



Western Australia

Energy Operators (Electricity Generation and Retail Corporation) (Charges) By-laws 2006

Compare between:

[28 Sep 2018, 04-a0-02] and [21 Jun 2019, 04-b0-00]



Western Australia

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at 28 September 2018

Energy Operators (Powers) Act 1979

Energy Operators (Electricity Generation and Retail Corporation) (Charges) By-laws 2006

1. Citation

These by-laws are the *Energy Operators (Electricity Generation and Retail Corporation) (Charges) By-laws 2006*¹.

[By-law 1 amended: Gazette 27 Dec 2013 p. 6477.]

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)(a);

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

half-hourly maximum demand means the maximum demand in kilowatts recorded during the accounting period concerned in any period of half an hour;

off peak means any period other than on peak;

on peak means the periods between 8.00 a.m. and 10.00 p.m. Monday to Friday;

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permitted surcharge, in relation to a payment, has the meaning given in RBA Standard No. 3 of 2016;

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

RBA Standard No. 3 of 2016 means the standard titled Standard No. 3 of 2016: Scheme Rules Relating to Merchant Pricing for Credit, Debit and Prepaid Card Transactions determined by the Reserve Bank of Australia under the *Payment Systems (Regulation) Act 1998* (Commonwealth) section 18, as in force from time to time;

residential tariff means Tariff A1 or B1;

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.

[By-law 3 amended: Gazette 30 Mar 2009 p. 970; 29 Jun 2012 p. 2914; 27 Dec 2013 p. 6477; 22 Aug 2014 p. 3024; 16 Feb 2018 p. 470.]

[3A. Deleted: Gazette 26 Mar 2010 p. 1136.]

[4A. Deleted: Gazette 22 Aug 2014 p. 3024.]

4. Electricity charges payable by consumers (Sch. 1, Sch. 2)

- (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.
- (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: Gazette 30 Aug 2013 p. 4097-8.]

5. Residential tariffs, when applicable

- (1) A consumer is entitled to be supplied on the basis of a 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, a 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. Subsidiary meters, rental for (Sch. 3)

- (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 a residential tariff.

7. Fees (Sch. 4)

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

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8. When charges payable; interest on unpaid charges

(1) In this by-law —

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: Gazette 30 Mar 2009 p. 970.]

[9. Deleted: Gazette 21 Sep 2012 p. 4424.]

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) 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.

11. Changes to rate of charges, adjustment for

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. Interest rate prescribed (Act s. 62(16))

- (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: Gazette 30 Mar 2009 p. 970-1.]

Schedule 1 — Supply charges

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

[Heading inserted: Gazette 26 Jun 2018 p. 2372.]

1. Tariff L1 (general supply — low/medium voltage tariff)

- (1) Tariff L1 is available for low/medium voltage supply.
- (2) Tariff L1 comprises —
 - (a) a fixed charge at the rate of \$1.7154 per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 26.6946 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 L1 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: Gazette 26 Jun 2018 p. 2372.]

2. Tariff L3 (general supply — low/medium voltage tariff)

- (1) Tariff L3 is available for low/medium voltage supply.
- (2) Tariff L3 comprises —
 - (a) a fixed charge at the rate of 55.7410 cents per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 36.6265 cents per unit for the first 1 650 units per day; and
 - (ii) 33.0594 cents per unit for all units exceeding 1 650 units per day.
- (3) Tariff L3 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: Gazette 26 Jun 2018 p. 2372.]

3. Tariff R1 (time-of-use tariff)

- (1) Tariff R1 comprises —
- (a) a fixed charge at the rate of \$3.3090 per day; and
 - (b) an energy charge consisting of —
 - (i) an on peak energy charge at the rate of 35.8882 cents per unit; and
 - (ii) an off peak energy charge at the rate of 10.7665 cents per unit.
- (2) Tariff R1 is available subject to the following conditions —
- (a) the consumer agrees to take the tariff for a minimum period of 12 months;
 - (b) the consumer pays the fee set out in Schedule 4 item 9;
 - (c) 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 3 inserted: Gazette 26 Jun 2018 p. 2372-3.]

4. Tariff R3 (time-of-use tariff)

- (1) Tariff R3 comprises —
- (a) a fixed charge at the rate of \$2.8126 per day; and
 - (b) an energy charge consisting of —
 - (i) an on peak energy charge at the rate of 49.2442 cents per unit; and
 - (ii) an off peak energy charge at the rate of 15.1600 cents per unit.
- (2) Tariff R3 is available subject to the following conditions —
- (a) the consumer agrees to take the tariff for a minimum period of 12 months;
 - (b) the consumer pays the fee set out in Schedule 4 item 9;

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- (c) 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 4 inserted: Gazette 26 Jun 2018 p. 2373.]

5. Standby charges

- (1) Standby charges are applicable to consumers with their own generation and supplied on Tariff L1, L3, R1 or R3 and are payable in addition to those tariffs.
- (2) In the case of Tariff L1, L3, R1 or R3, the standby charge is 5.72 cents per day per kW based on the difference between total half-hourly maximum demand and normal half-hourly maximum demand.
- (3) The normal half-hourly maximum demand is to be assessed by the corporation and is to be based on loading normally supplied from the corporation's supply.
- (4) Notwithstanding the corporation's assessment, in any accounting period the normal half-hourly maximum demand is taken to be not less than —

$$\frac{\text{kWh registered for the accounting period}}{24 \times (\text{number of days in the accounting period})} \times 0.4$$

- (5) The total half-hourly maximum demand is to be assessed by the corporation as the consumer's expected half-hourly minimum demand on the corporation's system without the consumer's generation equipment in operation.
- (6) The difference between total half-hourly maximum demand and normal half-hourly maximum demand is not to exceed —
 - (a) the capacity of the consumer's generation equipment; or
 - (b) the expected maximum loading of such generation equipment, as assessed by the corporation.
- (7) The provision of a standby service is subject to the following conditions —

- (a) the consumer must pay for the cost of all additional mains and equipment necessary to provide the standby service;
- (b) the standby service agreement must be for a minimum period of 12 months;
- (c) the consumer must give 6 months' notice in writing to the corporation of intention to terminate the standby service agreement.

[Clause 5 inserted: Gazette 26 Jun 2018 p. 2373-4.]

6. Tariff A1 (residential tariff)

- (1) Tariff A1 is available for residential use only.
- (2) Tariff A1 comprises —
 - (a) a fixed charge at the rate of \$1.0155 cents per day or, for multiple dwellings supplied through one metered supply point, a fixed charge at the rate of —
 - (i) \$1.0155 per day for the first dwelling; and
 - (ii) 40.3762 cents per day for each additional dwelling;and
 - (b) a charge for metered consumption at the rate of 28.3272 cents per unit.

[Clause 6 inserted: Gazette 26 Jun 2018 p. 2374.]

7. Tariff B1 (residential water heating tariff)

- (1) Tariff B1 is available for residential water heating during a 6 hour period between the hours of 11.00 pm and 6.00 am for installations approved by the corporation. Other single phase hardwired appliances may be connected in conjunction with the water heater.
- (2) Tariff B1 comprises —
 - (a) a fixed charge at the rate of 21.0903 cents per day or, for multiple dwellings supplied through one metered supply point, a fixed charge at the rate of 21.0903 cents per day for each dwelling; and

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- (b) a charge for metered consumption at the rate of 11.6511 cents per unit.

[Clause 7 inserted: Gazette 26 Jun 2018 p. 2374.]

8. Tariff C1 (special community service tariff)

- (1) Tariff C1 is available for small voluntary and charitable organisations, subject to the conditions listed in subclause (3).
- (2) Tariff C1 comprises —
 - (a) a fixed charge at the rate of 94.9058 cents per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 22.1733 cents per unit for the first 20 units per day; and
 - (ii) 23.6574 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 C1 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 C1 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 8 inserted: Gazette 26 Jun 2018 p. 2375.]

9. Tariff D1 (special tariff for certain premises)

- (1) Tariff D1 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 A1 is not available.
- (2) Tariff D1 comprises —
- (a) a fixed charge at the rate of 94.9058 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 24.1118 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 9 inserted: Gazette 26 Jun 2018 p. 2375-6.]

10. Tariff K1 (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 K1 comprises —
- (a) a fixed charge at the rate of \$1.7154 per day; and
 - (b) a charge for metered consumption at the rate of —
 - (i) 28.3272 cents per unit for the first 20 units per day; and

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- (ii) 26.6946 cents per unit for the next 1 630 units per day; and
- (iii) 30.0972 cents per unit for all units exceeding 1 650 units per day.

[Clause 10 inserted: Gazette 26 Jun 2018 p. 2376.]

Schedule 2 — Unmetered supply

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

[Heading inserted: Gazette 26 Jun 2018 p. 2376.]

Division 1 — Street lighting

[Heading inserted: Gazette 26 Jun 2018 p. 2376.]

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	32.7338	33.4901	36.2736
Z.02	80	Mercury Vapour	39.8997	40.9299	45.3137
Z.03	125	Mercury Vapour	49.1011	50.8492	57.2876
Z.04	140	Low Pressure Sodium	50.3634	52.0077	58.6175
Z.07	250	Mercury Vapour	63.1971	66.6382	79.5699
Z.10	400	Mercury Vapour	77.4388	80.5998	112.7212
Z.13	150	High Pressure Sodium	48.8872	50.8489	60.3506
Z.15	250	High Pressure Sodium	66.2096	70.0344	84.7089
Z.18	per kW	Auxiliary Lighting in Public Places	Not applicable	Not applicable	260.3999

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Schedule 2 Unmetered supply

Division 1 Street lighting

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	75.6409	78.7803	91.9121
Z.06	400	Mercury Vapour	99.8261	104.7087	125.3405
Z.08	250	Mercury Vapour 50% E.C. cost	69.6119	72.7295	85.8833
Z.09	250	Mercury Vapour 100% E.C. cost	75.6409	78.7803	91.9121
Z.11	400	Mercury Vapour 50% E.C. cost	93.7972	98.6909	119.3336
Z.12	400	Mercury Vapour 100% E.C. cost	99.8261	104.7087	125.3405
Z.14	150	High Pressure Sodium	65.9286	67.6938	77.2873
Z.16	250	High Pressure Sodium 50% E.C. cost	75.6643	79.2202	94.0621
Z.17	250	High Pressure Sodium 100% E.C. cost	84.6637	88.2525	103.1054
Z.51	60	Incandescent	33.7893	34.5128	37.1270
Z.52	100	Incandescent	33.8972	34.9331	38.8330
Z.53	200	Incandescent	39.7908	40.6786	44.7566
Z.54	300	Incandescent	49.2123	50.8072	56.5620

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(Charges) By-laws 2006**

Unmetered supply **Schedule 2**
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.55	500	Incandescent	79.1375	82.2287	93.8371
Z.56	40	Fluorescent	32.5011	33.2026	35.7780
Z.57	80	Fluorescent	39.7906	40.6786	44.7566
Z.58	160	Fluorescent	55.6580	56.4305	65.4738

[Division 1 inserted: Gazette 26 Jun 2018 p. 2376-7.]

Division 2 — Miscellaneous

[Heading inserted: Gazette 26 Jun 2018 p. 2377.]

1. Traffic light installation

Supply of electricity to traffic light installations comprises a charge of \$7.2270 per day per kW of installed wattage.

[Clause 1 inserted: Gazette 26 Jun 2018 p. 2377.]

2. Public telephone facility

Supply of electricity to a standard public telephone facility where supply is not independently metered comprises a charge of 62.8063 cents per day.

[Clause 2 inserted: Gazette 26 Jun 2018 p. 2378.]

3. Railway crossing

Supply of electricity to standard railway crossing lights comprises a charge of 80.2623 cents per day.

[Clause 3 inserted: Gazette 26 Jun 2018 p. 2378.]

Schedule 3 — Meter rental

[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: Gazette 26 Jun 2018 p. 2378.]

	Description of fee	Amount
1.	Non-refundable account establishment fee payable on the establishment or transfer of an account	\$33.80
2.	Three phase residential installation —	
	(a) new installation of three phase meter or replacement of single phase meter with three phase meter	\$235.04
	(b) installation of subsidiary three phase meter (each installation)	\$148.50
3.	Non-refundable reconnection fee where supply has been terminated for non-payment of charges or for any other lawful reason	\$31.10
4.	Temporary supply connection —	
	(a) single phase (overhead)	\$300.00
	(b) three phase (overhead)	\$600.00
5.	Meter testing —	
	(a) standard meter testing fee	\$336.15
	(b) reduced meter testing fee	\$144.00
6.	Disconnection of overhead service leads following unauthorised reconnection	\$194.00
7.	Meter reading where reading requested by consumer	\$17.30
8.	Overdue account notices	\$5.25
9.	Tariff R1 or R3 “time-of-use meter” installation fee	\$809.60

Energy Operators (Electricity Generation and Retail Corporation)
(Charges) By-laws 2006
Schedule 4 Fees

Description of fee		Amount
10.	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
11.	Paper bill fee	\$1.27
12.	Over-the-counter payment fee	\$2.10

[Schedule 4 inserted: Gazette 26 Jun 2018 p. 2378-9.]

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Notes

- ¹ This is a compilation of the *Energy Operators (Electricity Generation and Retail 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 (Electricity Retail Corporation) (Charges) By-laws 2006</i> ²	31 Mar 2006 p. 1225-46	1 Apr 2006 (see bl. 2)
<i>Energy Operators (Electricity Retail Corporation) (Charges) Amendment By-laws 2006</i>	1 Dec 2006 p. 5349-50	1 Dec 2006
<i>Energy Operators (Electricity Retail Corporation) (Charges) Amendment By-laws 2007</i>	26 Jun 2007 p. 3013-17	bl. 1 and 2: 26 Jun 2007 (see bl. 2(a)); By-laws other than bl. 1 and 2: 1 Jul 2007 (see bl. 2(b))
<i>Energy Operators (Electricity Retail Corporation) (Charges) Amendment By-laws 2009</i>	30 Mar 2009 p. 967-95	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 (Electricity Retail Corporation) (Charges) By-laws 2006 as at 18 Sep 2009 (includes amendments listed above)		
<i>Energy Operators (Electricity Retail Corporation) (Charges) Amendment By-laws 2010</i>	26 Mar 2010 p. 1135-42	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 (Electricity Retail Corporation) (Charges) Amendment By-laws 2011</i>	24 Jun 2011 p. 2499-503	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))
Reprint 2: The Energy Operators (Electricity Retail Corporation) (Charges) By-laws 2006 as at 27 Apr 2012 (includes amendments listed above)		
<i>Energy Operators (Electricity Retail Corporation) (Charges) Amendment By-laws 2012</i>	29 Jun 2012 p. 2913-26	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))

**Energy Operators (Electricity Generation and Retail Corporation)
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Citation	Gazettal	Commencement
<i>Energy Operators (Electricity Retail Corporation) (Charges) Amendment By-laws (No. 2) 2012</i>	21 Sep 2012 p. 4424	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 (Electricity Retail Corporation) (Charges) Amendment By-laws 2013</i>	14 Jun 2013 p. 2217-22	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))
<i>Energy Operators (Electricity Retail Corporation) (Charges) Amendment By-laws (No. 2) 2013</i>	30 Aug 2013 p. 4097-100	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>Electricity Corporations (Consequential Amendments) Regulations 2013 r. 12</i>	27 Dec 2013 p. 6469-79	1 Jan 2014 (see r. 2(c) and <i>Gazette</i> 27 Dec 2013 p. 6465)
Reprint 3: The Energy Operators (Electricity Generation and Retail Corporation) (Charges) By-laws 2006 as at 14 Mar 2014 (includes amendments listed above)		
<i>Energy Operators (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws 2014</i>	27 Jun 2014 p. 2313-19	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 (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws (No. 2) 2014</i>	22 Aug 2014 p. 3024-32	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))
<i>Energy Operators (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws 2015</i>	26 Jun 2015 p. 2239-46	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 (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws 2016³</i>	28 Jun 2016 p. 2623-5	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 (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws (No. 2) 2016</i>	31 Aug 2016 p. 3701-5	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 (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws 2017</i>	27 Jun 2017 p. 3424-31	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))

**Energy Operators (Electricity Generation and Retail Corporation)
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Citation	Gazettal	Commencement
<i>Energy Operators (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws (No. 2) 2017</i>	30 Jun 2017 p. 3564-6	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) and <i>Gazette</i> 27 Jun 2017 p. 3424)
<i>Energy Operators (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws 2018</i>	16 Feb 2018 p. 469-70	bl. 1 and 2: 16 Feb 2018 (see bl. 2(a)); By-laws other than bl. 1 and 2: 17 Feb 2018 (see bl. 2(b))
<i>Energy Operators (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws (No. 2) 2018</i>	26 Jun 2018 p. 2371-9	bl. 1 and 2: 26 Jun 2018 (see bl. 2); By-laws other than bl. 1 and 2: 1 Jul 2018 (see bl. 2)
Reprint 4: The Energy Operators (Electricity Generation and Retail Corporation) (Charges) By-laws 2006 as at 28 Sep 2018 (includes amendments listed above)		

^{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
Energy Operators (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws 2019 bl. 3-7⁴	21 Jun 2019 p. 2119-27	bl. 3-4 and 6-7: 1 Jul 2019 (see bl. 2(c)); bl. 5: 1 Sep 2019 (see bl. 2(b))

² Now known as the *Energy Operators (Electricity Generation and Retail Corporation) (Charges) By-laws 2006*; citation changed (see note under bl. 1).

³ The *Energy Operators (Electricity Generation and Retail Corporation) (Charges) Amendment By-laws 2016*, (row 5 of the table in by-law 5) was disallowed by the Legislative Council on 22 Nov 2016 (see *Gazette* 6 Dec 2016 p. 5492).

⁴ [On the date as at which this compilation was prepared, the Energy Operators \(Electricity Generation and Retail Corporation\) \(Charges\) Amendment By-laws 2019 bl. 3-7 had not come into operation. They read as follows:](#)

3. By-laws amended

[These by-laws amend the Energy Operators \(Electricity Generation and Retail Corporation\) \(Charges\) By-laws 2006.](#)

4. By-law 3 amended

In by-law 3 insert in alphabetical order:

life support customer means a customer whose address is registered as a life support equipment address under the code of conduct in force from time to time under the Electricity Industry Act 2004 section 79;

MSLA means the model service level agreement approved under the *Electricity Industry (Metering) Code 2012* by the Economic Regulation Authority, as in force from time to time;

5. By-law 10 amended

Delete by-law 10(2).

6. Schedules 1 and 2 replaced

Delete Schedules 1 and 2 and insert:

Schedule 1 — Supply charges

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

1. Tariff L1 (general supply — low/medium voltage tariff)

(1) Tariff L1 is available for low/medium voltage supply.

(2) Tariff L1 comprises —

(a) a fixed charge at the rate of \$1.7789 per day; and

(b) a charge for metered consumption at the rate of —

(i) 27.6823 cents per unit for the first 1 650 units per day; and

(ii) 31.2108 cents per unit for all units exceeding 1 650 units per day.

(3) Tariff L1 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 L3 (general supply — low/medium voltage tariff)

(1) Tariff L3 is available for low/medium voltage supply.

(2) Tariff L3 comprises —

(a) a fixed charge at the rate of \$1.9181 per day; and

(b) a charge for metered consumption at the rate of —

- (i) 38.9608 cents per unit for the first 1 650 units per day; and
 - (ii) 33.0594 cents per unit for all units exceeding 1 650 units per day.
 - (3) Tariff L3 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 R1 (time-of-use tariff)

- (1) Tariff R1 comprises —
 - (a) a fixed charge at the rate of \$3.3785 per day; and
 - (b) an energy charge consisting of —
 - (i) an on peak energy charge at the rate of 36.6419 cents per unit; and
 - (ii) an off peak energy charge at the rate of 10.9926 cents per unit.
- (2) Tariff R1 is available subject to the following conditions —
 - (a) the consumer agrees to take the tariff for a minimum period of 12 months;
 - (b) the consumer pays the fee set out in Schedule 4 item 9;
 - (c) 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.

4. Tariff R3 (time-of-use tariff)

- (1) Tariff R3 comprises —
 - (a) a fixed charge at the rate of \$3.6155 per day; and
 - (b) an energy charge consisting of —
 - (i) an on peak energy charge at the rate of 52.7370 cents per unit; and
 - (ii) an off peak energy charge at the rate of 15.8422 cents per unit.
- (2) Tariff R3 is available subject to the following conditions —
 - (a) the consumer agrees to take the tariff for a minimum period of 12 months;
 - (b) the consumer pays the fee set out in Schedule 4 item 9;
 - (c) 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.

5. Standby charges

- (1) Standby charges are applicable to consumers with their own generation and supplied on Tariff L1, L3, R1 or R3 and are payable in addition to those tariffs.
- (2) In the case of Tariff L1, L3, R1 or R3, the standby charge is 5.72 cents per day per kW based on the difference between total half-hourly maximum demand and normal half-hourly maximum demand.
- (3) The normal half-hourly maximum demand is to be assessed by the corporation and is to be based on loading normally supplied from the corporation's supply.
- (4) Notwithstanding the corporation's assessment, in any accounting period the normal half-hourly maximum demand is taken to be not less than —

$$\frac{\text{kWh registered for the accounting period}}{24 \times (\text{number of days in the accounting period}) \times 0.4}$$
- (5) The total half-hourly maximum demand is to be assessed by the corporation as the consumer's expected half-hourly minimum demand on the corporation's system without the consumer's generation equipment in operation.
- (6) The difference between total half-hourly maximum demand and normal half-hourly maximum demand is not to exceed —
 - (a) the capacity of the consumer's generation equipment; or
 - (b) the expected maximum loading of such generation equipment, as assessed by the corporation.
- (7) The provision of a standby service is subject to the following conditions —
 - (a) the consumer must pay for the cost of all additional mains and equipment necessary to provide the standby service;
 - (b) the standby service agreement must be for a minimum period of 12 months;
 - (c) the consumer must give 6 months' notice in writing to the corporation of intention to terminate the standby service agreement.

6. Tariff A1 (residential tariff)

- (1) Tariff A1 is available for residential use only.
- (2) Tariff A1 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.

7. Tariff B1 (residential water heating tariff)

(1) Tariff B1 is available for residential water heating during a 6 hour period between the hours of 11.00 pm and 6.00 am for installations approved by the corporation. Other single phase hardwired appliances may be connected in conjunction with the water heater.

(2) Tariff B1 comprises —

(a) a fixed charge at the rate of 21.4277 cents per day or, for multiple dwellings supplied through 1 metered supply point, a fixed charge at the rate of 21.4277 cents per day for each dwelling; and

(b) a charge for metered consumption at the rate of 11.8375 cents per unit.

8. Tariff C1 (special community service tariff)

(1) Tariff C1 is available for small voluntary and charitable organisations, subject to the conditions listed in subclause (3).

(2) Tariff C1 comprises —

(a) a fixed charge at the rate of 97.2784 cents per day; and

(b) a charge for metered consumption at the rate of —

(i) 22.7276 cents per unit for the first 20 units per day; and

(ii) 24.2488 cents per unit for the next 1 630 units per day; and

(iii) 23.1299 cents per unit for all units exceeding 1 650 units per day.

(3) Tariff C1 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 C1 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).

9. Tariff D1 (special tariff for certain premises)

- (1) Tariff D1 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 A1 is not available.
- (2) Tariff D1 comprises —
 - (a) a fixed charge at the rate of 96.6141 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 35.8181 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 24.5458 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.

10. Tariff K1 (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 K1 comprises —
 - (a) a fixed charge at the rate of \$1.7686 per day; and
 - (b) a charge for metered consumption at the rate of —

- (i) 29.2053 cents per unit for the first 20 units per day; and
- (ii) 27.5221 cents per unit for the next 1 630 units per day; and
- (iii) 31.0302 cents per unit for all units exceeding 1 650 units per day.

Schedule 2 — Unmetered supply

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

Division 1 — Street lighting

<u>Item</u>	<u>Wattage</u>	<u>Type</u>	<u>Midnight Switch-off (Obsolescent) Cents per day</u>	<u>1.15 am Switch-off Cents per day</u>	<u>Dawn Switch-off Cents per day</u>
<u>Street lighting on current offer and for existing services</u>					
<u>Z.01</u>	<u>50</u>	<u>Mercury Vapour</u>	<u>31.6842</u>	<u>32.5482</u>	<u>35.7863</u>
<u>Z.02</u>	<u>80</u>	<u>Mercury Vapour</u>	<u>39.6955</u>	<u>40.9881</u>	<u>46.1342</u>
<u>Z.03</u>	<u>125</u>	<u>Mercury Vapour</u>	<u>48.7361</u>	<u>50.8248</u>	<u>58.6600</u>
<u>Z.04</u>	<u>140</u>	<u>Low Pressure Sodium</u>	<u>51.3455</u>	<u>53.0219</u>	<u>59.7605</u>
<u>Z.07</u>	<u>250</u>	<u>Mercury Vapour</u>	<u>66.0796</u>	<u>70.2296</u>	<u>85.9274</u>
<u>Z.10</u>	<u>400</u>	<u>Mercury Vapour</u>	<u>78.9489</u>	<u>82.1715</u>	<u>116.6974</u>
<u>Z.13</u>	<u>150</u>	<u>High Pressure Sodium</u>	<u>50.9626</u>	<u>53.4010</u>	<u>63.6911</u>
<u>Z.15</u>	<u>250</u>	<u>High Pressure Sodium</u>	<u>63.7518</u>	<u>68.0937</u>	<u>84.6629</u>
<u>Z.18</u>	<u>per kW</u>	<u>Auxiliary Lighting in Public Places</u>	<u>Not applicable</u>	<u>Not applicable</u>	<u>265.4777</u>
<u>Street lighting for existing services only</u>					
<u>Z.05</u>	<u>250</u>	<u>Mercury Vapour</u>	<u>77.1159</u>	<u>80.3165</u>	<u>93.7044</u>
<u>Z.06</u>	<u>400</u>	<u>Mercury Vapour</u>	<u>101.7727</u>	<u>106.7505</u>	<u>127.7846</u>
<u>Z.08</u>	<u>250</u>	<u>Mercury Vapour 50% E.C. cost</u>	<u>70.9693</u>	<u>74.1477</u>	<u>87.5580</u>

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<u>Item</u>	<u>Wattage</u>	<u>Type</u>	<u>Midnight Switch-off (Obsolescent) Cents per day</u>	<u>1.15 am Switch-off Cents per day</u>	<u>Dawn Switch-off Cents per day</u>
Z.09	250	Mercury Vapour 100% E.C. cost	77.1159	80.3165	93.7044
Z.11	400	Mercury Vapour 50% E.C. cost	95.6262	100.6154	121.6606
Z.12	400	Mercury Vapour 100% E.C. cost	101.7727	106.7505	127.7846
Z.14	150	High Pressure Sodium	67.2142	69.0138	78.7944
Z.16	250	High Pressure Sodium 50% E.C. cost	77.1398	80.7650	95.8963
Z.17	250	High Pressure Sodium 100% E.C. cost	86.3146	89.9734	105.1160
Z.51	60	Incandescent	34.4482	35.1858	37.8510
Z.52	100	Incandescent	34.3299	35.6143	39.5902
Z.53	200	Incandescent	40.5667	41.4718	45.6294
Z.54	300	Incandescent	50.1719	51.7979	57.6650
Z.55	500	Incandescent	80.6807	83.8322	95.6669
Z.56	40	Fluorescent	31.1550	31.8944	34.6592
Z.57	80	Fluorescent	40.5665	41.4718	45.6294
Z.58	160	Fluorescent	56.7433	57.5309	66.7505

Division 2 — Miscellaneous

1. Traffic light installation

Supply of electricity to traffic light installations comprises a charge of \$7.4619 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 64.7219 cents per day.

3. Railway crossing

Supply of electricity to standard railway crossing lights comprises a charge of 82.7103 cents per day.

7. Schedule 4 replaced

Delete Schedule 4 and insert:

Schedule 4 — Fees

[bl. 7]

<u>Description of fee</u>	<u>Amount</u>
1. <u>Non-refundable account establishment fee payable on the establishment or transfer of an account</u>	<u>\$33.80</u>
2. <u>Three phase residential installation —</u>	
<u>(a) new installation of three phase meter or replacement of single phase meter with three phase meter</u>	<u>\$235.04</u>
<u>(b) installation of subsidiary three phase meter (each installation)</u>	<u>\$148.50</u>
3. <u>Non-refundable reconnection fee where supply has been terminated for non-payment of charges or for any other lawful reason —</u>	
<u>(a) for urgent reconnection at request of customer (other than life support customer) where the service is performed within a period less than the standard re-energisation timeframe set out in the MSLA</u>	<u>\$213.76</u>
<u>(b) otherwise</u>	<u>\$31.10</u>
4. <u>Temporary supply connection —</u>	
<u>(a) single phase (overhead)</u>	<u>\$300.00</u>
<u>(b) three phase (overhead)</u>	<u>\$600.00</u>
5. <u>Meter testing —</u>	
<u>(a) standard meter testing fee</u>	<u>\$336.15</u>
<u>(b) reduced meter testing fee</u>	<u>\$144.00</u>
6. <u>Disconnection of overhead service leads following unauthorised reconnection</u>	<u>\$194.00</u>
7. <u>Meter reading where reading requested by consumer</u>	<u>\$19.65</u>

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<u>Description of fee</u>	<u>Amount</u>
8. <u>Overdue account notices</u>	<u>\$5.30</u>
9. <u>Tariff R1 or R3 “time-of-use meter” installation fee</u>	<u>\$809.60</u>
10. <u>A transaction fee where a consumer makes a payment to the corporation by means of a credit card or debit card ..</u>	<u>The permitted surcharge for the payment</u>
11. <u>Paper bill fee</u>	<u>\$1.20</u>
12. <u>Over-the-counter payment fee</u>	<u>\$2.10</u>