



## **Draft National Gas Amendment (Minor changes 2) Rule 2021**

under the National Gas Law to the extent applied by:

- (a) the National Gas (South Australia) Act 2008 of South Australia;
- (b) the National Gas (ACT) Act 2008 of the Australian Capital Territory;
- (c) the National Gas (New South Wales) Act 2000 of New South Wales;
- (d) the National Gas (Queensland) Act 2008 of Queensland;
- (e) the National Gas (Tasmania) Act 2008 of Tasmania;
- (f) the National Gas (Victoria) Act 2008 of Victoria;
- (g) the National Gas (Northern Territory) Act 2008 of Northern Territory;
- (h) the National Gas Access (WA) Act 2009 of Western Australia;  
and
- (i) the Australian Energy Market Act 2004 of the Commonwealth.

The Australian Energy Market Commission makes the following Rule under the National Gas Law.

Anna Collyer  
Chairperson  
Australian Energy Market Commission

## **Draft National Gas Amendment (Minor changes 2) Rule 2021**

### **1 Title of Rule**

This Rule is the *Draft National Gas Amendment (Minor changes 2) Rule 2021*.

### **2 Commencement**

This Rule commences operation on [27 May 2021].

### **3 Amendment to the National Gas Rules**

The National Gas Rules are amended as set out in Schedule 1.

## Schedule 1      Amendment to the National Gas Rules

(Clause 3)

### [1] Rule 152                      Registration by members of facility operator groups

In subrule 152(6)(e), omit the existing "Note" in its entirety and substitute:

**Note**

This paragraph is classified as a tier 1 civil penalty provision under the National Gas (South Australia) Regulations. (See clause 6 and Schedule 3 of the National Gas (South Australia) Regulations.)

### [2] Rule 157                      Change to facility operator group

In rule 157, omit the existing "Note" in its entirety and substitute:

**Note**

This rule is classified as a tier 1 civil penalty provision under the National Gas (South Australia) Regulations. (See clause 6 and Schedule 3 of the National Gas (South Australia) Regulations.)

### [3] Various rules              Tier 1 civil penalty notes

At the end of the rules listed in the following table, omit the existing first "Note" in its entirety and substitute:

**Note**

This rule is classified as a tier 1 civil penalty provision under the National Gas (South Australia) Regulations. (See clause 6 and Schedule 3 of the National Gas (South Australia) Regulations.)

109
137
387
470

### [4] Various rules              Tier 1 civil penalty notes

At the end of the rules listed in the following table, omit the existing second "Note" in its entirety and substitute:

**Note**

This rule is classified as a tier 1 civil penalty provision under the National Gas (South Australia) Regulations. (See clause 6 and Schedule 3 of the National Gas (South Australia) Regulations.)

542
543

544
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**[5] Various rules Tier 1 civil penalty notes**

At the end of the subrules listed in the following table, omit the existing first "Note" in its entirety and substitute:

**Note**

This subrule is classified as a tier 1 civil penalty provision under the National Gas (South Australia) Regulations. (See clause 6 and Schedule 3 of the National Gas (South Australia) Regulations.)

399(1)
399(2)
399(5)
399(6)
410(1)
435(4)
436(4)
440(3)
446(4)
474(4)
478(1)
485(2)
487(3)
488(3)
488(10)
543A(1)
543A(2)
560(1)
562(3)
634(3)
638(1)
638(3)
639(2)
639(5)
640(1)
644(2)
644(3)

650(2)
650(3)
655(3)
661(1)
661(2)
661(3)
662(1)
662(2)
662(3)
672(4)

**[6] Various subrules Tier 1 civil penalty notes**

At the end of the subrules listed in the following table, omit the existing second "Note" in its entirety and substitute:

**Note**

This subrule is classified as a tier 1 civil penalty provision under the National Gas (South Australia) Regulations. (See clause 6 and Schedule 3 of the National Gas (South Australia) Regulations.)

156(5)
158B(5)
165(1)
390(2)

**[7] Various subrules Tier 1 civil penalty notes**

At the end of the subrules listed in the following table, omit the existing "Note" in its entirety and substitute:

**Note**

This subrule is classified as a tier 1 civil penalty provision under the National Gas (South Australia) Regulations. (See clause 6 and Schedule 3 of the National Gas (South Australia) Regulations.)

138A(2)
138A(4)
150(1)
150(2)
151(1)
151(2)
156(1)

156(3)
156(4)
158B(1)
158B(2)
165(4)
414(1)
418(3)
440(2)
442(3)
442(4)
442(5)
445(3)
586(2)
612(2)
621(3)
621(4)
660(2)
663(1)
663(2)
663(3)

**[8] Various rules Tier 2 civil penalty notes**

At the end of the rules listed in the following table, omit the existing first "Note" in its entirety and substitute:

**Note**

This rule is classified as a tier 2 civil penalty provision under the National Gas (South Australia) Regulations. (See clause 6 and Schedule 3 of the National Gas (South Australia) Regulations.)

36
107
108
110
112
138
369

**[9] Various rules Tier 2 civil penalty notes**

At the end of the rules listed in the following table, omit the existing "Note" in its entirety and substitute:

**Note**

This rule is classified as a tier 2 civil penalty provision under the National Gas (South Australia) Regulations. (See clause 6 and Schedule 3 of the National Gas (South Australia) Regulations.)

37
46

**[10] Various rules Tier 2 civil penalty notes**

At the end of the subrules listed in the following table, omit the existing first "Note" in its entirety and substitute:

**Note**

This subrule is classified as a tier 2 civil penalty provision under the National Gas (South Australia) Regulations. (See clause 6 and Schedule 3 of the National Gas (South Australia) Regulations.)

33(1)
593(4)
634(4)
634(5)
636(1)
636(4)
649(1)

**[11] Various subrules Tier 2 civil penalty notes**

At the end of the subrules listed in the following table, omit the existing "Note" in its entirety and substitute:

**Note**

This subrule is classified as a tier 2 civil penalty provision under the National Gas (South Australia) Regulations. (See clause 6 and Schedule 3 of the National Gas (South Australia) Regulations.)

43(1)
52(1)
53(6)
135CE(2)
158A(1)
158A(2)

380(1)
551(1)
551(3)
552(1)
558(1)
558(2)
585(8)
611(10)
649(2)
665(1)
665(6)
666(1)
666(2)
666(4)

**[12] Various subrules Tier 2 civil penalty notes**

At the end of the subrules listed in the following table, omit the existing first "Note" in its entirety and substitute:

**Note**

This paragraph is classified as a tier 2 civil penalty provision under the National Gas (South Australia) Regulations. (See clause 6 and Schedule 3 of the National Gas (South Australia) Regulations.)

419(7)(b)
420(6)(b)

**[13] Various subrules Tier 3 civil penalty notes**

At the end of the subrules listed in the following table, omit the existing first "Note" in its entirety and substitute:

**Note**

This subrule is classified as a tier 3 civil penalty provision under the National Gas (South Australia) Regulations. (See clause 6 and Schedule 3 of the National Gas (South Australia) Regulations.)

476(1)
674(1)
Schedule 5, Part 3, rule 9(1)



### [14] Various subrules Tier 3 civil penalty notes

At the end of the subrules listed in the following table, omit the existing "Note" in its entirety and substitute:

**Note**

This subrule is classified as a tier 3 civil penalty provision under the National Gas (South Australia) Regulations. (See clause 6 and Schedule 3 of the National Gas (South Australia) Regulations.)

27(4)
Schedule 5, Part 3, rule 4(4)
Schedule 5, Part 3, rule 5(2)
Schedule 5, Part 4, rule 4(5)
Schedule 5, Part 4, rule 5(2)
Schedule 5, Part 4, rule 5(4)
Schedule 5, Part 4, rule 6(1)
Schedule 5, Part 4, rule 6(2)
Schedule 5, Part 5, rule 3(1)
Schedule 5, Part 5, rule 3(2)
Schedule 5, Part 5, rule 3(3)

### [15] Various subrules Conduct provisions

At the end of the subrules listed in the following table, insert the following note:

**Note**

This subrule is classified as a conduct provision under the National Gas (South Australia) Regulations. See clause 7 and Schedule 4 of the National Gas (South Australia) Regulations.

165(1)
500A(3)