

---

**ENERGY**

---

EC301\*

Gas Corporation Act 1994  
Dampier to Bunbury Pipeline Act 1997

## **Gas Referee Amendment Regulations 1999**

Made by the Governor in Executive Council.

**1. Citation**

These regulations may be cited as the *Gas Referee Amendment Regulations 1999*.

**2. Commencement**

These regulations come into operation on the commencement of section 9 of the *Gas Pipelines Access (Western Australia) Act 1998*.

**3. The regulations amended**

The amendments in these regulations are to the *Gas Referee Regulations 1995*\*

[\* *Published in Gazette 30 May 1995, pp. 2155-72.*

*For amendments to 12 January 1999 see 1997 Index to Legislation of Western Australia, Table 4, p. 103, and Gazette 10 March 1998, pp. 1351-6.]*

**4. Regulation 3 amended**

Regulation 3(1) is amended as follows:

- (a) by deleting the definitions of “acting referee”, “AlintaGas transmission contract”, and “prescribed AlintaGas transmission dispute”;
- (b) in the definition of “dispute notice”, by deleting “or 31, as the case may be”;

- (c) in the definition of “prescribed dispute” —
  - (i) by deleting “a prescribed AlintaGas transmission dispute,”; and
  - (ii) by deleting the comma before “or”;
- (d) by deleting the definition of “referee” and inserting instead —

“

“**referee**” means the person who for the time being holds, or is acting in, the office of the Western Australian Gas Disputes Arbitrator established by section 62 of the *Gas Pipelines Access (Western Australia) Act 1998*;

”.

**5. Part 2 repealed**

Part 2 is repealed.

**6. Regulation 15 amended**

Regulation 15(1) is amended as follows:

- (a) by deleting “shipper, prospective shipper, user,” and inserting instead —  
“ user ”;
- (b) by deleting “one or more AlintaGas transmission contracts,”.

**7. Regulation 29 amended**

- (1) Regulation 29(1) is amended by deleting “Subject to subregulation (3), proceedings” and inserting instead —  
“ Proceedings ”.
- (2) Regulation 29(3) is repealed.

**8. Regulation 31 repealed**

Regulation 31 is repealed.

**9. Regulation 37 amended**

Regulation 37(3) is amended by inserting before “other agreement” —

“ any ”.

**10. Regulation 38 amended**

- (1) Regulation 38(1) is amended by deleting “referee is appointed” and inserting instead —

“ person takes over the functions of referee ”.

- (2) Regulation 38(2) is repealed and the following subregulation is inserted instead —

“

- (2) Subregulation (1) does not limit the ability of a person acting under section 71 of the *Gas Pipelines Access (Western Australia) Act 1998* to complete the hearing of a matter in accordance with section 72 of that Act.

”.

**11. Regulation 46 amended**

Regulation 46(3) is repealed.

**12. Regulation 54 amended**

Regulation 54(3) is amended by deleting “regulations 30 or 31” and inserting instead —

“ regulation 30 ”.

**13. Various references to AlintaGas transmission contracts deleted**

In each place listed in the Table to this regulation “an AlintaGas transmission contract,” is deleted.

Table	
r. 27	r. 54(4)(b)
r. 37(3)	r. 58
r. 43(2)(e) and (f)	r. 66

**14. Transitional provision**

The amendments made by these regulations do not apply in relation to any proceedings or appeal referred to in section 46A(2) of the *Dampier to Bunbury Pipeline Act 1997* or section 90A(2) of the *Gas Corporation Act 1994*.

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.