



AUSTRALIAN CAPITAL TERRITORY

## Electricity (National Scheme) Act 1997

No. 79 of 1997

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### An Act to make provision for the operation of a national electricity market and for related purposes

[Notified in ACT Gazette S360: 25 November 1997]

The Legislative Assembly for the Australian Capital Territory enacts as follows:

#### PART I—PRELIMINARY

##### Short title

1. This Act may be cited as the *Electricity (National Scheme) Act 1997*.

##### Commencement

2. (1) Section 1 and this section commence on the day on which this Act is notified in the *Gazette*.

(2) The remaining provisions commence on a day fixed by the Minister by notice in the *Gazette*.

##### Interpretation

3. (1) In this Act—

“National Electricity (ACT) Law” means the provisions applying because of section 5;

“National Electricity (ACT) Regulations” means the provisions applying because of section 6.

(2) Words and expressions used in the National Electricity (ACT) Law and in this Act have the same respective meanings in this Act as they have in that Law.

(3) Subsection (2) does not apply to the extent that the context or subject matter otherwise indicates or requires.

### **Extra-territorial operation**

4. It is the intention of the Legislative Assembly that the operation of this Act, the National Electricity (ACT) Law and the National Electricity (ACT) Regulations should, so far as possible, include operation in relation to the following:

- (a) land situated outside the Territory, whether in or outside Australia;
- (b) things situated outside the Territory, whether in or outside Australia;
- (c) acts, transactions and matters done, entered into or occurring outside the Territory, whether in or outside Australia;
- (d) things, acts, transactions and matters (wherever situated, done, entered into or occurring) that would, apart from this Act, be governed or otherwise affected by the law of the Commonwealth, a State, another Territory or a foreign country.

## **PART II—NATIONAL ELECTRICITY (ACT) LAW AND NATIONAL ELECTRICITY (ACT) REGULATIONS**

### **Application in the Territory of the National Electricity Law**

5. The National Electricity Law set out in the Schedule to the *National Electricity (South Australia) Act 1996* of South Australia, as in force for the time being—

- (a) applies as if it were an Act passed by the Legislative Assembly; and
- (b) as so applying may be referred to as the National Electricity (ACT) Law.

**Application of Regulations under National Electricity Law**

6. The Regulations in force for the time being under Part 4 of the *National Electricity (South Australia) Act 1996* of South Australia, as in force for the time being—

- (a) apply as Regulations in force for the purposes of the National Electricity (ACT) Law; and
- (b) as so applying may be referred to as the National Electricity (ACT) Regulations.

**Interpretation of certain expressions**

7. (1) In the National Electricity (ACT) Law and the National Electricity (ACT) Regulations—

“Legislature of this jurisdiction” means the Legislative Assembly;

“Supreme Court” means the Supreme Court of the Australian Capital Territory;

“the jurisdiction” or “this jurisdiction” means the Territory;

“the National Electricity Law” or “this Law” means the National Electricity (ACT) Law.

(2) The *Acts Interpretation Act 1915*, and other Acts, of South Australia do not apply to—

- (a) the National Electricity (ACT) Law; and
- (b) the regulations in force for the time being under Part 4 of the *National Electricity (South Australia) Act 1996* of South Australia in their application as regulations in force for the purposes of the National Electricity (ACT) Law.

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*[Presentation speech made in Assembly on 4 September 1997]*