

# **ELECTRICITY AND OTHER LEGISLATION AMENDMENT BILL 2003**

## **EXPLANATORY NOTES**

### **GENERAL OUTLINE**

#### **Objectives of the Bill**

The objectives of the Electricity and Other Legislation Amendment Bill 2003 (“the Bill”) are to:

- implement amendments to the *Electricity Act 1994* (together with consequential amendments to the *Integrated Planning Act 1997*) to comply with National Competition Policy (NCP) requirements; and
- implement additional amendments to the *Electricity Act 1994* regarding powers to investigate offences under the *Electricity Act 1994*, and the functions of electricity officers authorised to enter premises where there is an electrical installation.

#### **Reasons for the Bill**

In line with the Queensland Government’s obligations to the Council of Australian Governments in relation to NCP reforms, the Office of Energy within the Department of Innovation and Information Economy, Sport and Recreation Queensland (DIIESRQ) recently reviewed the *Electricity Act 1994* and the *Electricity Regulation 1994* to identify any provisions in that legislation that restrict competition.

The NCP review process concluded that the *Electricity Act 1994* and the *Electricity Regulation 1994* are fundamentally pro-competitive, since they facilitate competition in the electricity industry by allowing entry into competitive parts of the industry and at the same time protect customers from the exercise of monopoly power. However, some specific provisions have been identified as anti-competitive and inclusion of these provisions in the legislation cannot be justified.

Therefore, it is necessary to amend the *Electricity Act 1994* and the *Electricity Regulation 1994* to address those provisions identified as anti-competitive. Specifically, the amendments to the *Electricity Act 1994* contained in the Bill relate to:

- limiting the use of regulations to grant exemptions from parts of the *Electricity Act 1994* (this will also address a concern previously raised by the Committee for the Scrutiny of Legislation that exemptions from part of an Act should be contained in the Act rather than in a regulation);
- removing the limitation on buying and selling electricity for unregulated transmission entities (i.e. those not subject to a regulated rate of return determined by an economic regulator, such as the Australian Competition and Consumer Commission, under the National Electricity Code), to remove a barrier to competition;
- providing a mechanism to give an independent economic regulator, namely, the Queensland Competition Authority (QCA), a role in the setting of electricity retail prices for non-contestable customers, to address a perceived conflict of interest in relation to setting the retail prices to be charged by government-owned retail entities;
- making it clear that only electricity entities who meet specified criteria (whether State-owned or otherwise) will be granted authority to acquire land for their works (i.e. given “constructing authority” status under the *Acquisition of Land Act 1967*), to remove the perception that State-owned electricity transmission and distribution entities have been given a favourable position compared to other electricity entities;
- including additional criteria for issuing and amending electricity generation, transmission, distribution and retail authorities and special approvals, to remove the potential for discrimination in issuing or amending authorities or special approvals;
- allowing for the transfer of electricity generation, transmission and distribution authorities and special approvals, to provide greater certainty to industry participants in situations involving the transfer of ownership of a facility which is the subject of an existing authority or special approval; and

- more clearly specifying the criteria for issuing special approvals, to remove any perception that the issuing of special approvals could be used in an anti-competitive or discriminatory way.

Additional legislative amendments, unrelated to NCP requirements, are necessary to address issues related to powers of investigation for non-safety related offences, and the functions of electricity officers authorised to enter premises where there is an electrical installation. Specifically, the additional amendments are intended to:

- reinstate in the *Electricity Act 1994* powers of investigation which were removed as a consequence of the development of the new stand-alone electrical safety legislation. These reinstated powers are to be exercised by inspection officers appointed by the Regulator (Director-General of DIESRQ), and consistent with past practice, those inspection officers may include appropriately qualified employees of electricity entities and the public service. The reinstatement of these investigation powers is necessary as there is still an ongoing need to investigate offences under the *Electricity Act 1994*, such as unlawful taking of electricity, breaches of energy efficiency labelling requirements, unauthorised supply of electricity and interference with electricity supply and electricity assets; and
- make it clear that electricity officers, when entering a place to check an electricity meter, are also permitted to check wiring and connections to the meter. The ability to check meter wiring and connections at the meter, in addition to the meter itself, is an important factor in detecting theft of electricity.

### **Achievement of Objectives**

The Bill achieves its objectives in relation to the NCP requirements by:

- incorporating in the *Electricity Act 1994* the existing exemptions currently contained in the *Electricity Regulation 1994* (these exemptions will be removed from the *Electricity Regulation 1994*) and also providing that any future exemptions from parts of the *Electricity Act 1994* can only be given by regulation in emergencies or other extraordinary circumstances and will always be subject to a sunset clause;

- widening the exemption given to Queensland Rail (QR) to allow it to supply and sell electricity to any party who is entitled to use part of QR's rail network, and not just to Airtrain Citylink Limited for the Brisbane Airport Rail Link as the current exemption provides. This wider exemption is necessary to facilitate third-party access to QR's rail network in line with its obligations under the *Queensland Competition Authority Act 1997*;
- amending the *Electricity Act 1994* to provide that the limitation on transmission entities from buying or selling electricity applies only to transmission entities who operate regulated transmission grids, i.e. those subject to the regulatory arrangements for transmission service pricing under the National Electricity Code;
- amending the *Electricity Act 1994* to include a discretionary power for the Minister to delegate to QCA all or part of the Minister's powers to set electricity retail prices for non-contestable customers, and also to include a specific power for the Minister or QCA to require the retail entities to provide whatever information is necessary for this function;
- amending the *Electricity Act 1994* to remove the perception that State-owned transmission and distribution entities are authorised to acquire land for their works on the basis of them being State-owned and, instead, make it clear that only those electricity entities who meet specified criteria (whether those entities are State-owned or otherwise) will be authorised to acquire land. ENERGEX Limited, Ergon Energy Corporation Limited and Queensland Electricity Transmission Corporation Limited (trading as Powerlink Queensland), who have already demonstrated their abilities in this area of land acquisition, are to be given this authorisation immediately. The existing provisions which allow other electricity entities who meet stipulated criteria to be authorised to acquire land for their works, are to remain in place. Minor consequential amendments to the *Integrated Planning Act 1997* to address a legal technicality are necessary and also are included in the Bill;
- amending existing provisions in the *Electricity Act 1994* to require the Regulator (Director-General of DIIESRQ), when considering an application for the issue or amendment of a generation, transmission, distribution or retail authority or special approval, to also take into account the objects of that Act;

- including in the *Electricity Act 1994* a process that allows for the transfer of generation, transmission or distribution authorities and special approvals on the basis of the Regulator being satisfied of the suitability of the transferee; and
- amending the *Electricity Act 1994* to require the Regulator, in considering an application for a special approval, to take into account the same matters he must take into account when considering applications for the issue of a generation, transmission, distribution or retail authority, to the extent they are relevant.

Other objectives of the Bill, unrelated to the NCP requirements, regarding powers of investigation and the functions of electricity officers authorised to enter a premises, are achieved by:

- reinserting in the *Electricity Act 1994* the powers of investigation which were removed as a consequence of the development of the new electrical safety legislation, but only in relation to non-safety offences;
- amending the *Electricity Act 1994* to provide that these powers of investigation are to be exercised by inspection officers appointed by the Regulator. These inspection officers may include appropriately qualified employees of an electricity entity or a subsidiary company of an electricity entity, and officers of the public service; and
- amending section 137 of the *Electricity Act 1994* to make it clear that electricity officers who enter a place to check an electricity meter are also permitted to check meter wiring and meter connections at the location of the meter.

### **Alternatives to the Bill**

The policy objectives require statutory enactment to give them ongoing effect.

### **Estimated Cost for Government Implementation**

It is not anticipated that the Queensland Government will face any administrative costs associated with the implementation of the proposed amendments.

### **Consistency with Fundamental Legislative Principles**

The Bill has been drafted with due regard to the Fundamental Legislative Principles as outlined in the *Legislative Standards Act 1992*. There are no known provisions that are inconsistent with the Fundamental Legislative Principles.

### **Consultation**

The following Government Departments and agencies were consulted on the development of the Bill:

- Department of the Premier and Cabinet;
- Queensland Treasury;
- Multicultural Affairs, Queensland;
- Business Regulation Reform Unit, Department of State Development;
- Department of Local Government and Planning;
- Office of the Queensland Parliamentary Counsel;
- Department of Natural Resources and Mines;
- Office of Rural Communities, Department of Primary Industries;
- Employment Initiatives, Department of Employment and Training;
- Department of Justice and Attorney-General;
- Queensland Police Service;
- Queensland Rail; and
- Queensland Competition Authority.

Queensland Electricity Transmission Corporation Limited (trading as Powerlink Queensland), ENERGEX Limited and Ergon Energy Corporation Limited were consulted on the aspects of the Bill impacting on their operations.

Additionally, external consultants who were appointed by the Office of Energy to conduct a Public Benefit Test as part of the NCP review, invited comment from the public and targeted stakeholders regarding those provisions in the legislation that had been identified as anti-competitive. The submissions received through that competitive process have had a direct influence on the amendments contained in the Bill.

## NOTES ON PROVISIONS

### PART 1—PRELIMINARY

#### Clause 1 – Short title

This is a formal provision that specifies the short title of the Act as the *Electricity and Other Legislation Amendment Act 2003*.

#### Clause 2 – Commencement

This clause provides that this Act is to commence on a day to be fixed by proclamation, which will allow the Act and the necessary consequential amendments to the *Electricity Regulation 1994* to commence concurrently.

### PART 2—AMENDMENT OF ELECTRICITY ACT 1994

#### Clause 3 – Act amended in pt 2 and sch 1

This clause provides that part 2 and schedule 1 of this Act amend the *Electricity Act 1994*.

#### Clause 4 – Replacement of s 20 (Exemptions from Act)

This clause omits section 20 of the *Electricity Act 1994* and inserts:

- new sections 20 and 20A to 20O to provide an exemption from sections 88A and 89 of the *Electricity Act 1994* for on-suppliers of electricity, together with the conditions attaching to that exemption (which is the exemption and conditions currently contained in sections 218 to 233 of the *Electricity Regulation 1994*);
- new section 20P to provide an exemption from section 87 of the *Electricity Act 1994* for the connection of standby generating plant not supplying electricity to a transmission grid or supply network (which is the exemption currently contained in section 216 of the *Electricity Regulation 1994*);

- new section 20Q to provide an exemption from sections 88A and 89 of the *Electricity Act 1994* for Queensland Rail in relation to the supply and sale of electricity to Airtrain Citylink Limited for the Brisbane Airport Rail Link (which is the exemption currently contained in section 217 of the *Electricity Regulation 1994*). Additionally, new section 20Q provides an exemption for Queensland Rail in relation to the supply and sale of electricity to other parties entitled to access and use or connect to Queensland Rail's rail network; and
- new section 20R which provides for exemptions to be granted by regulation but only in an emergency or other extraordinary circumstances, and always subject to a sunset clause.

**Clause 5 – Amendment of s 33 (Additional condition not to buy and sell electricity)**

This clause amends section 33 of the *Electricity Act 1994* to provide that the limitation on buying or selling electricity only applies to operators of regulated transmission grids, i.e. those that are subject to the regulatory arrangements for transmission service pricing under the National Electricity Code.

**Clause 6 – Amendment of s 90 (Minister may decide retail price for non-contestable customers)**

This clause amends section 90 of the *Electricity Act 1994* to include a discretionary power for the Minister to delegate to the Queensland Competition Authority (QCA) all or part of the Minister's powers to set retail electricity prices for non-contestable customers.

**Clause 7 – Insertion of new s 90A**

This clause inserts a new section 90A in the *Electricity Act 1994* to enable the Minister or QCA to require retail entities to provide whatever information is necessary for the Minister or QCA to perform the price setting function referred to in section 90.



**Clause 8 – Amendment of s 116 (Authority to acquire land)**

This clause amends section 116 of the *Electricity Act 1994* (which provides the Minister may, by gazette notice, authorise an electricity entity to acquire land for works) to:

- provide that Queensland Electricity Transmission Corporation Limited (QETC), ENERGEX Limited (ENERGEX) and Ergon Energy Corporation Limited (Ergon Energy) are granted, with effect from the commencement of this Act, the status of “authorised electricity entity”, which gives them the authority to acquire land for their works;
- replace the reference to section 307 of the *Land Act 1962*, now superseded, with reference to section 218 of the *Land Act 1994*; and
- insert a new provision that the Minister may, by gazette notice, amend or revoke the status of “authorised electricity entity” granted to QETC, ENERGEX and Ergon Energy.

**Clause 9 – Amendment of s 137 (Entry to read meters etc.)**

This clause amends section 137 of the *Electricity Act 1994* (which deals with powers of entry to read electricity meters etc) to make it clear that if an electricity officer enters a place where there is an electrical installation to read a meter, calculate or measure electricity supplied, or check the accuracy of metered consumption, the electricity officer is also permitted to check any electrical equipment located at the meter, such as wiring and connections to the meter. As a consequence of the new paragraph inserted in this section, clause 9 also renumbers the paragraphs in this section.

**Clause 10 – Amendment of s 146 (Appointment and qualifications)**

This clause amends section 146 of the *Electricity Act 1994* (which deals with the appointment of inspection officers by the Regulator) to permit the Regulator to appoint a “public service officer” and an “employee of an electricity entity or an electricity entity’s subsidiary company” as an inspection officer, rather than only an “officer of the department” as is presently the case. As a consequence of the new paragraph added to this section, clause 10 also renumbers the paragraphs in this section.

**Clause 11 – Insertion of new ch 7, pt 2A**

This clause inserts a new part 2A in the *Electricity Act 1994* (Powers of Inspection Officers) which sets out powers for inspection officers for the investigation of offences under the *Electricity Act 1994*. Similar powers to these were previously in the *Electricity Act 1994*, but were removed and transferred to electrical safety inspectors upon the enactment of the *Electrical Safety Act 2002*. The sections comprising the new part 2A are:

- section 152A – power for an inspection officer to enter a place;
- section 152B – entry with the occupier’s consent;
- section 152C – application for a warrant;
- section 152D – issue of a warrant;
- section 152E – application for a special warrant;
- section 152F – procedure before entry under a warrant;
- section 152G – general powers after entering a place;
- section 152H – power to seize a thing as evidence;
- section 152I – powers supporting seizure of a thing as evidence;
- section 152J – receipt for a seized thing;
- section 152K – forfeiture of a seized thing;
- section 152L – return of a seized thing; and
- section 152M – access to a seized thing.

**Clause 12 – Amendment of s 180 (Consideration of application for generation authority)**

This clause amends section 180 of the *Electricity Act 1994* by including a requirement for the Regulator, in considering an application for the issue of a generation authority, to take into account the objects of the *Electricity Act 1994*. As a consequence of the new paragraph added to this section, clause 12 also renumbers the paragraphs in this section.

**Clause 13 – Amendment of s 182 (Amendment of generation authorities)**

This clause amends section 182 of the *Electricity Act 1994* by including a requirement for the Regulator, when amending a generation authority, to take into account the objects of the *Electricity Act 1994*.

**Clause 14 – Amendment of s 183 (Amendment of conditions stated in generation authorities)**

This clause amends section 183 of the *Electricity Act 1994* by including a requirement for the Regulator, when amending the conditions stated in a generation authority, to take into account the objects of the *Electricity Act 1994*.

**Clause 15 – Replacement of s 184 (Generation authorities not transferable)**

This clause omits section 184 of the *Electricity Act 1994* and inserts new sections 184 (Transfer of generation authorities), 184A (Application for transfer), 184B (Consideration of application for transfer) and 184C (Notice of refusal to transfer generation authority) to allow for the transfer of a generation authority for existing generating plant if the Regulator is satisfied the transferee is a suitable person to hold the authority, with such suitability to be decided on the same basis as for an applicant for a new authority.

**Clause 16 – Amendment of s 189 (Consideration of application for authority)**

This clause amends section 189 of the *Electricity Act 1994* by including a requirement for the Regulator, in considering an application for the issue of a transmission authority, to take into account the objects of the *Electricity Act 1994*. As a consequence of the new paragraph added to this section, clause 16 also renumbers the paragraphs in this section.

**Clause 17 – Amendment of s 191 (Amendment of transmission authorities)**

This clause amends section 191 of the *Electricity Act 1994* by including a requirement for the Regulator, when amending a transmission authority, to take into account the objects of the *Electricity Act 1994*.

**Clause 18 – Amendment of s 192 (Amendment of conditions stated in transmission authorities)**

This clause amends section 192 of the *Electricity Act 1994* by including a requirement for the Regulator, when amending the conditions stated in a transmission authority, to take into account the objects of the *Electricity Act 1994*.

**Clause 19 – Replacement of s 193 (Transmission authorities not transferable)**

This clause omits section 193 of the *Electricity Act 1994* and inserts new sections 193 (Transfer of transmission authorities), 193A (Application for transfer), 193B (Consideration of application for transfer) and 193C (Notice of refusal to transfer transmission authority) to allow for the transfer of a transmission authority for an existing transmission grid if the Regulator is satisfied the transferee is a suitable person to hold the authority, with such suitability to be decided on the same basis as for an applicant for a new authority.

**Clause 20 – Amendment of s 197 (Consideration of application for authority)**

This clause amends section 197 of the *Electricity Act 1994* by including a requirement for the Regulator, in considering an application for the issue of a distribution authority, to take into account the objects of the *Electricity Act 1994*. As a consequence of the new paragraph added to this section, clause 20 also renumbers the paragraphs in this section.

**Clause 21 – Amendment of s 199 (Amendment of distribution authorities)**

This clause amends section 199 of the *Electricity Act 1994* by including a requirement for the Regulator, when amending a distribution authority, to take into account the objects of the *Electricity Act 1994*.

**Clause 22 – Amendment of s 200 (Amendment of conditions stated in distribution authorities)**

This clause amends section 200 of the *Electricity Act 1994* by including a requirement for the Regulator, when amending the conditions stated in a distribution authority, to take into account the objects of the *Electricity Act 1994*.

**Clause 23 – Replacement of s 201 (Distribution authorities not transferable)**

This clause omits section 201 of the *Electricity Act 1994* and inserts new sections 201 (Transfer of distribution authorities), 201A (Application for transfer), 201B (Consideration of application for transfer) and 201C (Notice of refusal to transfer distribution authority) to allow for the transfer of a distribution authority for an existing supply network if the Regulator is satisfied the transferee is a suitable person to hold the authority, with such suitability to be decided on the same basis as for an applicant for a new authority.

**Clause 24 – Amendment of s 205 (Consideration of application for authority)**

This clause amends section 205 of the *Electricity Act 1994* by including a requirement for the Regulator, in considering an application for the issue of a retail authority, to take into account the objects of the *Electricity Act 1994*. As a consequence of the new paragraph added to this section, clause 24 also renumbers the paragraphs in this section.

**Clause 25 – Amendment of s 207 (Amendment of retail authorities)**

This clause amends section 207 of the *Electricity Act 1994* by including a requirement for the Regulator, when amending a retail authority, to take into account the objects of the *Electricity Act 1994*.

**Clause 26 – Amendment of s 207A (Amendment of conditions stated in retail authorities)**

This clause amends section 207A of the *Electricity Act 1994* by including a requirement for the Regulator, when amending the conditions stated in a retail authority, to take into account the objects of the *Electricity Act 1994*.

**Clause 27 - Amendment of s 210 (Consideration of application for special approval)**

This clause amends section 210 of the *Electricity Act 1994* by including a requirement for the Regulator, in considering an application for the issue of a special approval, to take into account the provisions of the *Electricity Act 1994* which apply to the issue of a generation, transmission, distribution or retail authority, to the extent they are relevant to the proposed activities to be performed under the special approval.

**Clause 28 – Amendment of s 211A (Amendment of special approval)**

This clause amends section 211A of the *Electricity Act 1994* by including a requirement for the Regulator, when amending a special approval, to take into account the objects of the *Electricity Act 1994*.

**Clause 29 – Amendment of s 211B (Amendment of conditions stated in special approval)**

This clause amends section 211B of the *Electricity Act 1994* by including a requirement for the Regulator, when amending the conditions stated in a special approval, to take into account the objects of the *Electricity Act 1994*.

**Clause 30 – Amendment of s 211C (Amendment of special approval and conditions by notice to holder of special approval)**

This clause amends section 211C of the *Electricity Act 1994* to make it clear that the power of the Regulator to amend a special approval under this section, does not affect the power of the Regulator to amend the special approval or its conditions under sections 211A and 211B.

**Clause 31 – Replacement of s 212 (Special approvals not transferable)**

This clause omits section 212 of the *Electricity Act 1994* and inserts new sections 212 (Transfer of special approval), 212A (Application for transfer), 212B (Consideration of application for transfer) and 212C (Notice of refusal to transfer special approval) to allow for the transfer of a special approval if the Regulator is satisfied the transferee is a suitable person to hold the approval.

**Clause 32 – Insertion of new ch 14, pt 5**

This clause inserts a new part 5 (Transitional Provisions for Electricity and Other Legislation Amendment Act 2003). The sections comprising new part 5 are:

- new section 305 (Existing on-supply agreements), which provides that on-supply agreements under the *Electricity Regulation 1994* which were in place immediately before the commencement of the Bill are taken, upon commencement, to be on-supply agreements under the *Electricity Act 1994*;
- new section 306 (Existing agreements about common area consumption), which provides that the sections in place covering preliminary disclosure requirements about common area charges and common area consumption charges do not apply to on-supply agreements made before 13 October 2000 (being the date on which these disclosure requirements came into force under the *Electricity Regulation 1994*). A similar transitional provision to this is currently contained within the *Electricity Regulation 1994* but is now required to be included in the *Electricity Act 1994* with the exemption for on-suppliers of electricity;
- new section 307 (Existing exemptions from Act), which provides that the exemptions in place under the *Electricity Regulation 1994* for connection of standby generating plant, for supply and sale of electricity by QR for the Brisbane Airport Rail Link and for an on-supplier of electricity, continue in force upon their removal from the *Electricity Regulation 1994* and inclusion in the *Electricity Act 1994*.

**Clause 33 – Insertion of new division headings**

This clause inserts new division headings in relation to the issue, amendment and surrender of generation, transmission, distribution and retail authorities and special approvals.

**Clause 34 – Replacement of sch 1 (Appeals against administrative decisions)**

This clause replaces schedule 1 of the *Electricity Act 1994* (Appeals against administrative decisions) to include appeal rights in relation to a refusal by the Regulator to transfer a generation, transmission or distribution authority or special approval, and in relation to forfeiture of a seized thing under the newly inserted section 152K.

**Clause 35 – Amendment of sch 5 (Dictionary)**

This clause inserts new definitions in schedule 5 of the *Electricity Act 1994* (Dictionary) for terms used in the exemption given to on-suppliers of electricity under the newly inserted sections 20 and 20A to 20O and also makes minor changes to the legal descriptions of Country Energy and QETC.

**PART 3—AMENDMENT OF INTEGRATED PLANNING ACT 1997****Clause 36 – Act Amended in pt 3**

This clause provides that part 3 of this Act amends the *Integrated Planning Act 1997*.

**Clause 37 – Amendment of s 3.7.8 (When pt 7 does not apply)**

This clause amends section 3.7.8 of the *Integrated Planning Act 1997* to provide that electricity entities authorised to acquire land under section 116 of the *Electricity Act 1994* hold the same exemptions that constructing authorities under the *Acquisition of Land Act 1967* hold in relation to local government planning requirements for the reconfiguration of lots.



**Clause 38 – Amendment of sch 8 (Assessable, self-assessable and exempt development)**

This clause amends schedule 8 of the *Integrated Planning Act 1997* to provide that electricity entities authorised to acquire land under section 116 of the *Electricity Act 1994* hold the same exemptions that constructing authorities under the *Acquisition of Land Act 1967* hold in relation to local government planning requirements for the reconfiguration of lots.

**Clause 39 – Amendment of sch 10 (Dictionary)**

This clause inserts a new definition in schedule 10 of the *Integrated Planning Act 1997* (Dictionary) for “authorised electricity entity”, now referred to in section 3.7.8 and schedule 8 (as amended by clauses 37 and 38).

**PART 4—AMENDMENT OF INTEGRATED PLANNING AND OTHER LEGISLATION AMENDMENT ACT 2001****Clause 40 – Act Amended in pt 4**

This clause provides that part 4 of this Act amends the *Integrated Planning and Other Legislation Amendment Act 2001*.

**Clause 41 – Amendment of s 84 (Replacement of sch 8 (Assessable, self-assessable and exempt development))**

This clause amends section 84 of the *Integrated Planning and Other Legislation Amendment Act 2001* to provide that electricity entities authorised to acquire land under section 116 of the *Electricity Act 1994* hold the same exemptions that constructing authorities under the *Acquisition of Land Act 1967* hold in relation to local government planning requirements for the reconfiguration of lots.

## **SCHEDULE 1—MINOR AND CONSEQUENTIAL AMENDMENTS OF ELECTRICITY ACT 1994**

This schedule makes minor and consequential amendments to the *Electricity Act 1994*, including the omission of section 257A of the *Electricity Act 1994* relating to regulations for the appointment of State electricity entities as constructing authorities, which is superseded by the amendments to section 116, and the renumbering of an existing chapter, part and section.

## **SCHEDULE 2—NEW DIVISION HEADINGS FOR ELECTRICITY ACT 1994**

This schedule inserts new division headings in the *Electricity Act 1994*.