

Australian Capital Territory

Utilities (Technical Regulation) (Light Rail Regulated Utility (Electrical) Network Boundary Code) Approval 2016

Disallowable instrument DI2016–19

made under the

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

EXPLANATORY STATEMENT

Overview

The Light Rail Regulated Utility (Electrical) Network Boundary Code (this Code) defines the boundary between a light rail regulated utility (electrical) network and an electricity distribution network.

This Code is a technical code under part 3 of the *Utilities (Technical Regulation) Act 2014* (the Act). This Code applies to an electricity distribution utility, and 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 defines the boundary between a light rail regulated utility network and an electricity distribution network and allows the regulated utilities to agree on the alternate boundary between their networks. When the alternative boundary is made, the assets near the alternative boundary must be also defined to be part of either network.

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 Light Rail Regulated Utility (Electrical) Network Boundary 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.