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Our Ref: 13795576
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Contact Officer: Peng Cheah
Contact Phone: (03) 9910 9537

3 June 2022

Ross Edwards
Trading, Transition and Reputation Executive
EnergyAustralia
Level 19 Two Melbourne Quarter
697 Collins Street
DOCKLANDS VIC 3008

Dear Mr Edwards

Re: Tallawarra Lateral Pipeline

I refer to your applications, dated 12 April 2022, for category 1 and 2 exemptions under Part 23, and a category 1 exemption under Part 24, of the National Gas Rules (**NGR**) for the Tallawarra Lateral Pipeline.

The AER has assessed these applications and supporting information and has determined:

- To grant the Tallawarra Lateral Pipeline Category 1 and Category 2 exemptions for Part 23 of the NGR
- To grant the Tallawarra Lateral Pipeline a Category 1 exemption for Part 24 of the NGR on the basis that it does not provide third party access
- For the exemptions to be valid for a period five years, expiring on 6 June 2027.

EnergyAustralia is exempt from the operation of Division 3 and Division 4, and the obligation to publish information under Division 2 of Part 23 with respect to the Tallawarra Lateral Pipeline. EnergyAustralia is also exempt from all aspects of Part 24 with respect to the Tallawarra Lateral Pipeline.

As set out in Rule 585(8) of Part 13 and 611(10) of Part 24 of the NGR, please notify the AER without delay if circumstances change such that the pipeline no longer qualifies for these exemptions.

Rule 585 of Part 23 and rule 611 of Part 24 require the AER to establish, publish and maintain registers of exemptions. The applications dated 12 April 2022 will be published in the respective registers on the AER's website.

Regarding the Tallawarra Lateral's formal classification under the National Gas Law, I appreciate that EnergyAustralia initiated contact with the AER and provided exemption applications. I also highlight that transmission pipeline operators should be aware of their responsibilities under the NGR and seek to register, or apply for exemptions for, their facilities under Parts 23 and 24 of the NGR. AER staff will contact both the Australian Energy Market Operator and the Australian Energy Market Commission to ensure the Tallawarra Lateral's regulatory status is treated consistently in future.

Please do not hesitate to contact Peng Cheah ([peng.cheah@aer.gov.au](mailto:peng.cheah@ aer.gov.au) or 03 9910 9537) if you have any questions about this matter.

Yours sincerely



Arek Gulbenkoglou
A/g General Manager
Network Expenditure

and



Stephanie Jolly
General Manager
Market Performance

Sent by email on: 6th June 2022