
Gas Supply Act 2003



QUEENSLAND GOVERNMENT

AREA DISTRIBUTION AUTHORITY

No. DA-A-006 issued to
WESTERN DOWNS REGIONAL
COUNCIL

Queensland Mines and Energy
Department of Employment, Economic Development and Innovation

*Originally issued on 17 June 2004
and amended on 31 August 2006
and amended on 26 August 2008
and further amended on the date of
signing shown on page 5 herein*

1. DEFINITIONS

- 1.1 Unless the contrary appears, words used in this Distribution Authority have the meaning given in the Act or the Regulation.
- 1.2 In this Distribution Authority—
‘**Act**’ means the *Gas Supply Act 2003*;
‘**Distributor**’ means Western Downs Regional Council; and
‘**Regulation**’ means the *Gas Supply Regulation 2007* and any other regulation made under the Act.
- [As amended on 26 August 2008 and on the date of signing shown on page 5 herein]
- 1.3 A reference to an Act, regulation or other document is a reference to that Act, regulation or document as amended from time to time.

2. ISSUE OF DISTRIBUTION AUTHORITY

- 2.1 On 17 June 2004, the Regulator:
- (a) pursuant to section 331 of the Act, amended the Area Distribution Authority taken, pursuant to section 327 of the Act, to have been issued to Dalby Town Council on 1 July 2003, by imposing further conditions on it;
 - (b) pursuant to section 56 of the Act, further amended the Area Distribution Authority; and
 - (c) issued the amended Area Distribution Authority to Dalby Town Council.
- 2.2 On 31 August 2006, the Area Distribution Authority issued to Dalby Town Council was further amended pursuant to section 52 of the Act.
- 2.3 Pursuant to section 52 of the Act, on 26 August 2008, the Area Distribution Authority was amended to reflect that Dalby Town Council had transitioned to Dalby Regional Council, and the amended Area Distribution Authority was issued to Dalby Regional Council.
- 2.4 Pursuant to section 52 of the Act, on the date of signing shown on page 5 herein, the Area Distribution Authority is amended to reflect that Dalby Regional Council has changed its name to Western Downs Regional Council, and this amended Area Distribution Authority (‘the Authority’) is issued to Western Downs Regional Council (‘the Distributor’).

- 2.5 The Authority authorises the Distributor to transport processed natural gas using the Distributor's distribution system and provide customer connection services to the premises of customers within the distribution area described in Schedule 1 of this Authority.

[As amended on 31 August 2006, on 26 August 2008 and on the date of signing shown on page 5 herein]

3. CONDITIONS OF DISTRIBUTION AUTHORITY

- 3.1 Chapter 2, Part 1, Division 2 of the Act sets out the conditions under which the Distributor must operate.
- 3.2 The Act also provides that additional conditions may be stated in the Authority.
- 3.3 Clauses 4 to 10 herein are conditions of the Authority.

4. TERM

- 4.1 The Authority commenced on 1 July 2004.
- 4.2 The Authority continues in force unless surrendered or cancelled under the Act.

5. COMPLIANCE WITH LAWS

- 5.1 The Distributor must at all times comply with the Act, the Regulation and other applicable laws.
- 5.2 It is the responsibility of the Distributor to develop and maintain familiarity with the relevant provisions of the Act, Regulation and other applicable laws (including documents referred to therein) as amended from time to time.
- 5.3 The Distributor must ensure each person acting under the Authority complies with the conditions of the Authority.

6. PLANS, PROTOCOLS, STANDARDS AND CODES

The Distributor, on the written notice of the Minister or Regulator, must participate to the extent reasonably required by the Minister or Regulator in the development, issue and review of plans, protocols, standards and codes applicable to the Distributor.

7. INFORMATION

- 7.1 The Distributor must provide the Minister or Regulator in the form and manner decided by the Minister or Regulator, any information the Minister or Regulator reasonably requests relating to the Distributor's activities conducted under or in connection with the Authority.
- 7.2 The Distributor must provide information requested under clause 7.1 as soon as possible, but in any case by no later than:
- (a) a date prescribed in the Act;
 - (b) a date stated in an approved form; or
 - (c) a reasonable date specified in the request.
- 7.3 If the Distributor is the holder of a corresponding authority, the Distributor must give the Regulator authorisation to seek information from the person administering the corresponding authority, provided that the information sought by the Regulator:
- (a) relates to activities of the Distributor conducted under, or in connection with, the corresponding authority; and
 - (b) is reasonably required by the Regulator to assess the Distributor's suitability to hold a Distribution Authority in Queensland.

8. ENTRY REPORTING

- 8.1 The Distributor must, within one month of exercising an entry power under section 139 of the Act (*Power to enter to make gas infrastructure safe*) or section 140 of the Act (*Power to enter for emergency*), notify the Regulator in the approved form and manner.
- 8.2 In addition to any notification under Clause 8.1, the Distributor must submit to the Regulator, each year and in the approved form and manner, a report on the exercise of entry powers under section 139 of the Act (*Power to enter to make gas infrastructure safe*) and section 140 of the Act (*Power to enter for emergency*).
- 8.3 The annual entry report under Clause 8.2 must be submitted whether or not an entry power has been exercised during the period to which the report relates.
- 8.4 The annual entry report must be submitted by 31 October and cover the preceding financial year ending 30 June.

[As amended on 31 August 2006]

9. ANNUAL REPORT

- 9.1 The Distributor must submit an annual report to the Regulator each year in the approved form and manner.
- 9.2 The annual report must be submitted by 31 October and cover the preceding financial year ending 30 June.

10. DISTRIBUTION AUTHORITY FEES

- 10.1 The annual fees to be paid by the Distributor are prescribed under the Regulation.
- 10.2 On or before the last day of June in each year, or such other date as advised in writing by the Regulator, the Distributor must pay the annual fee for that year ending 30 June.

Dated this first day of October 2009.

[signed]

Sue Ryan
Acting Deputy Director-General
Queensland Mines and Energy
(delegate of the Regulator under the *Gas Supply Act 2003*)

SCHEDULE 1

Distribution Area

1. The distribution area is the area delineated in Map GAS035B held by Queensland Mines and Energy¹.
2. The Distributor's distribution system within the distribution area will be known as the *Western Downs Regional Council Distribution Network*.

[As amended on 26 August 2008 and on the date of signing shown on page 5 herein]

¹ The map is available for inspection at Queensland Mines and Energy's offices at Level 7, 61 Mary Street, Brisbane.