

Utilities (Technical Regulation) (Operating Certificate Fees) Determination 2022

Disallowable instrument DI2022–89

made under the

Utilities (Technical Regulation) Act 2014, s 110 (Determination of fees)

1 Name of instrument

This instrument is the *Utilities (Technical Regulation) (Operating Certificate Fees) Determination 2022*.

2 Commencement

This instrument commences on 1 July 2022.

3 Determination of fees

The fee payable in respect of each item listed in column 3 of schedule 1 and 2 is the amount for that item listed in column 4.

4 Payment of fees

- (1) A fee listed in column 4 of item 1 of schedule 1 is payable to the ACT Government by the person applying for an operating certificate described in the corresponding entry in column 3.
- (2) A fee listed in column 4 of items 2 and 3 of schedule 1 is payable to the ACT Government by the unlicensed regulated utility holding an operating certificate.
- (3) A fee listed in column 4 of items 1, 2 and 3 of schedule 2 is payable to the ACT Government by the person requesting the goods or services described in the corresponding entry in column 3.
- (4) A fee listed in column 4 of item 4 of schedule 2 is payable to the ACT Government by the unlicensed regulated utility holding an operating certificate.

5 Timing of payment of fees

The fees listed in column 4 of schedules 1 and 2 are payable on the date the matter is invoiced.

6 Waiver of fees in public interest

The Technical Regulator may waive a fee listed in schedule 1 and 2, in full or in part, if the Technical Regulator reasonably believes that it is in the public interest to waive the fee.

7 Refund or extension of time to pay fees

- (1) The Technical Regulator may refund, completely or partly, a fee payable under schedule 1 and 2, if the Technical Regulator believes it would be fair and reasonable to refund all or part of the fee.
- (2) The Technical Regulator may grant an extension of time for the payment of a fee payable under schedule 1 and 2 if the Technical Regulator believes it would be fair and reasonable to do so.

8 Revocation

This instrument revokes the *Utilities (Technical Regulation) Operating Certificate Fees Determination 2019* (DI2019-204).

Ben Ponton
Technical Regulator
14 June 2022

**Schedule 1 Operating certificate fees for unlicensed regulated utilities
providing regulated utility services (other than solar installations
200kW-1MW)**

(see s 3)

Column 1	Column 2	Column 3	Column 4			
Item number	Relevant section of the Act (for information only)	Matter for which fee is payable	Fee payable \$			
			1 July 2021 to 30 June 2022	1 July 2022 to 30 June 2023	1 July 2023 to 30 June 2024	1 July 2024 to 30 June 2025
1	Section 46	Grant of operating certificate – Assessment of regulatory plan – per hour	238.00	245.50	253.50	262.40
2	Section 48	Annual fee – Review of annual performance reports for compliance with conditions of the operating certificate – per annum	892.00	920.70	950.60	983.90
3	Section 45, 48	Regulatory activities in relation to audit and compliance of an operating certificate and development or amendment of technical codes – per hour	238.00	245.50	253.50	262.40

Notes: Regulatory plan is defined in the approved form for applying for an operating certificate (AF2017-147).

The circumstances in which a regulatory plan is required are set out in the approved form for applying for an operating certificate (AF2017-147).

The amount for 1 July 2021 to 30 June 2022 is for comparison purposes only.

Schedule 2 Operating certificate fees for solar installations 200kW-1MW

(see s 3)

Column 1	Column 2	Column 3		Column 4			
Item Number	Relevant section of the Act	Matter for which fee is payable		Fee payable \$			
				Previous fee	1 July 2022 to 30 June 2023	1 July 2023 to 30 June 2024	1 July 2024 to 30 June 2025
1	46	Grant of operating certificate – Assessment of application and supporting information *	200kW to < 1MW	\$1203.00	1,243.10	1,283.50	1,328.46
2	46	Grant of operating certificate – Inspection by electrical inspectorate	200 kW to < 400 kW	\$2149.00	2,219.40	2,291.60	2,371.75
			400 kW to < 600 kW	\$3225.00	3,329.20	3,437.40	3,557.65
			600 kW to < 800 kW	\$4299.00	4,438.90	4,583.10	4,743.55
			800 kW to < 1MW	\$5374.00	5,548.60	5,728.90	5,929.45
3	46	Grant of operating certificate – Reinspection and reassessment (if applicable)	200 kW to < 1MW	\$1443.00	1,489.90	1,538.30	1,592.15
4	45, 48	Regulatory activities in relation to audit and compliance of an operating certificate – per hour	200 kW to < 1MW	\$238.00	245.20	253.10	262.00

*This fee is for assessment of an application and is non-refundable.