



# Victoria Government Gazette

No. S 636 Thursday 18 November 2021  
By Authority of Victorian Government Printer

## Electricity Industry Act 2000

### 2021 MINISTERIAL ORDER SPECIFYING LICENCE CONDITION

I, Lily D'Ambrosio, Minister for Energy, Environment and Climate Change and Minister responsible for administering the **Electricity Industry Act 2000 (the Act)**, having:

- a) had regard to:
    - i. costs and benefits, in accordance with section 33AB(2)(a)(i) of the Act; and
    - ii. the written representations of the affected licensee, in accordance with section 33AB(2)(a)(ii) of the Act; and
  - b) consulted with the Premier, the Treasurer and the Minister administering the **Essential Services Commission Act 2001**, in accordance with section 33AD of the Act,
- pursuant to sections 33AB and 33AC of the Act, make the following Order.

### PRELIMINARY

#### 1. Commencement

This Order commences on the day it is published in the Government Gazette.

#### 2. Definitions and interpretation

In this Order, unless the context otherwise requires:

**AusNet** means AusNet Electricity Services Pty Ltd, ABN 91 064 651 118; and

**Licence** means the Electricity Distribution Licence granted by the Commission to AusNet dated 3 June 2015, as amended from time to time.

### MINISTERIAL LICENCE CONDITION

#### 3. Specification of Ministerial Licence Condition

The condition in Clause 4 of this Order is specified as a condition of the Licence.

#### 4. Ministerial Licence Condition – Compliance with the Electricity Distribution Code

Ministerial Licence Condition:

- (1) Despite Clause 22.1(b)(1) of this licence:
  - (a) the **Electricity Distribution Code** is taken to omit Clause 6.3.4(d) insofar as that Clause has, or might have, effect for interruptions occurring in the Relevant Period; and
  - (b) the time for payment provided for by Clause 6.4 of the **Electricity Distribution Code**, insofar as that Clause has, or might have, effect for interruptions occurring in the Relevant Period, is amended, and the **Licensee** must make any payments required by clauses 6 and 21.4 of the **Electricity Distribution Code** as soon as reasonably practicable following the commencement of the *2021 Ministerial Order Specifying Licence Condition*.

Notes:

- i. See sections 33AC(1)(c), 33AC(2) and 21(l) of the *Act*.
  - ii. The payments that clauses 6 and 21.4 of the **Electricity Distribution Code** provide for, are supply restoration payments and low reliability payments.
- (2) In this condition:
    - (a) **Relevant Period** means the period commencing on 9 June 2021 and ending on 30 June 2021, both days inclusive; and
    - (b) Words and expressions that are defined in the **Electricity Distribution Code** have the same meaning as they have in that Code.

**SPECIAL**

Notes:

- i. Words and expressions defined in the *Electricity Distribution Code* that are used in this condition are:
  - interruption;
  - low reliability payment;
  - supply;
  - supply restoration payment.
- ii. Words and expressions in this condition that are in bolded italics have the same meaning as they have in this licence: see Clause 1.1 of this licence.

## **5. Compliance with the Licence as amended by the Ministerial Licence Condition**

AusNet must comply with the Licence as amended by the condition specified in Clause 4 of this Order.

Note: See sections 33AI and 33AJ of the Act. Pursuant to section 33AI(1)(a) the condition specified in Clause 4 has effect from the day on which this Order is published in the Government Gazette. Pursuant to section 33AJ, the condition specified in Clause 4 overrides Clause 22.1(b)(1) of the Licence.

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