

Australian Capital Territory

Utilities (Electricity Network Boundary Code) Determination 2013

Disallowable instrument DI2013–71

made under the

Utilities Act 2000, s 59 (Determined codes) and s 63 (Public access)

1 Name of instrument

This instrument is the *Utilities (Electricity Network Boundary Code) Determination 2013*.

2 Commencement

This instrument commences the day after it is notified.

3 Revocation of code

The Commission revokes the Utilities (Electricity Network Boundary Code) Determination 2012 (DI2012-159).

4 Determination of code

The Commission determines the attached Electricity Network Boundary Code.

5 Public access to documents

Copies of the Electricity Network Boundary Code are available for inspection by members of the public between 9:00 am and 5:00 pm, Monday to Friday, at the Commission's offices at Level 8, 221 London Circuit, Canberra City ACT and on the Commission's website (www.icrc.act.gov.au). Copies of these documents can be made at the Commission's offices. Electronic copies are available on request. No charge will apply.

Malcolm R Gray
Senior Commissioner
Independent Competition and Regulatory Commission
21 May 2013

Australian Capital Territory



ICRC

Independent Competition and Regulatory Commission

Electricity Network Boundary Code

MAY 2013

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1 APPLICATION AND PURPOSE OF THIS CODE

1.1 Application

This Code applies to **Electricity Distributors**.

1.2 Purpose

The purpose of this Code is to define the boundary between:

- (1) a **Transmission Network** and an **Electricity Network**;
- (2) the **Electricity Network** of one Person and the **Electricity Network** of another Person, where those **Electricity Networks** are connected;
- (3) an **Electricity Distributor's Electricity Network** and a **Customer's Premises**.

2. DICTIONARY

2.1 Dictionary

The dictionary at the end of this Electricity Network Boundary Code is part of this Code.

3. BOUNDARIES OF ELECTRICITY NETWORK

3.1 Boundary Between Transmission Network and Electricity Network

The boundary between a **Transmission Network** and an **Electricity Network** is the **Connection Point** as defined in the **National Electricity Rules**.

3.2 Boundary Between Electricity Networks

- (1) The boundary between two **Electricity Networks** is the point agreed to by the **Electricity Distributors** whose **Electricity Networks** are connected and notified to the **Technical Regulator** and the **ICRC**.
- (2) **Electricity Distributors** shall not connect their **Electricity Networks** unless they have agreed on the boundary between the **Electricity Networks** and notified it to the **Technical Regulator** and the **ICRC**.

3.3 Boundary between Electricity Network and Customers' Premises

- (1) The boundary between an **Electricity Network** and a **Customer's Premises** is at the **Customer's** side of the service fuse at:
 - (a) the point of attachment of an overhead service line to the **Customer's** building or structure: or
 - (b) the point of entry of an underground service cable to the **Customer's** building or structure; or

- (c) if neither paragraphs (a) nor (b) apply, as otherwise agreed under clause 3.4, subject to clause 3.3(2).

(2) An **Electricity Distributor** may, taking into account industry standards, reasonably determine, with the agreement of the **Technical Regulator** and advised to the **ICRC**, the boundary between its **Electricity Network** and a **Customer's Premises**.

3.4 Code does not Prevent Parties Agreeing on Alternative Boundary Between Network and Customers' Premises

Despite any other provision in this Code, an **Electricity Distributor** and a **Customer** may, with the agreement of the **Technical Regulator** and advised to the **ICRC**:

- (1) agree in writing upon an alternative boundary between the **Electricity Network** and the **Customer's Premises**; and/or
- (2) define assets within a **Customer's Premises** to be part of the **Electricity Network**.

DICTIONARY

1. “**Act**” means the *Utilities Act 2000*;
2. “**Connection Point**” has the same meaning as in the **National Electricity Rules**;
3. “**Customer**” means—
 - (a) a person for whom the service is provided under a **customer contract**; or
 - (b) a person who has applied, orally or in writing, to the relevant utility for the service to be provided under a **customer contract**.;
4. “**customer contract**” means—
 - (a) a standard customer contract, made under the **Act**;
 - (b) a negotiated customer contract, made under the **Act**; or
 - (c) a customer connection contract, made under the **National Energy Retail Law**;
5. “**Electricity Distributor**” means a **Person** who holds a **Utility Services Licence** for the distribution of electricity;
6. “**Electricity Network**” has the same meaning as in the **Act**;
7. “**ICRC**” means the Independent Competition and Regulatory Commission established under section 5 of the *Independent Competition and Regulatory Commission Act 1997*;
8. “**National Electricity Rules**” means the Rules approved in accordance with the **National Electricity Law**;
9. “**National Energy Retail Law**” means the **National Energy Retail Law** set out in the schedule to the *National Energy Retail Law (South Australia) Act 2011 (SA)*, as amended from time to time.;
10. “**National Electricity Law**” means the National Electricity Law agreed to be enacted by New South Wales, Victoria, South Australia, Queensland and the Territory pursuant to an agreement made on 9 May 1996 being the schedule (as amended from time to time) to the National Electricity Act 1996 (South Australia);
11. “**Person**” includes a natural person, a firm, an unincorporated association or a body corporate;
12. “**Premises**” has the same meaning as in the **Act**;
13. “**Technical Regulator**” means the administrative unit responsible for Part 5 of the **Act**;
14. “**Territory**” means the Australian Capital Territory;
15. “**Transmission Network**” has the same meaning as in the **National Electricity Rules**;

16. **“Utility”** means a **Person** who holds a **Utility Services Licence**;
17. **“Utility Services Licence”** means a licence granted to a **Utility** by the **ICRC** under the **Act**.