

EG301*

Gas Pipelines Access (Western Australia) Act 1998

**Gas Pipelines Access (Privatized DBNGP
System) (Transitional) Amendment
Regulations 2000**

Made under clause 9(2) of Schedule 3 to the Act by the Administrator in Executive Council.

1. Citation

These regulations may be cited as the *Gas Pipelines Access (Privatized DBNGP System) (Transitional) Amendment Regulations 2000*.

2. Commencement

These regulations come into operation on 1 July 2000.

3. The regulations amended

The amendments in these regulations are to the *Gas Pipelines Access (Privatized DBNGP System) (Transitional) Regulations 1999**.

[*Published in Gazette 31 December 1999, pp. 7093-4.]

4. Regulation 3 amended

- (1) Section 3(1) is amended by deleting “regulation 35 of”.
- (2) Section 3(1) is amended by deleting “(which relates to prices in a post-transfer access contract) is” and inserting instead —
“ are ”.

5. Schedule 1 amended

- (1) Schedule 1 is amended by inserting before clause 1 the following clauses —

“

1A. Modified regulations 35(1)(a) and (b)

Regulations 35(1)(a) and (b) are amended by adding at the end of each of them —

“

, unless the excess is justifiable under subregulation (1a)

”

1B. Additional subregulation (1a)

After regulation 35(1) the following subregulation is inserted —

“

- (1a) If the price, or a component of the price, exceeds the amount to which it would be limited because of subregulation (1), the excess is justifiable if it is no more than is necessary to offset the consequences of the New Tax System changes (and no other changes) in relation to that contract.

”

- (2) Clause 2(1)(b) of Schedule 1 is amended by inserting after the definition of “clause 95” the following definition —

“

“**New Tax System changes**” has the same meaning as it has in the New Tax System Price Exploitation Code text applying as a law of this State under the *New Tax System Price Exploitation Code (Western Australia) Act 1999*.

”

By Command of the Administrator,

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