

Utilities (Technical Regulation) (Operating Certificate Fees) Determination 2023

Disallowable instrument DI2023–111

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 2023*.

2 Commencement

This instrument commences on 1 July 2023.

3 Determination of fees

The fee payable in respect of each item listed in column 3 of schedules 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 schedules 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 schedules 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 schedules 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 2022* (DI2022-89).

Ben Ponton
Technical Regulator
15 June 2023

**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 2022 to 30 June 2023	1 July 2023 to 30 June 2024	1 July 2024 to 30 June 2025	1 July 2025 to 30 June 2026
1	Section 46	Grant of operating certificate – Assessment of regulatory plan – per hour	245.50	254.75	263.65	272.85
2	Section 48	Annual fee – Review of annual performance reports for compliance with conditions of the operating certificate – per annum	920.70	955.25	988.65	1,023.25
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	245.50	254.75	263.65	272.85

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 2022 to 30 June 2023 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 \$			
				1 July 2022 to 30 June 2023	1 July 2023 to 30 June 2024	1 July 2024 to 30 June 2025	1 July 2025 to 30 June 2026
1	46	Grant of operating certificate – Assessment of application and supporting information *	200kW to < 1MW	1,243.10	1,289.75	1,334.90	1,381.60
2	46	Grant of operating certificate – Inspection by electrical inspectorate	200 kW to < 400 kW	2,219.40	2,302.65	2,383.25	2,466.65
			400 kW to < 600 kW	3,329.20	3,454.00	3,574.90	3,700.00
			600 kW to < 800 kW	4,438.90	4,605.35	4,766.50	4,933.35
			800 kW to < 1MW	5,548.60	5,756.70	5,958.15	6,166.70
3	46	Grant of operating certificate – Reinspection and reassessment (if applicable)	200 kW to < 1MW	1,489.90	1,545.75	1,599.85	1,655.85
4	45, 48	Regulatory activities in relation to audit and compliance of an operating certificate – per hour	200 kW to < 1MW	245.20	254.40	263.25	272.50

*This fee is for assessment of an application and is non-refundable.
The amount for 1 July 2022 to 30 June 2023 is for comparison purposes only.