2019

THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Minister for Climate Change and Sustainability)

Climate Change and Greenhouse Gas Reduction (Renewable Electricity Target) Amendment Bill 2019

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Climate Change and Greenhouse Gas Reduction (Renewable Electricity Target) Amendment Bill 2019

A Bill for

An Act to amend the [Climate Change and Greenhouse Gas Reduction Act 2010](http://www.legislation.act.gov.au/a/2010-41%22%20%5Co%20%22A2010-41)

The Legislative Assembly for the Australian Capital Territory enacts as follows:

1 Name of Act

This Act is the *Climate Change and Greenhouse Gas Reduction (Renewable Electricity Target) Amendment Act 2019*.

2 Commencement

This Act commences on the day after its notification day.

Note The naming and commencement provisions automatically commence on the notification day (see [Legislation Act](http://www.legislation.act.gov.au/a/2001-14), s 75 (1)).

3 Legislation amended

This Act amends the [Climate Change and Greenhouse Gas Reduction Act 2010](http://www.legislation.act.gov.au/a/2010-41).

4 Legislation repealed

The [Climate Change and Greenhouse Gas Reduction (Renewable Energy Targets) Determination 2016](https://www.legislation.act.gov.au/di/2016-38/) (DI2016-38) is repealed.

5 Objects of Act
Section 5 (a)

substitute

 (a) to set targets to—

 (i) reduce greenhouse gas emissions in the ACT; and

 (ii) increase renewable energy use in the ACT; and

 (iii) increase renewable energy generation for the ACT; and

6 Section 5 (b)

omit

in the ACT

7 Renewable energy targets
Section 9 (1)

substitute

 (1) The target for the use of renewable electricity in the ACT is 100% on and from 1 January 2020.

 (1A) The Minister may determine a target for—

 (a) the generation of renewable electricity for the ACT; and

 (b) the use of renewable energy in the ACT other than electricity; and

 (c) the generation of renewable energy for the ACT other than electricity.

8 New section 10

insert

10 Measuring renewable energy targets—determinations

 (1) The Minister must determine a method for measuring compliance with a target mentioned in or determined under section 9 (a renewable energy target).

Note The power to make an instrument includes power to do the following:

 (a) amend or repeal it (see [Legislation Act](http://www.legislation.act.gov.au/a/2001-14), s 46);

 (b) make different provision for different categories (see [Legislation Act](http://www.legislation.act.gov.au/a/2001-14), s 48).

 (2) A determination is a disallowable instrument.

Note A disallowable instrument must be notified, and presented to the Legislative Assembly, under the [Legislation Act](http://www.legislation.act.gov.au/a/2001-14).

 (3) In making a determination, the Minister must—

 (a) seek, and have regard to, the advice of an independent entity to assist the Minister to determine the method for measuring compliance with a renewable energy target; and

 (b) as far as practicable, ensure consistency with the best national and international practices in relation to measuring compliance with a renewable energy target.

9 Annual report by independent entity
Section 12 (2) (b)

omit the first mention of

part 2

insert

or determined under section 6, section 7 and section 8 (the greenhouse gas emissions targets)

10 Section 12 (2) (b) (i)

omit

targets mentioned in part 2

insert

greenhouse gas emissions targets

11 Section 12 (2) (b) (iii)

after

changes in

insert

amounts of

12 New section 12 (2) (ba)

insert

 (ba) an analysis of the ACT’s progress in meeting a target mentioned in or determined under section 9 (a renewable energy target), including—

 (i) compliance with the renewable energy target, measured using the method determined under section 10; and

 (ii) identification of the main sources of renewable energy generated for the ACT; and

 (iii) identification of possible reasons for changes in the amount or percentage of renewable energy used in or generated for the ACT from previous years; and

Endnotes

1 Presentation speech

 Presentation speech made in the Legislative Assembly on 16 May 2019.

2 Notification

 Notified under the [Legislation Act](http://www.legislation.act.gov.au/a/2001-14) on 2019.

3 Republications of amended laws

 For the latest republication of amended laws, see [www.legislation.act.gov.au](http://www.legislation.act.gov.au).

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