

- (4) A duty imposed by this rule is a non-delegable duty.

Note

This rule is both a civil penalty provision and a conduct provision for the purposes of the NGL. (See the Regulations, Clauses 6 & 7 and Schedules 3 & 4.)

138 Obligation to disclose gas supply information in certain circumstances

- (1) A service provider must, at the request of a person to whom gas supply information relates (the **relevant person**), or a person who makes the request with the consent of the relevant person, disclose gas supply information relating to the relevant person.
- (2) A service provider may charge a reasonable fee for providing the requested information.

Note

This rule is both a civil penalty provision and a conduct provision for the purposes of the NGL. (See the Regulations, Clauses 6 & 7 and Schedules 3 & 4.)

Part 17 Miscellaneous

139 General regulatory information order (Section 50 of the NGL)

In making a general regulatory information order, the AER must proceed in accordance with the standard consultative procedure.

140 Preparation of service provider performance report (Section 64 of the NGL)

- (1) Before the AER embarks on the preparation of service provider performance reports, the AER must consult with:
- (a) service providers; and
 - (b) bodies representative of the pipeline industry and users of pipeline services; and
 - (c) the public generally;

in order to determine appropriate priorities and objectives to be addressed through the preparation of service provider performance reports.

- (2) In the course of preparing a service provider performance report, the AER:

- (a) must consult with the service provider or service providers to which the report is to relate; and
 - (b) must consult with the relevant jurisdictional safety and technical regulator about relevant safety and technical obligations; and
 - (c) may consult with any other persons who have, in the AER's opinion, a proper interest in the subject matter of the report; and
 - (d) may consult with the public.
- (3) A service provider to whom the report is to relate:
- (a) must be allowed an opportunity, at least 30 business days before publication of the report, to submit information and to make submissions relevant to the subject matter of the proposed report; and
 - (b) must be allowed an opportunity to comment on material of a factual nature to be included in the report.

Part 18 Natural Gas Services Bulletin Board

Division 1 Interpretation and application

141 Interpretation

- (1) In this Part:

actual BB costs in relation to an invoice period means the sum of:

- (a) the BB operator's actual costs of operating and maintaining the Bulletin Board in accordance with this Part during the invoice period, including the amounts paid or payable by the BB operator pursuant to tax invoices provided to the BB operator under Division 10 to the extent those tax invoices are for the provision of aggregation and information services provided during that invoice period; and
- (b) the BB operator's actual costs incurred during the invoice period in providing information under rule 186,

less the sum of any information retrieval fees paid to the BB operator under rule 186 during the invoice period.