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*Gas Supply Act 2003*



# DISTRIBUTION AUTHORITY

No. DA-XXX issued to

[insert company name]

ACN XXX XXX XXX

Department of Energy and Climate

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## **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 **[insert company name]** (ACN **XXX XXX XXX**); and  
  
‘**Regulation**’ means the *Gas Supply Regulation 2007* and any other regulation made under the Act.
- 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 Pursuant to section 37 of the Act, the Regulator issues a Distribution Authority to **[insert company name]**.
- 2.2 The Distribution Authority (‘the Authority’) authorises the Distributor to transport a covered gas/gases using the Distributor’s distribution pipeline or system and provide customer connection services to the premises of customers within the distribution area[s] stated in Schedule 1 of this Authority.

## **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 commences on [the day it is issued OR <insert date>].
- 4.2 The Authority [expires on <insert date> unless earlier OR continues in force until it is] 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**

- 6.1 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.
- 6.2 The Distributor must at all times comply with any 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.

## **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                      day of    20XX.

**(Name)**  
**Regulator**

## **SCHEDULE 1**

### **Distribution Area**

1. The distribution area is the area delineated in Map GAS <XXX> held by the Department of Energy and Climate<sup>1</sup>.
2. The Distributor's distribution system within the distribution area will be known as the <insert name of authority holder and area> *Distribution Network*.

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<sup>1</sup> The map is available for inspection at the Department of Energy and Climate, 1 William Street, Brisbane.