

South Australia

National Gas (South Australia) (National Energy Retail Law) Variation Regulations 2010

under the *National Gas (South Australia) Act 2008*

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Part 1—Preliminary

1—Short title

These regulations may be cited as the *National Gas (South Australia) (National Energy Retail Law) Variation Regulations 2010*.

2—Commencement

These regulations will come into operation on [insert date on which the National Energy Retail Law is to commence in the first participating jurisdiction].

Drafting note—

These regulations have been approved by the Ministerial Council on Energy and will be made by the South Australian Governor shortly before the application by the first participating jurisdiction of the Schedule to the *National Energy Retail Law (South Australia) Act 2010*. These regulations will commence on the same date and at the same time as the application of that Schedule in that jurisdiction.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *National Gas (South Australia) Regulations*

4—Revocation of regulation 5A

Regulation 5A—delete the regulation

5—Insertion of regulation 7AA

After regulation 7 insert:

7AA—Corporations Act displacement

Pursuant to section 26A of the NGL, the following provisions of the Rules are declared to be Corporations legislation displacement provisions for the purposes of section 5G of the *Corporations Act 2001* of the Commonwealth in relation to the provisions of Chapter 5 of that Act:

- (a) Rule 251;
- (b) Rule 486;
- (c) Rule 528.

6—Insertion of regulation 17

After regulation 16 insert:

17—Transitional provision—Application of National Energy Retail Law in a participating jurisdiction

The variations made to these regulations by the *National Gas (South Australia) (National Energy Retail Law) Variation Regulations 2010* do not apply in a participating jurisdiction until the *National Energy Retail Law* is applied in that jurisdiction as a law of that jurisdiction.

7—Variation of Schedule 4—Conduct provisions

Schedule 4—at the end of Schedule 4 insert:

Rule 503

All provisions in Division 4 of Part 21

Made by the Governor

on the unanimous recommendation of the Ministers of the participating jurisdictions and with the advice and consent of the Executive Council
on

No of 2010