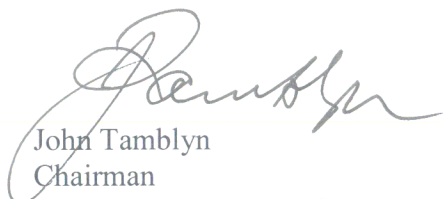


National Electricity Amendment (WACC, technical drafting issues) Rule 2008 No. 5

under the National Electricity Law as applied by:

- (a) the National Electricity (South Australia) Act 1996;
- (b) the Electricity (National Scheme) Act 1997 of the Australian Capital Territory;
- (c) the National Electricity (New South Wales) Act 1997 of New South Wales;
- (d) the Electricity - National Scheme (Queensland) Act 1997 of Queensland;
- (e) the Electricity - National Scheme (Tasmania) Act 1999 of Tasmania;
- (f) the National Electricity (Victoria) Act 2005 of Victoria; and
- (g) the Australian Energy Market Act 2004 of the Commonwealth.

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



John Tamblyn
Chairman
Australian Energy Market Commission

National Electricity Amendment (WACC, technical drafting issues) Rule 2008 No. 5

1. Title of Rule

This Rule is the *National Electricity Amendment (WACC, technical drafting issues) Rule 2008 No. 5*.

2. Commencement

This Rule commences operation on 1 July 2008.

3. Amendment of the National Electricity Rules

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

Schedule 1 Amendment of National Electricity Rules

(Clause 3)

[1] Clause 6.5.2 Return on capital

In clause 6.5.2(e), omit “10 year Commonwealth annualised bond rate” and substitute “annualised nominal risk free rate”.

[2] Clause 6.5.2 Return on capital

In clause 6.5.2(e), omit “of 10 years” and substitute “equal to that used to derive the nominal risk free rate”.

[3] Clause 6.5.4 Review of rate of return

In clause 6.5.4(e)(2), omit “value of” and substitute “return on”.

[4] Clause 6.5.4 Review of rate of return

In clause 6.5.4(e)(3), after the words “the need for the”, insert the words “credit rating levels or the”.

[5] Clause 6.5.4 Review of rate of return

In clause 6.5.4(e)(3), after the words “values attributable to”, insert the words “, or the methods of calculating,”.

[6] Clause 6.5.4 Review of rate of return

In clause 6.5.4(e)(4), after the words “where the”, insert the words “credit rating levels or the”.

[7] Clause 6.5.4 Review of rate of return

In clause 6.5.4(e)(4), after the words “attributable to” insert the words “, or the method of calculating,”.

[8] Clause 6.5.4 Review of rate of return

In clause 6.5.4(e)(4)(ii) after the words “before adopting a”, insert the words “credit rating level or a”.

[9] Clause 6.5.4 Review of rate of return

In clause 6.5.4(e)(4)(ii) after the words “value for” insert the words “, or a method of calculating,”.

[10] Clause 6.5.4 Review of rate of return

In clause 6.5.4(4)(ii) after the words “differs from the” insert the words “credit rating level,”.

[11] Clause 6.5.4 Review of rate of return

In clause 6.5.4(4)(ii) before the words “that has previously” insert the words “or the method of calculation”.

[12] Clause 6A.6.2 Return on capital

In clause 6A.6.2(e), omit “10 year Commonwealth annualised bond rate” and substitute “annualised nominal risk free rate”.

[13] Clause 6A.6.2 Return on capital

In clause 6A.6.2(e), omit “of 10 years” and substitute “equal to that used to derive the nominal risk free rate”.

[14] Clause 6A.6.2 Return on capital

In clause 6A.6.2(j)(2), omit “market value of” and substitute “return on”.

[15] Clause 6A.6.2 Return on capital

In clause 6A.6.2(j)(3), after the words “the need for the”, insert the words “credit rating levels or the”.

[16] Clause 6A.6.2 Return on capital

In clause 6A.6.2(j)(3), after the words “values attributable to”, insert the words “, or the methodologies used to calculate,”.

[17] Clause 6A.6.2 Return on capital

In clause 6A.6.2(j)(4), after the words “where the”, insert the words “credit rating levels or the”.

[18] Clause 6A.6.2 Return on capital

In clause 6A.6.2(j)(4), after the words “attributable to” insert the words “, or the methodologies used to calculate, the”.

[19] Clause 6A.6.2 Return on capital

In clause 6A.6.2(j)(4)(ii) after the words “before adopting a”, insert the words “credit rating level or a”.

[20] Clause 6A.6.2 Return on capital

In clause 6A.6.2(j)(4)(ii) after the words “value for” insert the words “, or a methodology used to calculate,”.

[21] Clause 6A.6.2 Return on capital

In clause 6A.6.2(j)(4)(ii) after the words “differs from the” insert the words “credit rating level,”.

[22] Clause 6A.6.2 Return on capital

In clause 6A.6.2(j)(4)(ii) before the words “that has previously” insert the words “or methodology”.

END OF RULE AS MADE
