

Australian Capital Territory

Utilities (Energy industry levy – base amount) Determination 2022

Notifiable Instrument NI2022-487

made under the

***Utilities Act 2000*, section 54C (Energy industry levy—imposition) and section 54GA(2) (Regulatory cost – determinations (base amount for an energy industry sector))**

EXPLANATORY STATEMENT

Levy Administrator must determine a base amount of costs to be recovered. The base amount is applied to each energy utility's energy industry levy. The base amount is defined in section 54C(2) in the levy formula as 'the base amount for the levy year determined under section 54GA(2)'. This notifiable instrument sets out the determination of the base amount under 54GA(2) as \$1,350 for each utility.

The base amount represents the minimum marginal cost of regulating a utility in the sector regardless of how much energy it might sell. This cost is essentially the base cost of administering the energy industry levy for each utility in the sector.

Subject to the Levy Administrator amending this determination in extraordinary circumstances under section 54GA(3), the base amount will apply for the levy determination years 2022-23 to 2026-27.