

# Utilities (Annual licence fees determination) Notice 2011 (No 1)

## Notifiable Instrument NI2011-227

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))

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### 1 Name of instrument

This instrument is the *Utilities (Annual licence fees determination) Notice 2011 (No 1)*.

### 2 Commencement

This instrument commences on the day after it is notified.

### 3 Determination of licence fees

The Independent Competition and Regulatory Commission (the Commission) gives notice that the Commission has determined the annual licence fee payable by the licensed utility, AGL Sales Pty Limited, under the *Utilities Act 2000* for the year ending on 30 June 2011, as set out in the attached schedule (in table 1).

Unless otherwise agreed in writing with the Commission, the determined fee is payable by the licensee to the Commission by 30 May 2011.

Table 2 in the schedule sets out the costs expected to be incurred by the Commission, the ACT Civil and Administrative Tribunal, and the chief executive under part 5 (Technical regulation) of the Act, in the exercise of functions in the ACT or elsewhere, in relation to utility services for the period 8 November 2010 to 30 June 2011.

In determining the licence fee payable by the utility, the Commission had regard to:

- the extent of costs in relation to the utility;
- the annual licence fees payable by all utilities; and
- the relative scope and nature of the services provided by the utility (set out in table 3 in the schedule).

### 4 Public access to determination of annual licence fees

Copies of the Commission's determination of annual licence fees are available for inspection by members of the public:

- on the Commission's webpage ([www.icrc.act.gov.au](http://www.icrc.act.gov.au));
- at the Commission's offices (located at Level 2, 12 Moore Street, Canberra City, ACT) during ordinary office hours; and

- on the ACT Legislation Register ([www.legislation.act.gov.au](http://www.legislation.act.gov.au)).

A person may inspect a determination without charge, and may make a copy of all or any part of the document. No charge will apply.

Malcolm Gray  
Senior Commissioner  
Independent Competition and Regulatory Commission

5 May 2011

## SCHEDULE

**Table 1: Annual licence fee payable by AGL Sales (gas supply utility services), 2010-11<sup>1</sup>**

Licensee	Licence fees payable (\$)
AGL Sales Pty Ltd (gas supply)	2,755

Note:

<sup>1</sup>Annual licence fees for 2010-11 have been determined based on pro-rated expected costs as set out in Table 2.

**Table 2: Costs expected to be incurred (gas supply utility services), 2010-11**

Licensee	Utility service	Technical Regulator <sup>1</sup> (\$)	ACAT <sup>2</sup> (\$)	ICRC <sup>3</sup> (\$)	Totals (\$)
AGL Sales Pty Ltd	Gas supply	0	0	2,755	2,755

Notes:

<sup>1</sup>The chief executive under part 5 (Technical regulation) of the Act is the chief executive of the ACT Planning and Land Authority.

<sup>2</sup>The ACT Administrative and Civil Tribunal (Energy and Water Unit) in hearing and deciding matters to which a utility is party.

<sup>3</sup>The Independent Competition and Regulatory Commission.

**Table 3: Scope and nature of services provided by licensee (gas supply utility services)**

Section of the Act/ Utility service	Scope and nature of services
9(d) Gas supply	Supply gas through a gas distribution network to premises for consumption.