

# Utilities (Annual Licence Fees Determination 2020–21) Notice 2020

## Notifiable Instrument NI2020–646

made under the

*Utilities Act 2000*, s 52 (Public notice of licence decisions) (see also s 45 (Determination of fee) and s 53 (Public access to licences etc))

## EXPLANATORY STATEMENT

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Section 45(1) of the *Utilities Act 2000* (Utilities Act) gives the Independent Competition and Regulatory Commission (Commission) the authority to determine the annual licence fee payable by each utility licensed to provide a utility service in the ACT.

Section 52(1)(i) of the Utilities Act requires the Commission to prepare a notice upon making a determination of a fee under section 45. The notice is a notifiable instrument.

The three licensees subject to an annual licence fee for 2020–21 are:

- East Australia Pipe Line Limited (gas transmission services);
- Icon Water Limited (water and sewerage services); and
- TransGrid (electricity transmission services).

The licence fee payable by each licensed utility is the amount considered by the Commission to be a reasonable contribution towards the costs incurred, or expected to be incurred for 2020–21 in relation to the regulation of utility services provided by the licensees by:

- the Independent Competition and Regulatory Commission (Commission),
- the Utilities Technical Regulator (UTR); and
- the ACT Civil and Administrative Tribunal (ACAT).

Where there is an over- or under-estimation of estimated costs for 2019–20, the licence fee determination process provides for an adjustment of the licence fee payable in the 2020–21 year to account for this over- or under-estimation.