

EN301*

Gas Pipelines Access (Western Australia) Act 1998

Gas Pipelines Access (Western Australia) (Funding) Amendment Regulations 2002

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Gas Pipelines Access (Western Australia) (Funding) Amendment Regulations 2002*.

2. The regulations amended

The amendments in these regulations are to the *Gas Pipelines Access (Western Australia) (Funding) Regulations 1999**.

[* *Published in Gazette 14 January 2000, p. 171-81.*

For amendments to 11 November 2002 see 2001 Index to Legislation of Western Australia, Table 4, p. 136.]

3. Regulation 3 amended

- (1) Regulation 3(1) and (2) are each amended by deleting “A pipeline operator is to pay in respect of each quarter a charge,” and inserting instead —

“

For each quarter during any of which a pipeline specified in Schedule 1 is a covered pipeline, a charge is payable for each specified pipeline

”.

- (2) Regulation 3(3) is repealed and the following subregulations are inserted instead —

“

- (3) The charge under subregulation (1) or (2) for a pipeline is to be calculated using the formula —

$C \times P$

where —

C is the amount of the core function costs for the quarter;

P is the percentage specified in Schedule 1 for the pipeline.

- (4) If the pipeline is not specified in Schedule 1 during the whole of the quarter or is not a covered pipeline during the whole of the quarter, the charge for that quarter is reduced according to the number of days during which the pipeline is specified in Schedule 1 and is a covered pipeline.
- (5) The pipeline operator is liable to pay a charge under subregulation (1) or (2) and, if there is a change of pipeline operator during the quarter for which the charge is payable, the liability for the charge is to be apportioned between the pipeline operators according to the number of days in the quarter for which each of them is the pipeline operator while the pipeline is specified in Schedule 1 and is a covered pipeline.

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4. Regulation 4 amended

- (1) Regulation 4(1)(a) and (b) are each amended by deleting “pipeline operator” and inserting instead —
- “ person ”.
- (2) Regulation 4(1)(b)(ii) and “and” after that subparagraph are deleted and the following is inserted instead —

“

- (ii) the amount of the core function costs used in calculating the standing charges under each of regulation 3(1) and (2); and

”.

- (3) Regulation 4(3) is amended by deleting “pipeline operator” and inserting instead —
- “ person ”.
- (4) Regulation 4(4) is amended by deleting “the standing charge” and inserting instead —
- “ a standing charge ”.

5. Regulation 11 amended

Regulation 11 is amended as follows:

- (a) in paragraph (a), by deleting “service provider” and inserting instead —
- “ person ”;

- (b) by deleting “in the financial year” and inserting instead —
 “ in respect of the financial year ”.

6. Schedule 1 replaced

Schedule 1 is repealed and the following Schedule is inserted instead —

“

Schedule 1 — Percentages for certain pipelines

[r. 3]

	Pipeline	Percentage
1.	Mid West and South West Gas Distribution System being the system to which WA:GDL2 relates	23.39
2.	Dampier to Bunbury Natural Gas Pipeline (WA:PL40)	49.90
3.	Goldfields Gas Pipeline (WA:PL24)	20.66
4.	Tubridgi Pipeline System (WA:PL16 and WA:PL19)	3.30
5.	Kalgoorlie to Kambalda Pipeline (WA:PL27)	2.75

Note: WA:PL refers to a pipeline licence under the *Petroleum Pipelines Act 1969*.
 WA:GDL refers to a distribution licence under the *Energy Coordination Act 1994*.

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By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.