



National Gas Amendment (Extension of the DWGM Dandenong LNG interim arrangements) Rule 2025 No. 3

The Australian Energy Market Commission makes the following Rule under the National Gas Law to the extent applied by:

- (a) the *National Gas (South Australia) Act 2008* of South Australia;
- (b) the *National Gas (ACT) Act 2008* of the Australian Capital Territory;
- (c) the *National Gas (New South Wales) Act 2008* of New South Wales;
- (d) the *National Gas (Queensland) Act 2008* of Queensland;
- (e) the *National Gas (Tasmania) Act 2008* of Tasmania;
- (f) the *National Gas (Victoria) Act 2008* of Victoria;
- (g) the *National Gas (Northern Territory) Act 2008* of the Northern Territory;
- (h) the *Australian Energy Market Act 2004* of the Commonwealth.

Anna Collyer
Chairperson
Australian Energy Market Commission

National Gas Amendment (Extension of the DWGM Dandenong LNG interim arrangements) Rule 2025 No. 3

1 Title of Rule

This Rule is the *National Gas Amendment (Extension of the DWGM Dandenong LNG interim arrangements) Rule 2025 No. 3*.

2 Commencement

Schedule 1 of this Rule commences operation on 30 October 2025.

Schedule 2 of this Rule commences operation on 1 April 2026.

Schedule 3 of this Rule commences operation on 30 October 2025.

Schedule 4 of this Rule commences operation on 30 October 2025.

3 Amendment to the National Gas Rules

The National Gas Rules are amended as set out in Schedule 1.

4 Amendment to the National Gas Rules

The National Gas Rules are amended as set out in Schedule 2.

5 Amendment to the National Gas Rules

The National Gas Amendment (DWGM interim LNG storage measures) Rule 2022 No.4 is amended as set out in Schedule 3.

6 Amendment to the National Gas Rules

The National Gas Rules are amended as set out in Schedule 4.

Schedule 1 Amendment to the National Gas Rules

(Clause 3)

[1] Rule 200 Definitions

In rule 200, insert the following new definitions in alphabetical order:

declared LNG supplier means a person designated as a declared LNG supplier under legislation of the adoptive jurisdiction.

liquefaction facility means a facility for the processing of natural gas from a gaseous to a liquefied state.

[2] Rule 200 Definitions

In rule 200, omit the definition of "**declared LNG supply agreement**".

[3] Rule 200 Definitions

In rule 200, in the definition of "**relevant year**", omit "of 2023, 2024 and 2025" and substitute "year from 2023 to 2029 (inclusive)".

[4] Rule 282 Uncontracted LNG storage capacity

Omit rule 282(2)(c)(i) and substitute "[Deleted]".

[5] Rule 282 Uncontracted LNG storage capacity

In rule 282(3)(a), after "the uncontracted LNG storage capacity", insert ", subject to subrule (3A)".

[6] Rule 282 Uncontracted LNG storage capacity

After rule 282(3)(b), insert:

(3A) Subrule (3) does not require AEMO to contract for the use of uncontracted LNG storage capacity:

- (a) that AEMO reasonably considers is subject to a temporary or permanent constraint limiting the use of this capacity; or
- (b) in excess of the capacity required to meet a different target level determined by AEMO under subrule (4)(b) and approved by the Minister of the adoptive jurisdiction under subrule (5).

[7] Rule 282 Uncontracted LNG storage capacity

In rule 282(9), omit "varied by agreement dated 1 July 2022" and substitute "varied by agreements dated 1 July 2022, 20 December 2022 and 28 March 2023".

Schedule 2 Amendment to the National Gas Rules

(Clause 4)

[1] Rule 141 Interpretation

In rule 141(1), insert the following new definitions in alphabetical order:

BB liquefaction facility means a liquefaction facility that is owned, operated or controlled by a declared LNG supplier.

declared LNG supplier means a person designated as a declared LNG supplier under legislation of an adoptive jurisdiction.

liquefaction facility means a facility for the processing of natural gas from a gaseous to a liquefied state, other than an LNG export facility.

[2] Rule 141 Interpretation

In rule 141(1), in the definition of "**BB facility**", after "a BB large user facility", insert ", a BB liquefaction facility".

[3] Rule 141 Interpretation

In rule 141(1), in the definition of "**daily capacity**", in paragraph (i)(iv), omit "; and" and substitute ";".

[4] Rule 141 Interpretation

In rule 141(1), in the definition of "**daily capacity**", in paragraph (j)(ii), omit "." and substitute "; and".

[5] Rule 141 Interpretation

In rule 141(1), in the definition of "**daily capacity**", after paragraph (j)(ii), insert:

- (k) for a liquefaction facility, the quantity of gas that the liquefaction facility can process into storage on a gas day.

[6] Rule 141 Interpretation

In rule 141(1), in the definition of "**facility operator**", in paragraph (c), omit "storage provider for" and substitute "person who owns, operates or controls".

[7] Rule 141 Interpretation

In rule 141(1), in the definition of "**facility operator**", in paragraph (g), omit "." and substitute ";".

[8] Rule 141 Interpretation

In rule 141(1), in the definition of "**facility operator**", after paragraph (g), insert:

- (h) a BB liquefaction facility: the declared LNG supplier for the liquefaction facility.

[9] Rule 141 Interpretation

In rule 141(2)(h)(ii), omit "." and substitute ";".

[10] Rule 141 Interpretation

After rule 141(2)(h)(ii), insert:

- (i) when used in the context of a liquefaction facility means the maximum quantity of gas that the liquefaction facility can process into storage on a gas day under normal operating conditions.

[11] Rule 144B Application to BB liquefaction facilities

After rule 144A, insert new rule 144B:

144B Application to BB liquefaction facilities

- (1) For the purposes of Division 5 of this Part, a BB reporting entity for a BB liquefaction facility, in that capacity, is only required to report under rules 168, 178 and 181.
- (2) Subrule (1) does not limit the obligation of a person to report under Division 5 of this Part in relation to any other BB facility for which it is the BB reporting entity.

[12] Rule 200 Definitions

In rule 200, in the definition of "**maintenance**", after "by DWGM facility operators", insert "or a declared LNG supplier".

[13] Rule 280 Provision of information relating to an LNG storage facility

In rule 280(1), omit ", subject to the terms and conditions of a declared LNG supply agreement (where relevant),".

[14] Rule 280 Provision of information relating to an LNG storage facility

After rule 280(1), insert:

- (2) A declared LNG supplier must keep AEMO informed in a timely manner of all matters or circumstances relating to the operation of its liquefaction facility that may affect the refilling of the LNG storage facility or the ability of AEMO to schedule LNG injection bids or use the LNG reserve.

[15] Rule 324B Application of provisions to declared LNG suppliers

After rule 324A, insert new rule 324B:

324B Application of provisions to declared LNG suppliers

- (1) A declared LNG supplier must comply with rule 324 and rule 326 as if the declared LNG supplier were a Registered participant and a DWGM facility operator under those rules.
- (2) In rules 324, 325 and 326, a reference to a Registered participant or a DWGM facility operator is taken to include a reference to a declared LNG supplier.
- (3) Information provided by a declared LNG supplier to AEMO under subrule (1) is confidential information and may be used by AEMO in accordance with rule 324(8).
- (4) The maintenance planning procedures may impose obligations on a declared LNG supplier with respect to the subject matter of those procedures.

Schedule 3 Amendment to the National Gas Rules

(Clause 5)

**[1] Clause 2 Amendment to National Gas Amendment
 (DWGM interim LNG storage measures)
 Rule 2022 No.4**

In clause 2, omit "Schedule 3 of this Rule commences operation on 2 July 2026" and substitute "Schedule 3 of this Rule commences operation on 4 July 2030".

Schedule 4 Amendment to the National Gas Rules

(Clause 6)

[1] Division 2 Transitional provisions consequent on the National Gas Amendment (Extension of the DWGM Dandenong LNG interim arrangements) Rule 2025

In Schedule 1, Part 21, after rule 108, insert:

Division 2 Transitional provisions consequent on the National Gas Amendment (Extension of the DWGM Dandenong LNG interim arrangements) Rule 2025

109 Definitions

- (1) Unless otherwise specified, terms defined in the new DWGM rules or new Part 18 have the same meaning when used in this Division.

- (2) For the purposes of this Division:

Amending Rule means the *National Gas Amendment (Extension of the DWGM Dandenong LNG interim arrangements) Rule 2025 No. 3*.

commencement date means the date of commencement of Schedule 1 of the Amending Rule, being 30 October 2025.

current expiry date means the expiry date of the expiring LNG storage agreement as in effect on the commencement date.

current LNG stock means the LNG stock held on AEMO's behalf utilising the LNG reserve on the current expiry date, as may vary from time to time due to use or transfer by AEMO.

expiring LNG storage agreement means the LNG storage agreement between AEMO and an LNG Storage Provider required by rule 282(1) of the old DWGM rules that is in effect on the commencement date and is for the relevant years 2022 to 2025 (inclusive).

extended LNG storage agreement means the LNG storage agreement required by, and that satisfies the requirements of, rules 282(1) and (2) of the new DWGM rules and that is for the relevant years 2026 to 2029 (inclusive).

new DWGM rules means Part 19 as in force immediately after the commencement date.

new Part 18 means Part 18 as in force immediately after the reporting commencement date.

old DWGM rules means Part 19 as in force immediately before the commencement date.

reporting commencement date means the date of commencement of Schedule 2 of the Amending Rule, being 1 April 2026.

transition period means the period starting immediately following the current expiry date and ending when storage under the extended LNG storage agreement starts.

transitional storage agreement means an agreement between AEMO and an LNG Storage Provider for the storage of the current LNG stock during the transition period and that complies with rule 111(2).

110 Commencement of rule 282

For rule 282(1) of the new DWGM rules, AEMO and an LNG Storage Provider are not required to have the extended LNG storage agreement in force until 28 February 2026.

111 Transitional storage agreement

- (1) AEMO and an LNG Storage Provider must negotiate in good faith with a view to reaching agreement on the terms of the transitional storage agreement as soon as practicable after the commencement date and not later than 31 December 2025.
- (2) The transitional storage agreement must be on substantially the same terms as the expiring LNG storage agreement.
- (3) The transitional storage agreement may (without limitation):
 - (a) take the form of an extension to the expiring LNG storage agreement for the transition period; or
 - (b) be incorporated in the extended LNG storage agreement.
- (4) Nothing in this rule prevents AEMO from using or transferring the current LNG stock in accordance with the Rules.

112 Establishing an agreement for use of uncontracted LNG storage capacity

- (1) AEMO and an LNG Storage Provider must negotiate in good faith with a view to reaching agreement on the terms of the extended LNG storage agreement as soon as practicable after the commencement date.
- (2) Without limitation to subrule (1), an LNG Storage Provider must give to AEMO an offer that complies with subrule (4) within 5 business days of a request from AEMO, if that request is made after 1 December 2025.
- (3) An LNG Storage Provider must give to AEMO a revised offer that complies with subrule (4) and that reflects the outcome of good faith negotiations within a reasonable time of a request from AEMO for the revised offer and in any event not later than 5 business days after the request.

- (4) An offer under subrule (2) and any revised offer under subrule (3) must be in a form that, if accepted by AEMO, will give rise to a binding LNG storage agreement that satisfies the requirements of rules 282(1) and (2) of the new DWGM rules.

113 Reference to arbitration

- (1) If AEMO and an LNG Storage Provider have not entered into the extended LNG storage agreement by 1 February 2026, AEMO or the LNG Storage Provider may refer the matter to the AER for resolution as a rule dispute by a Dispute resolution panel comprised of a single arbitrator, by giving a notice to the AER and to the other person at any time after that date.
- (2) If there is a referral to the AER under subrule (1), AEMO and the LNG Storage Provider must negotiate in good faith to agree who is to be the arbitrator and must promptly notify the AER if agreement is reached.
- (3) If AEMO and the LNG Storage Provider do not notify the AER under subrule (2) within 5 business days after the notice under subrule (1), the AER must select the arbitrator after consultation with AEMO and the LNG Storage Provider.
- (4) The arbitrator selected by the AER must be a person that is:
 - (a) independent of the parties to the dispute; and
 - (b) properly qualified to act in the resolution of the dispute.
- (5) The arbitrator may be a person that is also a member of a pool of arbitrators under another Part of the Rules.
- (6) The AER must use reasonable endeavours to refer the matter for resolution by the arbitrator agreed by the parties or selected by the AER (as applicable) within 15 business days after the notice under subrule (1).
- (7) The dispute must be heard and determined in Victoria.
- (8) Unless the arbitration is terminated in accordance with the procedural provisions applicable to the arbitration, the arbitrator must determine the terms and conditions of the extended LNG storage agreement.

Note:

For the procedural provisions applicable to the arbitration, refer to section 270B of the *NGL*.

- (9) Where the arbitrator determines the terms and conditions of the extended LNG storage agreement, an agreement between AEMO and the LNG Storage Provider on the terms determined by the arbitrator is taken to come into effect on and from the date specified in the determination.

- (10) The arbitrator may, at the request of AEMO or the LNG Storage Provider, make an interim determination specifying the terms and conditions of an LNG storage agreement to apply on a temporary basis until the extended LNG storage agreement comes into effect.
- (11) The arbitrator may give directions as to the procedures to apply to enable the arbitrator to make an interim determination.
- (12) If the arbitrator makes an interim determination, an agreement between AEMO and the LNG Storage Provider is taken to come into effect on the terms determined by the arbitrator in the interim determination on and from the date specified in the interim determination until the extended LNG storage agreement comes into effect.
- (13) The arbitrator's final determination may, in addition to the matters contemplated by subrule (8), determine adjustments to be made between AEMO and the LNG Storage Provider to account for differences between the terms and conditions of the LNG storage agreement determined under an interim determination and the terms and conditions of the extended LNG storage agreement determined under the final determination.
- (14) Each party must bear its own costs of an arbitration under this rule.
- (15) Part 15C does not apply to an arbitration under this rule.

114 Revised statements after 30 June 2030

Despite the repeal by Schedule 3 of the *National Gas Amendment (DWGM interim LNG storage measures) Rule 2022* (as amended by the Amending Rule) of any provisions inserted by Schedule 1 of the *National Gas Amendment (DWGM interim LNG storage measures) Rule 2022*, AEMO may continue to include in revised statements amounts arising under or in respect of the repealed provisions.

115 Instruments made by AEMO

- (1) By the reporting commencement date, AEMO must review, and where necessary, update the following instruments to take into account the Amending Rule:
 - (a) the Wholesale Market Procedures; and
 - (b) the BB Procedures.
- (2) Amendments made in accordance with subrule (1) must take effect from the reporting commencement date.

116 Part 18 registration changes

- (1) By 30 January 2026, the declared LNG supplier must apply to AEMO to register as the BB reporting entity for its BB liquefaction facility.

- (2) AEMO may register, and may report data relating to, a BB liquefaction facility as if it were a BB storage facility until such time, if any, as AEMO considers it is convenient and cost effective to create a separate registration category for stand-alone BB liquefaction facilities.