



Western Australia

Energy Operators (Regional Power Corporation) (Charges) By-laws 2006

Compare between:

[01 Jul 2016, 02-c0-02] and [01 Sep 2016, 02-d0-00]

Energy Operators (Regional Power Corporation) (Charges) By-laws 2006

1. Citation

These by-laws are the *Energy Operators (Regional Power Corporation) (Charges) By-laws 2006*¹.

2. Commencement

These by-laws come into operation on 1 April 2006.

3. Terms used

In these by-laws, unless the contrary intention appears —
corporation means the body established by the *Electricity Corporations Act 2005* section 4(1)(d);

dwelling means a house, flat, home unit or other place of residence used solely for residential purposes;

RBA cash rate means the percentage (or maximum percentage) specified by the Reserve Bank of Australia as the Cash Rate Target;

residential tariff means Tariff A2;

Tariff followed by a designation means the tariff so designated in Schedule 1;

unit, in relation to a charge for electricity, means one kilowatt hour.

bl. 4

[By-law 3 amended in Gazette 30 Mar 2009 p. 1000;
29 Jun 2012 p. 2900; 22 Aug 2014 p. 3017.]

[4A. Deleted in Gazette 22 Aug 2014 p. 3017.]

4. Electricity charges

(1A) In this by-law —

North West interconnected system has the meaning given in the *Electricity Transmission and Distribution Systems (Access) Act 1994* section 2;

regional non-integrated system means any electrical system of or conducted by the corporation from which electricity is supplied to consumers, other than the South West interconnected system and the North West interconnected system;

South West interconnected system has the meaning given in the *Electricity Industry Act 2004* section 3.

- (1) The charges to be paid by consumers for the metered supply of electricity by the corporation are those specified in, or calculated in accordance with, Schedule 1.
- (2A) Sub-by-law (1) does not apply to electricity supplied from a regional non-integrated system or the **North West interconnected system** to Commonwealth, State or foreign government departments, instrumentalities, agencies or trading concerns (except for local governments, regional local governments or other bodies corporate not prohibited by the *Local Government Act 1995* section 3.60).
- (2) The charges to be paid by consumers for the unmetered supply of street lighting by the corporation are those specified in Schedule 2 Division 1.
- (3) The charges to be paid by consumers for the unmetered supply of electricity except street lighting by the corporation are those specified in, or calculated in accordance with, Schedule 2 Division 2.

[By-law 4 amended in Gazette 30 Aug 2013 p. 4093-4;
26 Jun 2015 p. 2247-8.]

5. Application of residential tariffs

- (1) A consumer is entitled to be supplied on the basis of the residential tariff only if —
 - (a) the premises supplied consist of a dwelling; and
 - (b) the supply is not used for any industrial, commercial, business, or general purpose.
- (2) Notwithstanding that any premises would not otherwise be treated as a dwelling for the purposes of this by-law, the residential tariff may be applied if the premises or any part of the premises is independently supplied and separately metered solely for the purpose of a residential supply.

6. Meter rental

- (1) A consumer supplied by the corporation with electricity is liable to pay the rental specified in Schedule 3 in respect of each subsidiary meter used to meter the supply.
- (2) Sub-bylaw (1) does not apply to a consumer if —
 - (a) the premises supplied consist of a dwelling; and
 - (b) the supply is not used for any industrial, commercial, business, or general purpose; and
 - (c) the master account is supplied under the residential tariff.

7. Fees

The fees specified in Schedule 4 are payable in respect of the matters specified in that Schedule.

8. Payment

- (1) In this by-law —
relevant period means —

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- (a) in the case of a consumer to whom the *Code of Conduct for the Supply of Electricity to Small Use Customers* applies, the period ending on the due date for payment as specified by the corporation; and
 - (b) in any other case, the period of 14 days after payment is requested by the corporation.
- (2) A consumer supplied by the corporation must pay the appropriate charges specified in the Schedules within the relevant period.
 - (3) Subject to the Act section 124(4a), if payment of a charge exceeding \$1 000 is not made in full within the relevant period, the consumer must pay an additional amount by way of interest for each day that the charge remains unpaid at a rate that is equal to the RBA cash rate as at that day increased by 6 percentage points.
 - (4) An amount payable under sub-by-law (2) or (3) is recoverable in any court of competent jurisdiction as a debt due to the corporation.

[By-law 8 amended in Gazette 30 Mar 2009 p. 1000.]

[9. Deleted in Gazette 21 Sep 2012 p. 4423.]

10. Calculation of charges

- (1) Where a charge per unit specified in Schedule 1 depends on the number of units consumed per day the charge per unit is to be based on the average daily consumption in the accounting period.
- [(2) deleted]*
- (3) Where a charge calculated in accordance with a Schedule is an amount which is not a whole number multiple of 5 cents the amount is to be rounded up or down, as the case may be, to the nearest whole number multiple of 5 cents.

[By-law 10 amended in Gazette 27 Jun 2014 p. 2320.]

11. Changes in rates

Where during any accounting period a change in the applicable rate of charges occurs, the charge payable may be adjusted by reference to the date on which the change is to take effect or by reference to the date on which the change is applied to any applicable account, whichever results in the lower charge.

12. Prescribed rate of interest for s. 62(16) of Act

(1) In this by-law —

interest period means the period in respect of which payment is made or credit is given.

(2) For the purposes of section 62(16) of the Act, the rate at which interest is to be paid, or given credit for, by the corporation is —

- (a) the rate that is equal to the RBA cash rate for the interest period; or
- (b) if there is more than one RBA cash rate for the interest period — the rate that is equal to the average of the RBA cash rates for that period.

[By-law 12 inserted in Gazette 30 Mar 2009 p. 1000-1.]

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Schedule 1 — Supply charges

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

[Heading inserted in Gazette 26 Jun 2015 p. 2248.]

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 46.1185 cents per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 30.3104 cents per unit for the first 1 650 units per day; and
 - (ii) 27.3503 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 megawatt hours per annum.

[Clause 1 inserted in Gazette 26 Jun 2015 p. 2248; amended in Gazette 28 Jun 2016 p. 2626.]

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 ~~51.6881~~53.1612 cents per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) ~~33.9633~~34.9313 cents per unit for the first 1 650 units per day; and
 - (ii) ~~30.6556~~31.5293 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 megawatt hours or more per annum.

[Clause 2 inserted in Gazette 26 Jun 2015 p. 22482248; amended in Gazette 31 Aug 2016 p. 3708.]

[3. Tariff M2 (general supply — high voltage tariff)

- ~~(1) Tariff M2 is available for consumers supplied at 6.6 kV, 11 kV, 22 kV or 33 kV or such higher voltage as the corporation may approve.~~
- ~~(2) Tariff M2 comprises —~~
 - ~~(a) a fixed charge at the rate of 54.2587 cents per day; and~~
 - ~~(b) a charge for metered consumption at the rate of —~~
 - ~~(i) 34.4455 cents per unit for the first 1 650 units per day; and~~
 - ~~(ii) 30.9362 cents per unit for all units exceeding 1 650 units per day.~~

~~*[Clause 3 inserted Deleted in Gazette 26 Jun 2015 31 Aug 2016 p. 2248-93707.]*~~

4. 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 48.5989 cents per day or, for multiple dwellings supplied through one metered supply point, a fixed charge at the rate of —
 - (i) 48.5989 cents per day for the first dwelling; and
 - (ii) 37.7348 cents per day for each additional dwelling;and
 - (b) a charge for metered consumption at the rate of 26.4740 cents per unit.

[Clause 4 inserted in Gazette 26 Jun 2015 p. 2249; amended in Gazette 28 Jun 2016 p. 2626-7.]

5. 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).

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- (2) Tariff C2 comprises —
- (a) a fixed charge at the rate of 35.7763 cents per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 19.5011 cents per unit for the first 20 units per day; and
 - (ii) 24.4331 cents per unit for the next 1 630 units per day; and
 - (iii) 22.0470 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).

[Clause 5 inserted in Gazette 26 Jun 2015 p. 2249-50; amended in Gazette 28 Jun 2016 p. 2627.]

6. 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 40.8681 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 31.7323 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 22.2764 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.

[Clause 6 inserted in Gazette 26 Jun 2015 p. 2250; amended in Gazette 28 Jun 2016 p. 2627.]

7. 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 48.5989 cents per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 26.4740 cents per unit for the first 20 units per day; and
 - (ii) 30.3104 cents per unit for the next 1 630 units per day; and
 - (iii) 27.3503 cents per unit for all units exceeding 1 650 units per day.

[Clause 7 inserted in Gazette 26 Jun 2015 p. 2250; amended in Gazette 28 Jun 2016 p. 2627.]

[Schedule 2A deleted in Gazette 22 Aug 2014 p. 3021.]

Schedule 2 — Unmetered supply

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

[Heading inserted in Gazette 26 Jun 2015 p. 2251.]

Division 1 — Street lighting

[Heading inserted in Gazette ~~26 Jun 2015~~ 31 Aug 2016 p. ~~2251~~ 3708.]

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 on current offer and for existing services</i>					
Z.01	50	Mercury Vapour	34.7217 32.8606	35.4653 33.5644	38.1517 36.1068
Z.02	80	Mercury Vapour	40.8888 38.6971	41.8013 39.5607	45.9917 43.5266
Z.03	125	Mercury Vapour	50.5705 47.8599	52.2095 49.4111	58.1231 55.0077
Z.04	140	Low Pressure Sodium	51.7532 48.9793	53.4430 50.5784	60.2352 57.0066
Z.07	250	Mercury Vapour	62.7528 59.3892	65.9461 62.4114	77.8579 73.6847
Z.10	400	Mercury Vapour	92.9631 87.9803	97.8293 92.5856	116.4151 110.1752
Z.13	150	High Pressure Sodium	47.9009 45.3334	49.6582 46.9965	59.4916 56.3028
Z.15	250	High Pressure Sodium	71.0149 67.2085	74.7998 70.7905	89.3980 84.6063
Z.18	per kW	Auxiliary Lighting in Public Places	Not applicable	Not applicable	259.2388 245.3436
Z.59	66	LED	35.2947 33.4029	36.3361 34.3885	39.3118 37.2046
Z.60	132	LED	47.1147 44.5893	49.3540 46.7086	59.8570 56.6486
Z.61	198	LED	51.3449 48.5927	54.9891 52.0416	71.4287 67.6001
Z.62	25	LED	32.4998 30.7578	32.8577 31.0965	33.2389 31.4572

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Unmetered supply **Schedule 2**
Street lighting **Division 1**

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	81.321776.9628	84.498279.9690	96.426991.2584
Z.06	400	Mercury Vapour	111.5490105.5700	116.4151110.1752	134.9164127.6849
Z.08	250	Mercury Vapour 50% E.C. cost	72.028768.1679	75.171571.1423	87.134082.4636
Z.09	250	Mercury Vapour 100% E.C. cost	81.321776.9628	84.498279.9690	96.426991.2584
Z.11	400	Mercury Vapour 50% E.C. cost	102.256196.7751	107.1392101.3966	125.6574118.9222
Z.12	400	Mercury Vapour 100% E.C. cost	111.5490105.5700	116.4151110.1752	134.9164127.6849
Z.14	150	High Pressure Sodium	73.904169.9428	75.627571.5739	85.427380.8485
Z.16	250	High Pressure Sodium 50% E.C. cost	84.920480.3688	88.739183.9827	103.303697.7666
Z.17	250	High Pressure Sodium 100% E.C. cost	98.792293.4969	102.661697.1589	117.2430110.9588
Z.51	60	Incandescent	34.721832.8607	35.465233.5643	38.151636.1067
Z.52	100	Incandescent	34.721732.8606	35.465233.5643	38.151536.1066
Z.53	200	Incandescent	40.889038.6973	41.801339.5607	45.991743.5266
Z.54	300	Incandescent	50.570547.8599	52.209349.4109	58.123055.0076
Z.55	500	Incandescent	81.321676.9627	84.498079.9689	96.426891.2583
Z.56	40	Fluorescent	34.721732.8606	35.465233.5643	38.151636.1067
Z.57	80	Fluorescent	40.888838.6971	41.801339.5607	45.991743.5266
Z.58	160	Fluorescent	57.194054.1284	57.987854.8797	67.280763.6745

*[Division 1 inserted in Gazette ~~26 Jun 2015~~ 31 Aug 2016
p. ~~2251-23708-10.~~]*

Division 2 — Miscellaneous

[Heading inserted in Gazette 26 Jun 2015 p. 2252.]

1. Traffic light installations

Supply of electricity to traffic light installations comprises a charge of \$6.~~0285~~4517 per day per kW of installed wattage.

[Clause 1 inserted in Gazette 26 Jun 2015 p. 2252; [amended in Gazette 31 Aug 2016 p. 3710.](#)]

2. Public telephone facility

Supply of electricity to a standard public telephone facility where supply is not independently metered comprises a charge of ~~52.5370~~56.3511 cents per day.

[Clause 2 inserted in Gazette 26 Jun 2015 p. 2252; [amended in Gazette 31 Aug 2016 p. 3710.](#)]

3. Railway crossing

Supply of electricity to standard railway crossing lights comprises a charge of ~~67.1387~~72.0130 cents per day.

[Clause 3 inserted in Gazette 26 Jun 2015 p. 2252; [amended in Gazette 31 Aug 2016 p. 3710.](#)]

Schedule 3 — Meter rentals

[bl. 6(1)]

The rental payable in respect of a subsidiary meter is 15.97 cents per day.

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

Schedule 4 — Fees

[bl. 7]

[Heading inserted in Gazette 28 Jun 2016 p. 2628.]

Description of fee	Amount
1. Non-refundable account establishment fee payable on the establishment or transfer of an account	\$34.14
2. Three phase residential installation —	
(a) new installation or replacement of single phase meter	\$585.03
(b) installation of subsidiary three phase meter (each installation)	\$149.99
3. Non-refundable reconnection fee where supply has been terminated for non-payment of charges or for any other lawful reason.....	\$31.41
5. Temporary supply connection —	
(a) single phase (overhead)	\$1 065.38
(b) three phase (overhead)	\$1 065.38
6. Meter testing —	
(a) standard meter testing fee	\$153.52
(b) reduced meter testing fee	\$141.20
7. Disconnection of overhead service leads following unauthorised reconnection	\$416.12
8. Meter reading where reading requested by consumer	\$23.00
10. Overdue account notices	\$5.50
11. Rejected account payment (where payment made through Australia Post)	\$24.44

Description of fee	Amount
12. A transaction fee where a consumer makes a payment to the corporation by means of one of the following —	
(a) a Visa or a MasterCard credit card or debit card	0.7% of the amount of the charge
(b) an American Express credit card	0.84% of the amount of the charge
13. Remote configurations	\$25.00
14. Meter damage fee	\$967.03
15. Remote connection or disconnection	\$6.00

[Schedule 4 inserted in Gazette 28 Jun 2016 p. 2628.]



Notes

- ¹ This is a compilation of the *Energy Operators (Regional Power Corporation) (Charges) By-laws 2006* and includes the amendments made by the other written laws referred to in the following table. The table also contains information about any reprint.

Compilation table

Citation	Gazettal	Commencement
<i>Energy Operators (Regional Power Corporation) (Charges) By-laws 2006</i>	31 Mar 2006 p. 1279-97	1 Apr 2006 (see bl. 2)
<i>Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws 2007</i>	29 Jun 2007 p. 3192-3	bl. 1 and 2: 29 Jun 2007 (see bl. 2(a)); By-laws other than bl. 1 and 2: 1 Jul 2007 (see bl. 2(b))
<i>Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws 2009</i>	30 Mar 2009 p. 997-1017	bl. 1 and 2: 30 Mar 2009 (see bl. 2(a)); bl. 3 and Pt. 2: 1 Apr 2009 (see bl. 2(b)); Pt. 3: 1 Jul 2009 (see bl. 2(c))
Reprint 1: The Energy Operators (Regional Power Corporation) (Charges) By-laws 2006 as at 16 Oct 2009 (includes amendments listed above)		
<i>Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws 2010</i>	26 Mar 2010 p. 1171-89	Pt. 1: 26 Mar 2010 (see bl. 2(a)); Pt. 2: 1 Apr 2010 (see bl. 2(b)); Pt. 3: 1 Jul 2010 (see bl. 2(c))
<i>Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws 2011</i>	24 Jun 2011 p. 2495-8	bl. 1 and 2: 24 Jun 2011 (see bl. 2(a)); By-laws other than bl. 1 and 2: 1 Jul 2011 (see bl. 2(b))
<i>Energy Operators (Regional Power Corporation) (Charges) Amendment By laws 2012</i>	29 Jun 2012 p. 2899-911	bl. 1 and 2: 29 Jun 2012 (see bl. 2(a)); By-laws other than bl. 1 and 2: 1 Jul 2012 (see bl. 2(b))
<i>Energy Operators (Regional Power Corporation) (Charges) Amendment By laws (No. 2) 2012</i>	21 Sep 2012 p. 4423	bl. 1 and 2: 21 Sep 2012 (see bl. 2(a)); By-laws other than bl. 1 and 2: 1 Oct 2012 (see bl. 2(b))
<i>Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws 2013</i>	14 Jun 2013 p. 2223-7	bl. 1 and 2: 14 Jun 2013 (see bl. 2(a)); By-laws other than bl. 1 and 2: 1 Jul 2013 (see bl. 2(b))

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Citation	Gazettal	Commencement
<i>Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws (No. 2) 2013</i>	30 Aug 2013 p. 4093-6	bl. 1 and 2: 30 Aug 2013 (see bl. 2(a)); By-laws other than bl. 1 and 2: 1 Sep 2013 (see bl. 2(b))
<i>Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws 2014</i>	27 Jun 2014 p. 2319-26	bl. 1 and 2: 27 Jun 2014 (see bl. 2(a)); By-laws other than bl. 1 and 2: 1 Jul 2014 (see bl. 2(b))
<i>Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws (No. 2) 2014</i>	22 Aug 2014 p. 3017-23	bl. 1 and 2: 22 Aug 2014 (see bl. 2(a)); By-laws other than bl. 1 and 2: 1 Sep 2014 (see bl. 2(b))
Reprint 2: The Energy Operators (Regional Power Corporation) (Charges) By-laws 2006 as at 3 Oct 2014 (includes amendments listed above)		
<i>Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws 2015</i>	26 Jun 2015 p. 2247-52	bl. 1 and 2: 26 Jun 2015 (see bl. 2(a)); By-laws other than bl. 1 and 2: 1 Jul 2015 (see bl. 2(b))
<i>Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws 2016</i>	28 Jun 2016 p. 2626-8	bl. 1 and 2: 28 Jun 2016 (see bl. 2(a)); By-laws other than bl. 1 and 2: 1 Jul 2016 (see bl. 2(b))
<i>Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws (No. 2) 2016</i>	31 Aug 2016 p. 3707-10	bl. 1 and 2: 31 Aug 2016 (see bl. 2(a)); By-laws other than bl. 1 and 2: 1 Sep 2016 (see bl. 2(b))
