



WESTERN
AUSTRALIAN
GOVERNMENT

Gazette

2865



PERTH, TUESDAY, 25 JUNE 1996 No. 85 SPECIAL

PUBLISHED BY AUTHORITY JOHN A. STRIJK, ACTING GOVERNMENT PRINTER AT 3.00 PM

ENERGY CORPORATIONS (POWERS) ACT 1979



**GAS CORPORATION (CHARGES)
BY-LAWS 1996**

WESTERN AUSTRALIA

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ENERGY CORPORATIONS (POWERS) ACT 1979
GAS CORPORATION (CHARGES) BY-LAWS 1996

Made by the Gas Corporation with the approval of His Excellency the Governor in Executive Council.

Citation

1. These by-laws may be cited as the *Gas Corporation (Charges) By-laws 1996*.

Commencement

2. These by-laws come into operation on 1 July 1996.

Interpretation

3. In these by-laws, unless the contrary intention appears —

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

“**gas**” means natural gas, manufactured gas or liquefied petroleum gas;

“**maximum endorsed industry price of automotive distillate**”, in relation to a charge specified in Schedule 1 or 2, means the sum of the arithmetic average of —

- (a) the maximum endorsed company prices for automotive distillate; and
- (b) the State Government franchise fees and supplements for automotive distillate,

in Perth, using the figures in force at the first day of the month immediately preceding the quarter in which the gas was supplied, as published by the Australian Competition and Consumer Commission under the *Prices Surveillance Act 1983* of the Commonwealth;

“**quarter**” means a period of 3 months commencing on 1 July, 1 October, 1 January or 1 April;

“**Tariff**” followed by a designation means the tariff so designated in Schedule 1 or 2;

“**unit**”, in relation to a charge for gas, means 3.6 megajoules or one kilowatt hour.

Gas charges

4. The charges to be paid by consumers for gas supplied by the Gas Corporation are —

- (a) in all areas of the State other than the local government districts of Albany (Town) and Albany (Shire), those specified in, or calculated in accordance with, Schedule 1; and
- (b) in the local government districts of Albany (Town) and Albany (Shire), those specified in, or calculated in accordance with, Schedule 2.

Application of Tariff A3

5. (1) A consumer is entitled to be supplied on the basis of Tariff A3 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, Tariff A3 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.

Meter rental

6. (1) A consumer supplied by the Gas Corporation with gas is liable to pay the rental specified in Schedule 3 in respect of each subsidiary meter used to meter the supply.

(2) Sub-by-law (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.

Fees

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

Payment

8. (1) A consumer supplied by the Gas Corporation must pay the appropriate charges specified in the Schedules within 14 days of demand being made by the Gas Corporation.

(2) Subject to section 124 (4a) of the Act, if payment of a charge exceeding \$1 000 is not made in full within the period referred to in sub-by-law (1), the consumer must pay an additional amount by way of interest at the rate of 12.75% per annum calculated on a daily basis.

(3) An amount payable under sub-by-law (1) or (2) is recoverable in any court of competent jurisdiction as a debt due to the Gas Corporation.

Calculation of charges

9. (1) Where a charge per unit specified in Schedule 1 or 2 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, for the purpose of ascertaining a charge under Tariff L3 or A4, a rate in cents per unit is to be calculated in accordance with a formula, the rate is to be rounded to the nearest one hundredth of one cent except where an amount calculated falls halfway between 2 consecutive one hundredths of one cent, in which case the rate is to be rounded to the nearest even one hundredth of one cent.

(3) Where a charge calculated under 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.

Change in rates

10. 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.

Prescribed rate of interest under section 62 (16) of the Act

11. 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 Gas Corporation is 7.8%.

SCHEDULE 1 — CHARGES FOR GAS GENERALLY

[by-laws 3, 4 and 9 (1)]

TARIFF A3

Residential Tariff

This tariff is available for residential use only.

1. A fixed charge at the rate of 8.31 cents per day.

2. All metered consumption at the rate of —

- (a) 5.88 cents per unit for the first L units per day;
- (b) 3.81 cents per unit for the next M units per day; and
- (c) 2.64 cents per unit for all units over N units per day.

For single dwellings supplied through one metered supply point —

$$L = 10$$

$$M = 26$$

$$N = 36$$

For multiple dwellings supplied through one metered supply point —

$$L = 10 + [(F-1) \times 5]$$

$$M = 26 + [(F-1) \times 5]$$

$$N = 36 + [(F-1) \times 10]$$

Where F is the number of dwellings.

TARIFF L3

General Supply Tariff

This tariff is available for general use only.

1. A fixed charge at the rate of 8.31 cents per day.
2. All metered consumption at the rate of —
 - (a) 6.08 cents per unit for the first 100 units per day; and
 - (b) R cents per unit for all units over 100 units per day calculated in accordance with the following formula and by-law 9 (2) —

$$R = \frac{3.36 \times P}{46.39}$$

Where —

R is the rate to be calculated; and

P is the maximum endorsed industry price of automotive distillate (in cents per litre).

SCHEDULE 2 — CHARGES FOR GAS IN ALBANY

[by-laws 3, 4 and 9 (1)]

TARIFF A4***General Supply Tariff***

This tariff is available for residential and general use.

1. (1) Subject to subitem (2), a fixed charge at the rate of 7.92 cents per day.

(2) For multiple dwellings supplied through one metered supply point, a fixed charge at the rate of —

- (a) 7.92 cents per day for the first dwelling; and
- (b) 3.96 cents per day for each additional dwelling supplied.

2. All metered consumption at the rate of —

- (a) 5.77 cents per unit for the first 100 units per day; and
- (b) R cents per unit for all units over 100 units per day calculated in accordance with the following formula and by-law 9 (2) —

$$R = \frac{3.36 \times P}{46.39}$$

Where —

R is the rate to be calculated; and

P is the maximum endorsed industry price of automotive distillate (in cents per litre).

SCHEDULE 3 — METER RENTAL

[by-law 6]

The rental payable in respect of a subsidiary meter is as follows —

<i>Meter Size</i>	<i>Rental (cents per day)</i>
6 m ³ per hour	8.94
12 m ³ per hour	16.42
25 m ³ per hour	23.85
Pre-payment meter	19.38

SCHEDULE 4 — FEES

[by-law 7]

	<i>Description of fee</i>	<i>Amount</i>
1.	Non-refundable account administration fee payable on change of occupier (existing connection only)	\$25.00
2.	Non-refundable re-connection fee where supply has been terminated for non-payment of charges or for any other lawful reason	\$25.00
3.	Meter testing —	
	(a) on site testing	\$13.90
	(b) laboratory testing	\$60.00
4.	Meter reading where reading requested by consumer	\$12.00

The Common Seal of the Gas Corporation was affixed in the presence of—

PHIL HARVEY, Director.
LINDSAY WILLIAMS, Executive Officer.

Approved by His Excellency the Governor in Executive Council,

J. PRITCHARD, Clerk of the Council.

