

EN302*

Energy Coordination Act 1994

Energy Coordination (Gas Tariffs) Amendment Regulations 2002

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Energy Coordination (Gas Tariffs) Amendment Regulations 2002*.

2. Commencement

These regulations come into operation on the day on which they are published in the *Gazette*.

3. The regulations amended

The amendments in these regulations are to the *Energy Coordination (Gas Tariffs) Regulations 2000**.

[* *Published 28 June 2000, p. 3300-12.*]

4. Regulation 5 amended

Regulation 5(1) is amended by deleting “, except that a capped tariff is not required for the supply of gas after 30 June 2002 for a non-residential purpose”.

5. Regulation 6 amended

Regulation 6(1) is repealed.

6. Regulation 8 amended

Regulation 8(1) is amended by deleting “their commencement.” and inserting instead —

“

the commencement of the *Energy Coordination (Gas Tariffs) Amendment Regulations 2002*.

”.

7. Schedule 1 amended

Schedule 1 is amended in the Tables to clauses 1, 2, 3, and 4 by inserting after “all additional units” —

“ per day ”.

8. Rates in Schedule 1 amended

In Schedule 1, the Tables to the clauses described in column 1 of the Table to this regulation are amended by deleting the number shown in column 2 and inserting instead the number shown in column 3.

Table

column 1	column 2	column 3
clause 1	8.31	9.68
	5.88	6.85
	3.81	4.44
	2.80	3.26
clause 2	8.31	9.68
	6.08	7.08
	4.84	5.64
clause 3	8.71 (both places)	10.15
	4.36	5.07
	6.35	7.40
	5.32	6.19
clause 4	8.71	10.15
	6.35	7.40
	5.32	6.19

column 1	column 2	column 3
clause 5	18.66	21.74
	5.18	6.04
clause 6	18.66	21.74
	4.62	5.38

9. Schedule 1 Part 4 replaced

Schedule 1 Part 4 is repealed and the following Part is inserted instead —

“

Part 4 — Adjustment of certain tariff caps

7. Meaning of “CPI number”

In this Part —

“CPI number” means —

- (a) the Consumer Price Index, All Groups index number, weighted average for 8 capital cities, calculated and published by the Australian Statistician; or
- (b) if there is no number as described in paragraph (a), a corresponding index number calculated and published by a person appointed by the Coordinator.

8. Adjustment of rates generally for 2003/04 financial year and thereafter

- (1) This clause applies to the calculation of the fixed component or the usage component (other than the usage component to which clause 9 applies) of a charge under this Schedule for the supply of gas in the 2003/04 financial year or a subsequent financial year (in this clause called “**the relevant year**”).
- (2) If the CPI number for the quarter ending on the last 31 March before the beginning of the relevant year (“**CPI_r**”) is more than the CPI number for the quarter ending on the 31 March that was a year earlier (“**CPI_{r-1}**”), instead of using the number of cents per day or cents per unit shown in the relevant Table the number to be used for the relevant year is derived from the formula —

$$R_n = R_{n-1} \times \left(\frac{CPI_r}{CPI_{r-1}} \right)$$

where —

R_n is the number of cents per day or cents per unit for the relevant year;

R_{n-1} is the number of cents per day or cents per unit that applied under this Schedule immediately before the relevant year began.

- (3) If CPI_r is not more than CPI_{r-1} , the number of cents per day or cents per unit to be used for the relevant year is the number that applied under this Schedule immediately before the relevant year began.

9. Special adjustment for residential tariffs in Mid West/South West Area

- (1) This clause applies to the calculation of the third usage component (“**the relevant component**”) of a charge under this Schedule for the supply of gas for residential purposes in the Mid West/South West area in the 2003/04 financial year or a subsequent financial year (in this clause called “**the relevant year**”).
- (2) If the CPI number for the quarter ending on the last 31 March before the beginning of the relevant year (“**CPI_r**”) is not at least 2% less than the CPI number for the quarter ending on the March that was a year earlier (“**CPI_{r-1}**”), instead of using the number of cents per unit shown in the relevant Table the number to be used for the relevant component for the relevant year is derived from the formula —

$$R_n = R_{n-1} \times \left(\frac{CPI_r}{CPI_{r-1}} + 0.02 \right)$$

where —

R_n is the number of cents per unit for the relevant year;

R_{n-1} is the number of cents per unit that applied under this Schedule for the relevant component immediately before the relevant year began.

- (3) If CPI_r is at least 2% less than CPI_{r-1} , the number of cents per unit to be used for the relevant year is the number that applied under this Schedule for the relevant component immediately before the relevant year began.

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By Command of the Governor,

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