan price	\$136.715772 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	46.8074	47.7438	51.2227
Z.02	80	Mercury vapour	52.6008	53.7701	58.5808
Z.03	125	Mercury vapour	60.7674	62.6922	69.8311
Z.07	250	Mercury vapour	73.5169	77.1275	90.7128
Z.10	400	Mercury vapour	85.8954	89.5036	119.2782
Z.13	150	High pressure sodium	60.6021	62.6991	72.2937
Z.15	250	High pressure sodium	76.0201	79.9587	95.0176
Z.18	per kW	Auxiliary lighting in public places	Not applicable	Not applicable	271.5837
Z.59	66	LED	48.4496	49.4980	52.6881
Z.60	132	LED	60.2062	62.7253	73.8838
Z.61	198	LED	63.0392	66.5599	82.0078
Z.62	25	LED	45.8728	46.2974	47.1214
Z.63	120	LED	56.2409	57.8225	65.1331
Z.64	180	LED	62.9170	66.4060	81.7158
Z.65	18	LED	45.0598	45.2992	45.4441
Z.66	20	LED	45.1934	45.4633	45.7198
Z.67	53	LED	48.0216	48.9679	51.7685
Z.68	80	LED	48.9586	50.1283	53.7816
Z.69	160	LED	57.7915	59.7397	68.5551
<i>Street lighting for existing services only</i>					
Z.52	100	Incandescent	34.9771	36.4334	40.5008
Z.56	40	Fluorescent	45.7632	46.4627	49.0458

Division 2 — Miscellaneous

1. Traffic light installation

Supply of electricity to traffic light installations comprises a charge of \$7.6365 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 66.2364 cents per day.

3. Railway crossing

Supply of electricity to standard railway crossing lights comprises a charge of 84.6457 cents per day.

Schedule 3 — Meter rentals

[bl. 6(1)]

The rental payable in respect of a subsidiary meter is 16.60 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	\$24.00
2. Three phase residential installation — new installation of three phase meter or replacement of single phase meter with three phase meter	\$914.00
3. Temporary supply connection —	
(a) single phase (overhead)	\$915.00
(b) three phase (overhead)	\$915.00
4. Meter testing —	
(a) standard meter testing fee	\$247.20
(b) reduced meter testing fee	\$154.40
5. Disconnection of overhead service leads following unauthorised reconnection	\$773.50
6. Overdue account notices	\$5.80
7. Rejected account payment (where payment made through Australia Post)	\$27.50
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	\$26.30
10. Meter damage fee	\$851.00
11. Remote connection or disconnection	\$6.20
12. Paper bill fee	\$1.20
13. Over-the-counter payment fee	\$2.54

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

[LS]

PETER OATES, Director.
STEPHANIE UNWIN, Executive Officer.