



Australian Capital Territory **Gazette**

SPECIAL GAZETTE

No. S209, Friday 11 December, 1998

**AUSTRALIAN CAPITAL TERRITORY
AUSTRALIAN CAPITAL TERRITORY (SELF-GOVERNMENT) ACT 1988 OF THE
COMMONWEALTH
NOTIFICATION OF ENACTMENT BY LEGISLATIVE ASSEMBLY**

UNDER subsection 25(1) of the *Australian Capital Territory (Self-Government) Act 1988* of the Commonwealth, I GIVE NOTICE that the following laws have been passed by the Australian Capital Territory Legislative Assembly. Copies of the laws will be made available for purchase at the ACT Government Civic Shopfront on the corner of East Row and City Walk, Canberra City.

Date: 9 December 1998

Kate Carnell
Chief Minister

Short Title

No. and Year

Agents (Amendment) Act 1998	60 of 1998
Electoral (Amendment) Act 1998	61 of 1998
Health Regulation (Maternal Health Information) Act 1998	62 of 1998
Water Resources Act 1998	63 of 1998
Bushfire (Amendment) Act 1998	64 of 1998

ACT Government Homepage: <http://www.act.gov.au>

NOTIFICATION OF THE MAKING OF AN INSTRUMENT

NOTICE is hereby given that the undermentioned Instrument of the Australian Capital Territory has been made. Copies of the Instrument may be purchased from Publishing Services, Legislation and Sales Counter, ACT Government Shopfront, Crn City Walk and East Row Canberra City ACT 2601.

Act under which Instrument made	Description of Instrument	Number and year of Instrument
<i>Legislative Assembly (Members' Staff) Act 1989</i>	Amendment to provide for an increase in staff salary allocation to Mr Kaine MLA to provide the same allocation as that made to other cross bench members in the Assembly from 7 Jan 1998 until the end of the last pay period in the 1998-99 financial year.	No. 257 of 1998

**AUSTRALIAN CAPITAL TERRITORY
ELECTRICITY (NATIONAL SCHEME) ACT 1997**

NOTICE OF COMMENCEMENT

In accordance with subsection 2(2) of the *Electricity (National Scheme) Act 1997*, I determine that the remaining provisions of the Act shall commence on 13 December 1998.

Dated this Ninth day of December 1998:

Brendan Michael Smyth MLA
Minister for Urban Services

NOTICE UNDER CLAUSE 9.1.1. OF NATIONAL ELECTRICITY CODE

Notice is hereby given pursuant to clause 9.1.1(h) of the National Electricity Code in force under section 6 of the *National Electricity Law* set out in the Schedule to the *National Electricity (South Australia) Act 1996 (SA)* that:

- (a) Schedule 9G of the National Electricity Code concerning ancillary services which is incorporated by clause 9.24.2 into the ACT's jurisdictional derogations is amended, which amendments can be viewed on the Internet website of the National Electricity Code Administrator Limited (ACN 073 942 775) ("NECA") at www.neca.com.au in the document entitled "Commencement Amendments"; and
- (b) the Australian Competition and Consumer Commission has granted interim authorisation to the amendments to the jurisdictional derogations outlined in paragraph (a) by letter dated 3 December 1998 to NECA, a copy of which is set out below.

Dated this Ninth day of December 1998:

Brendan Michael Smyth MLA
Minister for Urban Services

ACCC AUTHORISATION

Our Ref: CA 98/22

3 December, 1998

Mr. Stephen Kelly
Managing Director
National Electricity Code Administrator
Level 4, 41 Currie Street
ADELAIDE SA 5000

Dear Mr Kelly

**National Electricity Code -
Applications for authorisation nos: A90671, A90672, and A90673**

I refer to your applications for authorisation of the National Electricity Code, as submitted to the Commission on 28 August 1998 and amended on 16 September, 22 September, 2 October, 6 October, 20 October, 26 October, 5 November and 20 November 1998.

The Commission has reviewed the information contained in your application and in supplementary material provided by NECA.

I note your request that the Commission:

1. revoke its current interim authorisation in respect of the applications nos: A90671, A90672, and A90673; and
2. grant a new interim authorisation in respect of the applications.

Pursuant to subsection 91(2) of the Act, the Commission now revokes the interim authorisation dated 9 October 1998 and hereby grants interim authorisation for the applications A90671, A90672 and A90673 subject to compliance with the following conditions:

C3.1 Clause 9.35.6A of the Code must be amended to provide that:

NECA must monitor and report on the operation of the process for dispatch price determination during rate of change dispatch intervals which occur during the six-month period commencing on market commencement. The report must:

- (1) be provided to the ACCC and to all market participants no later than 8 months after market commencement;

- (2) review the circumstances in which rate of change dispatch intervals occurred in the Queensland region resulting in a recalculation of the dispatch price in accordance with clause 9.35.6A(b);
- (3) analyse the impact on Market Participants of any recalculation of the dispatch price in accordance with clause 9.35.6A(b);
- (4) consider whether clause 9.35.6A should continue in force; and
- (5) address such other matters as NECA considers appropriate.

C3.2 Clause 9.26.1(a) of the Code must be amended such that:

Clause 9.26.1(a) shall only take effect when Osborne Cogeneration withdraws their objection to the proposed derogation.

This interim authorisation applies to:

- (a) The National Electricity Code in the form granted interim authorisation on 7 October 1998 and as amended in your submissions of 22 September, 6 October, 20 October, 26 October, 5 November and 20 November 1998.
- (b) all conduct to be engaged in under the National Electricity Code as amended.

These interim authorisations took effect from Wednesday 25 November 1998 and will lapse when the Commission reaches a final determination in regard to each application.

The Commission will endeavour to commence its statutory public consultation process regarding the applications as soon as possible, and hopes to release its draft determination in early 1999. Please note that under subsection 91(2) of the Trade Practices Act, the Commission may revoke an interim authorisation at any time.

Further I wish to advise that the changes submitted to the Commission on 20 November 1998 in respect of condition C3.1 satisfy that condition.

If you have any queries about any issue raised in this letter, please contact myself on (02) 6243 1256 or John Wilman on (02) 6243 1260

Yours sincerely

Michael Rawstron
Senior Assistant Commissioner
Australian Competition and Consumer Council

Water Resources Act 1998

ACT Groundwater Bore Owners and Water Users

The ACT *Water Resources Act 1998* was passed in the Legislative Assembly on 26 November 1998. The Act provides for the sustainable management of surface and groundwater resources of the Territory.

This notice does not apply to people who use water provided by ACTEW.

Environment ACT is now collecting information from the community on general water use matters, for example, location of bores, bore yields, bore water quality and the extent of direct extraction from rivers and streams. Such information is not currently available in a comprehensive form and is vital to the sound management of our valuable water resources. The information will enable the Government to consider appropriate water resource management arrangements.

Section 74 (6) of the Act requires each lessee or occupier of land on which a bore or water control structure is situated from which water is or is capable of being taken provide information to the Environment Management Authority about:

- (a) in the case of a bore-
 - (i) the location of each bore and its depth; and
 - (ii) the volume of water taken from each bore and the volume of water each bore produces;
- (a) in the case of a waterway-
 - (i) the volume of water taken from the waterway;
 - (ii) the manner in which the water was taken; and
- (c) description of any water control structures which are used to take water which would require a licence under the Act.

As a first step in providing this information you are requested to provide your name and address, by 15 January 1999 to:

Environment Management Authority
PO Box 144
LYNEHAM ACT 2603

or to contact Gary Croston, Water Unit, Environment ACT on (02) 620 72332. Under the Act failing to provide the information could result in a penalty of up to \$25,000.

Dated the tenth day of December 1998

Gary Croston
Environment Management Authority

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