



Western Australia

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

Compare between:

[22 Dec 2017, 02-f0-00] and [01 Jan 2018, 02-g0-00]

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; [or a MyPower residential tariff as defined in Schedule 1 clause 8\(1\)](#);

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; [22 Dec 2017](#)
[p. 5979.](#)]

[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~~[thea](#) 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~~[thea](#) 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.

[By-law 5 amended in Gazette 22 Dec 2017 p. 5979.]

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-by-law (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 —

bl. 10

relevant period means —

- (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.]

Schedule 1 — Supply charges

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

[Heading inserted in Gazette 27 Jun 2017 p. 3420.]

Division 1 — Tariffs other than MyPower tariffs

[Heading inserted in Gazette 22 Dec 2017 p. 5979.]

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 50.7504 cents per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 33.3546 cents per unit for the first 1 650 units per day; and
 - (ii) 30.0972 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.

[Clause 1 inserted in Gazette 27 Jun 2017 p. 3420.]

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 53.7522 cents per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 35.3197 cents per unit for the first 1 650 units per day; and
 - (ii) 31.8798 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.

[Clause 2 inserted in Gazette 27 Jun 2017 p. 3420.]

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 94.9058 cents per day or, for multiple dwellings supplied through one metered supply point, a fixed charge at the rate of —
 - (i) 94.9058 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 3 inserted in Gazette 27 Jun 2017 p. 3420-1.]

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 36.6182 cents per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 19.9600 cents per unit for the first 20 units per day; and
 - (ii) 25.0081 cents per unit for the next 1 630 units per day; and
 - (iii) 22.5658 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 4 inserted in Gazette 27 Jun 2017 p. 3421.]

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 45.3145 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 35.1848 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 24.7001 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 5 inserted in Gazette 27 Jun 2017 p. 3421-2.]

6. Tariff K2 (general supply with residential tariff)

- (1) Tariff K1 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 53.8864 cents per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 29.3544 cents per unit for the first 20 units per day; and
 - (ii) 33.6081 cents per unit for the next 1 630 units per day; and
 - (iii) 30.3260 cents per unit for all units exceeding 1 650 units per day.

[Clause 6 inserted in Gazette 27 Jun 2017 p. 3422.]

-Division 2 — MyPower tariffs

[Heading inserted in Gazette 22 Dec 2017 p. 5979.]

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).

[Clause 7 inserted in Gazette 22 Dec 2017 p. 5979-80.]

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, adjusted (where relevant) in accordance with subclause (3) —

(a) a fixed charge at the applicable rate; and

(b) a charge for metered consumption at the applicable rate.

(3) The charges calculated under subclause (2) for electricity supplied to a consumer during a peak period are to be adjusted as follows —

- (a) 3 rebates of the applicable peak rebate amount are to be applied to the consumer's account at the end of the peak period; but
- (b) for each peak day on which the consumer exceeds the applicable peak allowance, 1 of the rebates referred to in paragraph (a) is not to be applied.
- (4) If electricity is supplied to a consumer at a MyPower residential tariff for part only of a peak period (the *part-period*) —
- (a) subclause (3) applies as if a reference to the peak period were a reference to the part-period; and
- (b) the applicable peak rebate amount is to be reduced on a pro rata basis.
- (5) For each MyPower residential tariff, the applicable rates of the fixed charge and metered consumption charge, the applicable peak allowance and the applicable peak rebate amount are to be determined under the Table.

Table

<u>Tariff name</u>	<u>Rate of fixed charge</u>	<u>Rate of metered consumption charge</u>	<u>Peak allowance</u>	<u>Peak rebate amount</u>
<u>MyPower residential 1.5 fixed plan price</u>	<u>\$1.836595 per day</u>	<u>\$0.099703 per unit</u>	<u>1.5 units per hour</u>	<u>\$100</u>
<u>MyPower residential 3 fixed plan price</u>	<u>\$3.017641 per day</u>	<u>\$0.099703 per unit</u>	<u>3 units per hour</u>	<u>\$100</u>
<u>MyPower residential 5 fixed plan price</u>	<u>\$5.265043 per day</u>	<u>\$0.099703 per unit</u>	<u>5 units per hour</u>	<u>\$100</u>

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Supply charges

Division 2

MyPower tariffs

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<u>Tariff name</u>	<u>Rate of fixed charge</u>	<u>Rate of metered consumption charge</u>	<u>Peak allowance</u>	<u>Peak rebate amount</u>
<u>MyPower residential 7 fixed plan price</u>	<u>\$8.139920 per day</u>	<u>\$0.099703 per unit</u>	<u>7 units per hour</u>	<u>\$100</u>
<u>MyPower residential 10 fixed plan price</u>	<u>\$11.868759 per day</u>	<u>\$0.099703 per unit</u>	<u>10 units per hour</u>	<u>\$100</u>
<u>MyPower residential 15 fixed plan price</u>	<u>\$25.258053 per day</u>	<u>\$0.099703 per unit</u>	<u>15 units per hour</u>	<u>\$100</u>

(6) 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.

[Clause 8 inserted in Gazette 22 Dec 2017 p. 5980-1.]

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, adjusted (where relevant) in accordance with subclause (3) —

(a) a fixed charge at applicable rate; and

(b) a charge for metered consumption at the applicable rate.

(3) The charges calculated under subclause (2) for electricity supplied to a consumer during a peak period are to be adjusted as follows —

(a) 3 rebates of the applicable peak rebate amount are to be applied to the consumer’s account at the end of the peak period; but

(b) for each peak day on which the consumer exceeds the applicable peak allowance, 1 of the rebates referred to in paragraph (a) is not to be applied.

(4) If electricity is supplied to a consumer at a MyPower non-residential tariff for part only of a peak period (the *part-period*) —

(a) subclause (3) applies as if a reference to the peak period were a reference to the part-period; and

(b) the applicable peak rebate amount is to be reduced on a pro rata basis.

(5) For each MyPower non-residential tariff, the applicable rates of the fixed charge and metered consumption charge, the applicable peak allowance and the applicable peak rebate amount are to be determined under the Table.

Table

<u>Tariff name</u>	<u>Rate of fixed charge</u>	<u>Rate of metered consumption charge</u>	<u>Peak allowance</u>	<u>Peak rebate amount</u>
<u>MyPower business 3 fixed plan price</u>	<u>\$3.330959 per day</u>	<u>\$0.099703 per unit</u>	<u>3 units per hour</u>	<u>\$100</u>
<u>MyPower business 5 fixed plan price</u>	<u>\$6.792026 per day</u>	<u>\$0.099703 per unit</u>	<u>5 units per hour</u>	<u>\$100</u>

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Supply charges

Division 2

MyPower tariffs

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<u>Tariff name</u>	<u>Rate of fixed charge</u>	<u>Rate of metered consumption charge</u>	<u>Peak allowance</u>	<u>Peak rebate amount</u>
<u>MyPower business 7 fixed plan price</u>	<u>\$11.504898 per day</u>	<u>\$0.099703 per unit</u>	<u>7 units per hour</u>	<u>\$100</u>
<u>MyPower business 10 fixed plan price</u>	<u>\$16.739049 per day</u>	<u>\$0.099703 per unit</u>	<u>10 units per hour</u>	<u>\$100</u>
<u>MyPower business 15 fixed plan price</u>	<u>\$25.258053 per day</u>	<u>\$0.099703 per unit</u>	<u>15 units per hour</u>	<u>\$100</u>
<u>MyPower business 20 fixed plan price</u>	<u>\$43.025630 per day</u>	<u>\$0.099703 per unit</u>	<u>20 units per hour</u>	<u>\$200</u>
<u>MyPower business 30 fixed plan price</u>	<u>\$60.033161 per day</u>	<u>\$0.099703 per unit</u>	<u>30 units per hour</u>	<u>\$200</u>
<u>MyPower business 40 fixed plan price</u>	<u>\$86.834447 per day</u>	<u>\$0.099703 per unit</u>	<u>40 units per hour</u>	<u>\$200</u>
<u>MyPower business 50 fixed plan price</u>	<u>\$119.302041 per day</u>	<u>\$0.099703 per unit</u>	<u>50 units per hour</u>	<u>\$300</u>

(6) 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.

[Clause 9 inserted in Gazette 22 Dec 2017 p. 5981-3.]

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

Schedule 2 — Unmetered supply

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

[Heading inserted in Gazette 27 Jun 2017 p. 3422.]

Division 1 — Street lighting

[Heading inserted in Gazette 27 Jun 2017 p. 3422.]

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	33.7892	34.5129	37.1271
Z.02	80	Mercury Vapour	39.7906	40.6786	44.7566
Z.03	125	Mercury Vapour	49.2123	50.8074	56.5621
Z.04	140	Low Pressure Sodium	50.3634	52.0077	58.6175
Z.07	250	Mercury Vapour	61.0674	64.1750	75.7669
Z.10	400	Mercury Vapour	90.4665	95.2019	113.2886
Z.13	150	High Pressure Sodium	46.6144	48.3245	57.8938
Z.15	250	High Pressure Sodium	69.1077	72.7909	86.9971
Z.18	per kW	Auxiliary Lighting in Public Places	Not applicable	Not applicable	252.2766
Z.59	66	LED	34.3468	35.3603	38.2559
Z.60	132	LED	45.8493	48.0285	58.2494
Z.61	198	LED	49.9658	53.5122	69.5104
Z.62	25	LED	31.6270	31.9752	32.3461
<i>Street lighting for existing services only</i>					
Z.05	250	Mercury Vapour	79.1376	82.2288	93.8372

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Miscellaneous **Division 2**

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
Z.06	400	Mercury Vapour	108.5532	113.2886	131.2931
Z.08	250	Mercury Vapour 50% E.C. cost	70.0942	73.1527	84.7939
Z.09	250	Mercury Vapour 100% E.C. cost	79.1376	82.2288	93.8372
Z.11	400	Mercury Vapour 50% E.C. cost	99.5098	104.2619	122.2827
Z.12	400	Mercury Vapour 100% E.C. cost	108.5532	113.2886	131.2931
Z.14	150	High Pressure Sodium	71.9193	73.5965	83.1331
Z.16	250	High Pressure Sodium 50% E.C. cost	82.6399	86.3559	100.5293
Z.17	250	High Pressure Sodium 100% E.C. cost	96.1390	99.9044	114.0943
Z.51	60	Incandescent	33.7893	34.5128	37.1270
Z.52	100	Incandescent	33.7892	34.5128	37.1269
Z.53	200	Incandescent	39.7908	40.6786	44.7566
Z.54	300	Incandescent	49.2123	50.8072	56.5620
Z.55	500	Incandescent	79.1375	82.2287	93.8371
Z.56	40	Fluorescent	33.7892	34.5128	37.1270
Z.57	80	Fluorescent	39.7906	40.6786	44.7566
Z.58	160	Fluorescent	55.6580	56.4305	65.4738

[Division 1 inserted in Gazette 27 Jun 2017 p. 3422-3.]

Division 2 — Miscellaneous

[Heading inserted in Gazette 27 Jun 2017 p. 3423.]

1. Traffic light installation

Supply of electricity to traffic light installations comprises a charge of \$6.8593 per day per kW of installed wattage.

[Clause 1 inserted in Gazette 27 Jun 2017 p. 3423.]

2. Public telephone facility

Supply of electricity to a standard public telephone facility where supply is not independently metered comprises a charge of 59.7018 cents per day.

[Clause 2 inserted in Gazette 27 Jun 2017 p. 3424.]

3. Railway crossing

Supply of electricity to standard railway crossing lights comprises a charge of 76.2950 cents per day.

[Clause 3 inserted in Gazette 27 Jun 2017 p. 3424.]

Schedule 3 — Meter rentals

[bl. 6(1)]

The rental payable in respect of a subsidiary meter is 16.25 cents per day.

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

[Schedule 3 amended in Gazette 30 Jun 2017 p. 3562.]

Schedule 4 — Fees

[bl. 7]

[Heading inserted in Gazette 30 Jun 2017 p. 3563.]

Description of fee	Amount
1. Non-refundable account establishment fee payable on the establishment or transfer of an account	\$34.75
2. Three phase residential installation —	
(a) new installation of three phase meter or replacement of single phase meter with three phase meter	\$595.00
(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
4. Temporary supply connection —	
(a) single phase (overhead)	\$1 084.00
(b) three phase (overhead)	\$1 084.00
5. Meter testing —	
(a) standard meter testing fee	\$240.00
(b) reduced meter testing fee	\$143.00
6. Disconnection of overhead service leads following unauthorised reconnection	\$781.00
7. Meter reading where reading requested by consumer	\$23.00
8. Overdue account notices	\$5.50
9. Rejected account payment (where payment made through Australia Post)	\$24.44
10. A transaction fee where a consumer makes a payment to the corporation by means of one of the following —	

Description of fee	Amount
(a) a Visa or a MasterCard credit card or debit card .	0.47% of the amount of the charge
(b) an American Express credit card	0.84% of the amount of the charge
11. Remote configurations	\$25.40
12. Meter damage fee	\$984.00
13. Remote connection or disconnection	\$6.10

[Schedule 4 inserted in Gazette 30 Jun 2017 p. 3563-4.]



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-^{1a}. 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))

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))
<i>Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws 2017</i>	27 Jun 2017 p. 3419-24	bl. 1 and 2: 27 Jun 2017 (see bl. 2(a)); By-laws other than bl. 1 and 2: 1 Jul 2017 (see bl. 2(b))
<i>Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws (No. 2) 2017</i>	30 Jun 2017 p. 3562-4	bl. 1 and 2: 30 Jun 2017 (see bl. 2(a)); By-laws other than bl. 1 and 2: 1 Jul 2017 (see bl. 2(b)(i))

^{1a} ~~On the date as at which this compilation was prepared, provisions referred to in the following table had not come into operation and were therefore not included in this compilation. For the text of the provisions see the endnotes referred to in the table.~~

Provisions that have not come into operation

Citation	Gazettal	Commencement
<i>Energy Operators (Regional Power Corporation) (Charges) Amendment By-laws (No. 3) 2017</i> bl. 3-9 ²	22 Dec 2017 p. 5978-83	bl. 1 and 2: 22 Dec 2017 (see bl. 2(a)); By-laws other than bl. 1 and 2: 1 Jan 2018 (see bl. 2(b))

²—~~On the date as at which this compilation was prepared, the *Energy Operators (Regional Power Corporation) (Charges) Amendment By laws (No. 3) 2017* bl. 3-9 had not come into operation. They read as follows:~~

~~3. — **By-laws amended**~~

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

~~4. — **By law 3 amended**~~

~~— In by law 3 delete the definition of *residential tariff* and insert:~~

~~— *residential tariff* means Tariff A2 or a MyPower residential tariff as defined in Schedule 1 clause 8(1);~~

~~5. — **By law 5 amended**~~

~~— In by law 5(1) and (2) delete “the residential tariff” and insert:~~

~~— a residential tariff~~

~~6. — **Schedule 1 amended**~~

~~— (1) Before Schedule 1 clause 1 insert:~~

~~**Division 1 — Tariffs other than MyPower tariffs**~~

~~— (2) At the end of Schedule 1 insert:~~

~~**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, adjusted (where relevant) in accordance with subclause (3) —~~
 - ~~— (a) — a fixed charge at the applicable rate; and~~
 - ~~— (b) — a charge for metered consumption at the applicable rate.~~
- ~~— (3) — The charges calculated under subclause (2) for electricity supplied to a consumer during a peak period are to be adjusted as follows —~~
 - ~~— (a) — 3 rebates of the applicable peak rebate amount are to be applied to the consumer's account at the end of the peak period; but~~
 - ~~— (b) — for each peak day on which the consumer exceeds the applicable peak allowance, 1 of the rebates referred to in paragraph (a) is not to be applied.~~
- ~~— (4) — If electricity is supplied to a consumer at a MyPower residential tariff for part only of a peak period (the *part period*) —~~
 - ~~— (a) — subclause (3) applies as if a reference to the peak period were a reference to the part period; and~~
 - ~~— (b) — the applicable peak rebate amount is to be reduced on a pro rata basis.~~
- ~~— (5) — For each MyPower residential tariff, the applicable rates of the fixed charge and metered consumption charge, the applicable peak allowance and the applicable peak rebate amount are to be determined under the Table.~~

Table

Tariff name	Rate of fixed charge	Rate of metered consumption charge	Peak allowance	Peak rebate amount
MyPower residential 1.5 fixed plan price	\$1.836595 per day	\$0.099703 per unit	1.5 units per hour	\$100
MyPower residential 3 fixed plan price	\$3.017641 per day	\$0.099703 per unit	3 units per hour	\$100

Tariff name	Rate of fixed charge	Rate of metered consumption charge	Peak allowance	Peak rebate amount
MyPower residential 5 fixed plan price	\$5.265043 per day	\$0.099703 per unit	5 units per hour	\$100
MyPower residential 7 fixed plan price	\$8.139920 per day	\$0.099703 per unit	7 units per hour	\$100
MyPower residential 10 fixed plan price	\$11.868759 per day	\$0.099703 per unit	10 units per hour	\$100
MyPower residential 15 fixed plan price	\$25.258053 per day	\$0.099703 per unit	15 units per hour	\$100

~~(6) 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.~~

~~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, adjusted (where relevant) in accordance with subclause (3)~~
- ~~(a) a fixed charge at applicable rate; and~~
 - ~~(b) a charge for metered consumption at the applicable rate.~~

- ~~— (3) — The charges calculated under subclause (2) for electricity supplied to a consumer during a peak period are to be adjusted as follows —~~
 - ~~— (a) — 3 rebates of the applicable peak rebate amount are to be applied to the consumer’s account at the end of the peak period; but~~
 - ~~— (b) — for each peak day on which the consumer exceeds the applicable peak allowance, 1 of the rebates referred to in paragraph (a) is not to be applied.~~
- ~~— (4) — If electricity is supplied to a consumer at a MyPower non-residential tariff for part only of a peak period (the *part period*) —~~
 - ~~— (a) — subclause (3) applies as if a reference to the peak period were a reference to the part period; and~~
 - ~~— (b) — the applicable peak rebate amount is to be reduced on a pro-rata basis.~~
- ~~— (5) — For each MyPower non-residential tariff, the applicable rates of the fixed charge and metered consumption charge, the applicable peak allowance and the applicable peak rebate amount are to be determined under the Table.~~

Table

Tariff name	Rate of fixed charge	Rate of metered consumption charge	Peak allowance	Peak rebate amount
MyPower business 3 fixed-plan price	\$3.330959 per day	\$0.099703 per unit	3 units per hour	\$100
MyPower business 5 fixed-plan price	\$6.792026 per day	\$0.099703 per unit	5 units per hour	\$100
MyPower business 7 fixed-plan price	\$11.504898 per day	\$0.099703 per unit	7 units per hour	\$100

Tariff name	Rate of fixed charge	Rate of metered consumption charge	Peak allowance	Peak rebate amount
MyPower business 10 fixed-plan price	\$16.739049 per day	\$0.099703 per unit	10 units per hour	\$100
MyPower business 15 fixed-plan price	\$25.258053 per day	\$0.099703 per unit	15 units per hour	\$100
MyPower business 20 fixed-plan price	\$43.025630 per day	\$0.099703 per unit	20 units per hour	\$200
MyPower business 30 fixed-plan price	\$60.033161 per day	\$0.099703 per unit	30 units per hour	\$200
MyPower business 40 fixed-plan price	\$86.834447 per day	\$0.099703 per unit	40 units per hour	\$200
MyPower business 50 fixed-plan price	\$119.302041 per day	\$0.099703 per unit	50 units per hour	\$300

~~— (6) — 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.~~