

2005

THE LEGISLATIVE ASSEMBLY  
FOR THE AUSTRALIAN CAPITAL TERRITORY

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(As presented)

(Chief Minister)

## **Utilities (Shortage of Essential Services) Amendment Bill 2005**

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### **A Bill for**

An Act to amend the *Utilities Act 2000*

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

1 **1 Name of Act**

2 This Act is the *Utilities (Shortage of Essential Services) Amendment*  
3 *Act 2005*.

4 **2 Commencement**

5 This Act commences on the day after its notification day.

6 *Note* The naming and commencement provisions automatically commence on  
7 the notification day (see Legislation Act, s 75 (1)).

8 **3 Legislation amended**

9 This Act amends the *Utilities Act 2000*.

10 **4 New part 9A**

11 *insert*

12 **Part 9A Shortage of essential services**

13 **149A Definitions for pt 9A**

14 *essential service* means electricity, gas or water.

15 *essential service restriction* means a restriction or other regulation  
16 prescribed by regulation in relation to the use of an essential service.

17 **149B Restriction of utility service**

18 A regulation may make provision in relation to a shortage, or  
19 possible shortage, in the amount of an essential service needed for  
20 the community, including provision regulating the use of an  
21 essential service by consumers.

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1 **149C Powers in relation to premises**

- 2 (1) This section applies if an authorised person believes, on reasonable  
3 grounds, that an essential service is being used, or has just been  
4 used, at premises in contravention of an essential service restriction.
- 5 (2) For this Act, the authorised person may, at any reasonable time—
- 6 (a) enter and inspect the premises and anything at the premises;  
7 and
- 8 (b) take action prescribed by regulation in relation to a  
9 contravention of the essential service restriction.
- 10 (3) However, subsection (2) (a) does not authorise entry into a part of  
11 premises that is being used only for residential purposes.
- 12 (4) To remove any doubt, an authorised person may enter premises  
13 under subsection (2) (a) without payment of an entry fee or other  
14 charge.

15 **149D Production of identity card**

16 An authorised person must not remain on premises entered under  
17 this part if, when asked by the occupier, the authorised person does  
18 not produce the authorised person's identity card for inspection by  
19 the occupier.

20 **5 Dictionary, definitions of *essential service* and *essential***  
21 ***service restriction***

22 *insert*

23 *essential service*—see section 149A.

24 *essential service restriction*—see section 149A.

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## Endnotes

**1 Presentation speech**

Presentation speech made in the Legislative Assembly on 2005.

**2 Notification**

Notified under the Legislation Act on 2005.

**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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