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ELECTRICITY INDUSTRY ACT 2004

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**ELECTRICITY INDUSTRY  
(INDEPENDENT MARKET  
OPERATOR) AMENDMENT  
REGULATIONS 2008**



Electricity Industry Act 2004

## **Electricity Industry (Independent Market Operator) Amendment Regulations 2008**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *Electricity Industry (Independent Market Operator) Amendment Regulations 2008*.

### **2. Commencement**

These regulations come into operation as follows:

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

### **3. The regulations amended**

The amendments in these regulations are to the *Electricity Industry (Independent Market Operator) Regulations 2004*.

### **4. Regulation 21 amended**

- (1) Regulation 21(1) is amended as follows:
  - (a) by inserting after “these regulations” —  
“ other than subregulation (2) ”;
  - (b) by inserting after “market rules” —  
“ (its “**main functions**”) ”.

***Electricity Industry (Independent Market Operator) Amendment  
Regulations 2008***

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- (2) Regulation 21(2)(a) is amended by inserting before  
“functions” —  
“ main ”.
- (3) After regulation 21(2)(a) the following is inserted —  
“  
and  
(ba) in order to generate a profit or, if it is otherwise  
conductive to the performance of its main  
functions, on a cost recovery basis —  
(i) to use its expertise and resources to  
provide consultative, advisory or other  
services; or  
(ii) to develop and turn to account any  
technology, software or other  
intellectual property that relates to its  
main functions; or  
(iii) to use or exploit the fixed assets it has  
for the purpose of performing its main  
functions so long as the proper  
performance of those functions is not  
adversely affected;  
and  
”.
- (4) Regulation 21(2)(b) is amended by inserting before  
“functions” —  
“ main ”.

By Command of the Governor,

G. M. PIKE, Clerk of the Executive Council.