Australian Capital Territory

Utilities (Licensing) Exemption 2023 (No 2)

**Disallowable instrument DI2023–51**

made under the

*Utilities Act 2000*, section 22 (Exemption)

**1 Name of instrument**

This instrument is the *Utilities (Licensing) Exemption 2023 (No 2)*.

**2 Commencement**

This instrument commences on the day after its notification.

**3 Exemption**

1. I exempt the Australian Capital Territory as represented by the Directorate that has responsibility from time to time from the requirement for a licence in relation to a following utility services:
2. the collection or treatment of water, or both, for distribution through a water network; and
3. the distribution of water through a water network.
4. This exemption is granted for the purpose described in clause 4 and subject to the conditions described in clause 5 of this instrument.

**4 Purpose**

This exemption is granted to the Australian Capital Territory to manage and operate the stormwater harvesting and distribution network in the Ginninderry estate in West Belconnen.

**5 Conditions**

This exemption is granted subject to the conditions that the Australian Capital Territory must:

1. comply with the requirements of the *Utilities (Technical Regulation) Act 2014* including applicable technical codes made under that Act, and
2. hold an operating certificate under section 46 of the *Utilities (Technical Regulation) Act 2014* prior to commencing distribution of water through the water network, and;
3. comply with applicable industry codes underthe *Utilities Act 2000* such as the *Utilities (Consumer Protection Code) Determination 2020*; and
4. allocate appropriate additional resources to manage and operate the utility service.

Shane Rattenbury MLA

Minister for Water, Energy and Emissions Reduction

13 April 2023