

Electricity and Other Legislation Amendment Bill 2006

Amendments agreed to during Consideration

1 Clause 22 (Amendment of s 90 (Deciding prices for non-contestable customers))—

At page 43, lines 24 and 25—

omit, insert—

‘(2) The prices or methodology decided under subsection (1) must be in the form of a tariff schedule.

‘(2A) To remove any doubt, the following is declared for decisions under subsection (1)—

(a) they may be made from time to time and not just once a year;

(b) a tariff from the tariff schedule for the previous tariff year may be added to, removed or changed;

(c) they can not be made for non-DUOS charges.’.

2 Clause 22 (Amendment of s 90 (Deciding prices for non-contestable customers))—

At page 43, line 30, after ‘comply with’—

insert—

‘any indexation required under’.

3 Clause 25 (Insertion of new ch 4, pt 2, div 3)—

At page 45, line 2 to page 46, line 10—

omit, insert—

‘ ‘Division 3 Annual indexation**‘Subdivision 1 Preliminary****‘91B Operation and application of div 3**

- ‘(1) This division requires the annual indexation of tariffs in the current tariff schedule to the extent the tariffs, or components of the tariffs, will continue to apply in the next tariff year (the *relevant tariff year*).
- ‘(2) However, indexation under this division only applies to—
- (a) customer retail charges; and
 - (b) DUOS charges under section 90.
- ‘(4) Also, this division does not prevent the pricing entity from, under section 90, adding to, removing or changing a tariff when indexation is required under this division.
- ‘(3) Each tariff indexed under this division applies from the start of the relevant tariff year.

‘91C Definitions for div 3

‘In this division—

benchmark retail cost element see section 91G(2).

c/kWh means cents per kilowatt hour.

current tariff schedule means the tariff schedule under section 90 for notified prices for the current tariff year.

NEM load, of the State, means the State’s NEM load, as worked out under section 91F.

relevant tariff year see section 91B(1).

‘Subdivision 2 Indexation formula for relevant tariff year

‘91D Indexation formula

‘(1) Each tariff in the current tariff schedule must be indexed by’.

4 Clause 25 (Insertion of new ch 4, pt 2, div 3)—

At page 47, line 3, ‘91F’—

omit, insert—

‘91E’.

5 Clause 25 (Insertion of new ch 4, pt 2, div 3)—

At page 47, after line 10—

insert—

‘ ‘91F Working out NEM load

‘(1) The pricing entity must work out the State’s NEM load for the relevant tariff year.

‘(2) The NEM load is the pricing entity’s view of the total of the loads for the State supplied at each transmission connection point to a supply network, as adjusted for any matter prescribed under a regulation.

‘(3) The total must be expressed in kWh.

‘(4) The pricing entity must consult with interested persons about the methodology it proposes to use to form the view.

‘(5) In this section—

transmission connection point means a Queensland transmission network connection point as defined under the National Electricity Rules.’.

6 Clause 25 (Insertion of new ch 4, pt 2, div 3)—

At page 47, line 12, ‘section 91F’—

omit, insert—

‘section 91E’.

7 Clause 25 (Insertion of new ch 4, pt 2, div 3)—

At page 48, line 28, ‘The’—

omit, insert—

‘(1) The’.

8 Clause 25 (Insertion of new ch 4, pt 2, div 3)—

At page 48, after line 31—

insert—

‘(2) In forming the view the pricing entity must comply with any methodology prescribed under a regulation.’.

9 Clause 25 (Insertion of new ch 4, pt 2, div 3)—

At page 49, lines 10 to 13—

omit, insert—

‘(c) it provides customer retail services to a cross-section of customers;

(d) it earns a reasonable retail margin.

‘(3) In forming the view the pricing entity must comply with any methodology prescribed under a regulation.’.

10 Clause 25 (Insertion of new ch 4, pt 2, div 3)—

At page 49, lines 26 to 31—

omit, insert—

‘96 Gazettal of indexed prices

‘(1) The pricing entity must ensure notified prices indexed under this division are gazetted at least 1 month before the relevant tariff year starts.

‘(2) However, a failure to comply with subsection (1) does not invalidate or otherwise affect the indexation.’.

11 Clause 53 (Amendment of sch 5 (Dictionary))—

At page 91, line 2, ‘section 91B’—

omit, insert—

‘section 91B(1)’.