Western Australia

Electricity Industry Act 2004
Electricity Transmission and Distribution Systems (Access) Act 1994
Gas Services Information Act 2012

Electricity Industry Regulations Amendment (Distributed Energy Resources) Regulations 2025

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Electricity Industry Regulations Amendment (Distributed Energy Resources) Regulations 2025

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Electricity Industry Regulations Amendment (Distributed Energy Resources) Regulations 2025

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Electricity Industry Regulations Amendment (Distributed Energy Resources) Regulations 2025*.

2. Commencement

These regulations come into operation as follows —

(a) Part 1 — on the day on which these regulations are published on the WA legislation website;

(b) the rest of the regulations — on the day on which the *Electricity Industry Amendment (Distributed Energy Resources) Act 2024* section 3 comes into operation.

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Part 2 — *Australian Energy Market Operator (Functions) Regulations 2015* amended

3. Regulations amended

This Part amends the *Australian Energy Market Operator (Functions) Regulations 2015*.

4. Regulation 5 amended

In regulation 5(1) and (2) delete "*(Wholesale Electricity Market)*" and insert:

(Electricity System and Market)

Part 3 — *Electricity Industry (Wholesale Electricity Market) Regulations 2004* amended

5. Regulations amended

This Part amends the *Electricity Industry (Wholesale Electricity Market) Regulations 2004*.

6. Regulation 1 amended

In regulation 1 delete "*(Wholesale Electricity Market)*" and insert:

(Electricity System and Market)

7. Regulation 2 deleted

Delete regulation 2.

8. Regulation 3 amended

(1) In regulation 3 insert in alphabetical order:

market rules means the electricity system and market rules;

(2) In regulation 3 in the definition of ***registered participant*** delete "section 121(2)(a)" and insert:

paragraph (a) of the definition of ***participant*** in section 121(1)

9. Regulation 4A amended

In regulation 4A delete "1 October 2023." and insert:

20 November 2024.

10. Regulation 5 amended

In regulation 5 delete "section 123(1) of the Act (the ***market rules***)." and insert:

section 123 of the Act.

11. Regulation 7 amended

In regulation 7(5) delete "31 October 2025." and insert:

31 October 2027.

12. Regulation 17 amended

Delete regulation 17(k).

13. Regulation 21 amended

In regulation 21(1) delete "A participant described in section 121(2)(b) or (c) of the Act" and insert:

A governance participant

14. Regulation 31 amended

Delete regulation 31(5)(c) and insert:

(c) state that the notice is given under this regulation; and

15. Regulation 51 replaced

Delete regulation 51 and insert:

51. Specified governance participants

In this Part —

specified governance participant means —

(a) the AEMO; and

(b) the Board.

16. Regulation 52 amended

(1) Delete regulation 52(1).

(2) In regulation 52(2):

(a) delete "the person's liability to pay a civil monetary penalty" and insert:

a specified governance participant's civil monetary liability

(b) in paragraph (b) delete "person's total liability (whether paid or payable) for civil monetary penalties" and insert:

participant's total civil monetary liability (whether paid or payable)

(3) At the end of regulation 52(3A) insert:

Note for this subregulation:

The reference to subregulation (2) is to that subregulation as in effect prior to the amendments made by the *Electricity Industry Regulations Amendment (Distributed Energy Resources) Regulations 2025* regulation 16.

(4) In regulation 52(3):

(a) delete "The person's total liability for civil monetary penalties" and insert:

A specified governance participant's total civil monetary liability

(b) delete "person's liability to a civil monetary penalty" and insert:

participant's civil monetary liability

Note: The heading to amended regulation 52 is to read:

Maximum civil monetary liability of specified governance participants

17. Regulation 53 amended

In regulation 53:

(a) after "maximum amount of" insert:

civil monetary

(b) delete "market" and insert:

specified

(c) delete "to pay a civil monetary penalty".

Note: The heading to amended regulation 53 is to read:

Maximum civil monetary liability of officers and employees of specified governance participants

18. Part 10 heading replaced

Delete the heading to Part 10 and insert:

Part 10 — Miscellaneous

19. Regulations 55A and 55B inserted

At the end of Part 10 insert:

55A. Prescribed voltage (Act s. 3(1))

For the purposes of the definition of ***prescribed voltage*** in section 3(1) of the Act, the voltage is 66 kV.

55B. System voltage (Act s. 124B)

(1) This regulation applies in relation to distribution systems.

(2) A network operator must, to the extent practicable, maintain a system voltage, at the points where the electricity will pass beyond the service apparatus of the network operator, as follows —

(a) for a point in relation to which an agreement with the network operator deals with the voltage of the electricity supplied at that point — as specified or provided for in the agreement;

(b) otherwise —

(i) for single-phase connections — between 207 V and 254 V; or

(ii) for three-phase connections — between 360 V and 440 V.

(3) A network operator must take all reasonable steps to limit the extent and duration of voltage excursions.

20. Schedule 1 amended

In Schedule 1:

(a) in the row relating to cl. 2.16A.2 delete “cl. 2.16A.2” and insert:

cl. 2.16A.3

(b) in the row relating to cl. 2.26C.2T delete "cl. 2.26C.2T" and insert:

cl. 2.26.2T

(c) after the row relating to cl. 2.26C.2T insert:

cl. 2.27.1A	A	first contravention: $10 000 plus a daily amount of $5 000 subsequent contraventions: $20 000 plus a daily amount of $5 000

(d) after the row relating to cl. 2.29.6 insert:

cl. 2.31.2L	B	first contravention: $50 000 plus a daily amount of $10 000 subsequent contraventions: $75 000 plus a daily amount of $10 000

(e) after the row relating to cl. 3.17.8 insert:

cl. 3.18A.5	C	first contravention: $100 000 plus a daily amount of $20 000 subsequent contraventions: $100 000 plus a daily amount of $20 000
cl. 3.18A.10	B	first contravention: $50 000 plus a daily amount of $10 000 subsequent contraventions: $75 000 plus a daily amount of $10 000

(f) in the row relating to cl. 3.21.2(a) delete "cl. 3.21.2(a)" and insert:

cl. 3.21.2		

(g) after the row relating to cl. 4.5.4 insert:

cl. 4.13.1D	B	first contravention: $50 000 plus a daily amount of $10 000 subsequent contraventions: $75 000 plus a daily amount of $10 000

(h) after the row relating to cl. 7.4.2B insert:

cl. 7.4.2C	C	first contravention: $100 000 plus a daily amount of $20 000 subsequent contraventions: $100 000 plus a daily amount of $20 000

(i) after the row relating to cl. 7.4.4 insert:

cl. 7.4.5A	C	first contravention: $100 000 plus a daily amount of $20 000 subsequent contraventions: $100 000 plus a daily amount of $20 000

(j) after the row relating to cl. 7.4.8 insert:

cl. 7.4.12	C	first contravention: $100 000 plus a daily amount of $20 000 subsequent contraventions: $100 000 plus a daily amount of $20 000

(k) after the row relating to cl. 7.4.29 insert:

cl. 7.4.35	B	first contravention: $50 000 plus a daily amount of $10 000 subsequent contraventions: $75 000 plus a daily amount of $10 000

(l) delete the row relating to cl. 7.9.10;

(m) in the row relating to cl. 10.1.2 delete "cl. 10.1.2" and insert:

cl. 10.1.1

Part 4 — *Electricity Transmission Regulations 1996* amended

21. Regulations amended

This Part amends the *Electricity Transmission Regulations 1996*.

22. Regulation 20 amended

In regulation 20(1a) delete "market".

K. COLLERAN, Clerk of the Executive Council

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