

# Utilities (Technical Regulation) (Regulated Utility Coordination Code) Approval 2016

Disallowable instrument DI2016–20

made under the

*Utilities (Technical Regulation) Act 2014*, section 14 (Technical codes—approval)

## EXPLANATORY STATEMENT

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### Overview

The Regulated Utility Coordination Code (this Code) clarifies the responsibility of regulated utilities by facilitating coordination amongst those regulated utilities in relation to each regulated utility network and any light rail regulated utility network.

This Code is a technical code under part 3 of the *Utilities (Technical Regulation) Act 2014* (the Act). This Code applies to all regulated utilities, including a light rail regulated utility that provides a light rail regulated utility service.

Under the *Utilities (Technical Regulation) (Light Rail—Regulated Utility Service) Regulation 2016*, the supply of electricity from a light rail network is a light rail regulated service.

This Code requires regulated utilities to coordinate on the design, construction, commissioning, operation and maintenance of networks if the networks affect or could affect the approved design or existing or future construction, commission, operation or maintenance of other networks. It provides procedures of coordination amongst regulated utilities and allows the technical regulator's intervention if necessary.

In accordance with section 13 of the Act, the Technical Regulator consulted the Independent Competition and Regulatory Commission and the relevant regulated utilities to create this Code.

A Regulatory Impact Statement for the instrument is not required in accordance with section 34(1) of the *Legislation Act 2001*, as it is not likely to impose appreciable costs on the community, or part of the community. Further, a Regulatory Impact Statement is unnecessary in accordance with section 36(1)(b) of the *Legislation Act 2001*.

This instrument does not engage or limit any person's human rights.

This instrument is consistent with the Legislative Assembly's Scrutiny Bills Committee Terms of Reference. In particular, the instrument:

- is made under a ministerial power found in the Act;
- is in accordance with the general objects of the Act under which the instrument is made;
- does not unduly trespass on rights previously established by law; and
- does not make rights, liberties and/or obligations unduly dependent upon non-reviewable decisions.

## **Outline of the provisions**

### **Section 1 Name of instrument**

This section names the instrument as the Regulated Utility Coordination Code Approval 2016.

### **Section 2 Commencement**

This section provides for the commencement of the instrument on the day after it is notified.

### **Section 3 Approval of code**

This section provides the Minister's approval of the Code set out in the schedule.

### **Section 4 Public Access**

This section provides details of public access to the Code under section 15 of the Act.