

## AUSTRALIAN CAPITAL TERRITORY

### UTILITIES ACT 2000

#### DETERMINATION OF ANNUAL LICENCE FEES

UNDER SECTION 45 of the Utilities Act 2000, the Independent Competition and Regulatory Commission ("ICRC") DETERMINES that the Annual Licence Fees for the year ending on 30 June 2002 for licensee **ACTEW Distribution Ltd ACN 073 025 224 and AGL Gas Company (ACT) Ltd ACN 008 552 663** (together trading as "ActewAGL Distribution") are as set out in the Schedule.

The following abbreviations are used in this determination:

ICRC = Independent Competition and Regulatory Commission

ESCC = Essential Services Consumer Council

DUS = Department of Urban Services

the Act= Utilities Act 2000

regulations= Utilities Regulations

Unless otherwise agreed in writing with the ICRC, the fees determined are payable by the Licensee to the ICRC in 4 quarterly instalments on 30 August 2001, 1 October 2001, 1 January 2002 and 1 April 2002, being as nearly as practicable equal instalments.

Payment shall be made by cheque at the ICRC's office at PO Box 975 CIVIC SQUARE ACT 2608.

This Determination commences on the date is notified in the Gazette.

***Seal of the ICRC***

Date: 26/7/01

**SCHEDULE****LICENSEE : ACTEW Distribution Ltd and AGL Gas Company (ACT) Ltd****Table 1. Expected costs relating to licensee (\$)**

<b>Utility Service</b>	<b>ICRC</b>	<b>ESC C</b>	<b>DUS</b>	<b>Total</b>
Gas distribution	64,442	22,117	86,000	172,559
Gas connection services	64,441	0	43,000	107,441

**Table 2. Scope and nature of services provided by licensee**

<b>Section of the Act/ Utility Service</b>	<b>Scope and nature of services</b>
9(b) Gas distribution	Transportation of gas from the point of connection of a gas distributor's network to a gas transmission network, to the point of connection to the customer's gas installation. Gas distribution includes the control of the transportation of gas.
9(c) Gas connection services	Construction and/or installation of the service line interface between a gas distribution network and the point of supply to the customer's premises including metering services.

**Table 3. Licensee: ACTEW Distribution Ltd and AGL Gas Company (ACT) Ltd - Annual Licence Fees**

<b>Utility Service</b>	<b>Annual Licence Fee (\$)</b>
Gas distribution	172,559
Gas connection services	107,441
<b>TOTAL PAYABLE</b>	<b>280, 000</b>

**Explanatory Note**

The ICRC is required to have regard to the extent of the costs set out in Table 1 when determining annual licence fees, and to the relative scope and nature of the utility services provided by a utility set out in Table 2. Table 1 sets out the expected costs in relation to the licensee of the performance of functions under the Act and regulations of the ICRC, of the ESCC and of DUS's costs of technical regulation under Part 5 of the Act

on behalf of the Territory. The Annual Licence Fee determined is the sum of 100% of these expected costs relating to the licensee in respect of the utility services as set out in Table 1. The ICRC's functions under the Act in respect of utilities are funded solely from annual licence fees. There is no budget allocation to the Department for its responsibilities in respect of technical regulation or for the ESCC. The ICRC has therefore determined that the ESCC's and Territory's costs (through DUS) also be recovered through licence fees.