

Queensland



GAS AMENDMENT BILL

(No. 2) 2001

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2001

A BILL

FOR

An Act to amend the *Gas Act 1965*

The Parliament of Queensland enacts—

1

Clause 1 Short title

2

This Act may be cited as the *Gas Amendment Act (No. 2) 2001*.

3

Clause 2 Act amended

4

This Act amends the *Gas Act 1965*.

5

Clause 3 Amendment of s 2 (Relationship to prescribed Acts)

6

(1) Section 2(2)—

7

insert—

8

‘(ab) Gas Pipelines Access (Queensland) Law; or’.

9

(2) Section 2(2)(ab) to (c)—

10

renumber as section 2(2)(b) to (d).

11

Clause 4 Amendment of s 5 (Definitions)

12

(1) Section 5, definition “contestable consumer”, ‘section 5B’—

13

omit, insert—

14

‘section 33A’.

15

(2) Section 5, definition “non-contestable consumer”, ‘section 5C’—

16

omit, insert—

17

‘section 33B’.

18

Clause 5 Relocation and renumbering of s 5B (Meaning of “contestable consumer”)

19

20

Section 5B—

21

relocate and *renumber*, in part 5, as inserted by this Act, as section 33A.

22

Clause	6 Relocation and renumbering of s 5C (Meaning of “non-contestable consumer”)	1 2
	(1) Section 5C(1), from ‘is—’ to ‘31 December 2002—’—	3
	<i>omit, insert—</i>	4
	‘is, until 31 December 2002,’.	5
	(2) Section 5C—	6
	<i>relocate and renumber</i> , in part 5, as inserted by this Act, as section 33B.	7
Clause	7 Omission of s 11 (Relationship of pt 3 and sch 1 to Gas Pipelines Access (Queensland) Law)	8 9
	Section 11—	10
	<i>omit.</i>	11
Clause	8 Amendment of s 20 (Provisions applicable to a reticulation system)	12 13
	Section 20(1A), ‘section 52C or 52D’—	14
	<i>omit, insert—</i>	15
	‘section 33C or 52C’.	16
Clause	9 Insertion of new pt 5	17
	After part 4—	18
	<i>insert—</i>	19
	‘PART 5—PROVISIONS RELATING TO CONTESTABILITY	20 21
	‘33E Market operating arrangements in natural gas market	22
	(1) A regulation may—	23
	(a) provide for arrangements relating to the operation or use of—	24
	(i) a covered distribution pipeline; or	25

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- (ii) a transmission pipeline, to the extent its operation or use affects the operation or use of a covered distribution pipeline; and

Examples of 'arrangements' that may be provided for—

1. The registration and identification of, or access to, delivery points.
2. The provision of meters and telemetry equipment.
3. The nature and storage of information and the communication of, and access to, that information.
4. Gas nomination and balancing.
5. Consumer transfer processes.

(b) impose stated terms on the arrangements; and

(c) provide for the legal effect or enforcement of the terms, including, for example, by dispute resolution, arbitration or court proceedings.

‘(2) The regulation may apply, adopt or incorporate a code of conduct, or an amendment of a code of conduct, made by the Minister about the arrangements mentioned in subsection (1).

‘(3) The code, or amendment of the code, does not take effect unless it is approved under a regulation.

‘(4) In this section—

“covered distribution pipeline” means a distribution pipeline within the meaning of the Gas Pipelines Access (Queensland) Law that is a covered pipeline within the meaning of that law.

“transmission pipeline” means a transmission pipeline within the meaning of the Gas Pipelines Access (Queensland) Law.¹

‘33F Tabling and inspection of code of conduct

‘(1) This section applies if, under section 33E(2), a regulation applies, adopts or incorporates a code of conduct, or an amendment of a code of conduct.

1 See the Gas Pipelines Access (Queensland) Law, schedule 1, section 2, definitions “distribution pipeline” and “transmission pipeline”. For coverage under that law, see schedule 2 of the law, part 1 (Coverage) and section 10.8, definition “covered pipeline”.

	‘(2) The Minister must, within 14 sitting days after the regulation is gazetted, table a copy of the code, or the amendment or amended code, in the Legislative Assembly.	1 2 3
	‘(3) The Minister must keep a copy of the code, as in force from time to time, open for inspection, free of charge, by members of the public during office hours on business days at—	4 5 6
	(a) the department’s head office; and	7
	(b) other places the Minister considers appropriate.	8
	‘(4) A failure to comply with this section does not invalidate or otherwise affect the code or the regulation.’.	9 10
Clause 10	Relocation and renumbering of ss 52D and 52E	11
	Sections 52D and 52E—	12
	<i>relocate</i> and <i>renumber</i> , in part 5, as inserted by this Act, as sections 33C and 33D.	13 14
Clause 11	Amendment of s 64 (Regulation-making power)	15
	Section 64(2A)—	16
	<i>omit.</i>	