



## **Draft National Electricity Amendment (Enhancing access for registered participant representatives) Rule 2026**

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

- (a) the *National Electricity (South Australia) Act 1996* of South Australia;
- (b) the *Electricity (National Scheme) Act 1997* of the Australian Capital Territory;
- (c) the *Electricity - National Scheme (Queensland) Act 1997* of Queensland;
- (d) the *National Electricity (New South Wales) Act 1997* of New South Wales;
- (e) the *Electricity - National Scheme (Tasmania) Act 1999* of Tasmania;
- (f) the *National Electricity (Victoria) Act 2005* of Victoria;
- (g) the *National Electricity (Northern Territory) (National Uniform Legislation) Act 2015* of the Northern Territory; and
- (h) the *Australian Energy Market Act 2004* of the Commonwealth.

Anna Collyer  
Chairperson  
Australian Energy Market Commission

## **Draft National Electricity Amendment (Enhancing access for registered participant representatives) Rule 2026**

### **1 Title of Rule**

This Rule is the *Draft National Electricity Amendment (Enhancing access for registered participant representatives) Rule 2026*.

### **2 Commencement**

Schedule 1 of this Rule commences operation on 1 March 2027.

Schedule 2 of this Rule commences operation on 7 May 2026.

### **3 Amendment to the National Electricity Rules**

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

### **4 Savings and Transitional Amendments**

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

## **Schedule 1      Amendment to the National Electricity Rules**

(Clause 3)

### **[1]   Clause 8.1.3      Structure of this Chapter**

In clause 8.1.3(b)(3), at the start of the text, after "Part C deals with", omit "the" and substitute "confidentiality".

### **[2]   Clause 8.1.3      Structure of this Chapter**

In clause 8.1.3(b)(3), at the end of the text, omit "of *Registered Participants*" to maintain confidentiality".

### **[3]   Clause 8.1.3      Structure of this Chapter**

Omit clauses 8.1.3(c), 8.1.3(d), 8.1.3(e), 8.1.3(f) and 8.1.3(g).

### **[4]   Part C              Registered Participants' confidentiality obligations**

In the heading, at the start of the text, omit "Registered Participants' c" and substitute "C".

### **[5]   Clause 8.6.1      Confidentiality**

In the heading, at the end of the text, insert "obligations of Registered Participants".

### **[6]   Clause 8.6.1      Confidentiality obligations of Registered Participants**

In clause 8.6.1(c), at the start of the text, omit "Each" and substitute "Without limiting clause 8.6.3, each".

### **[7]   Clause 8.6.1      Confidentiality obligations of Registered Participants**

In clause 8.6.1(c)(2), after "to whom it discloses *confidential information*", insert ", or any person to whom it authorises *AEMO* to disclose *confidential information*,".

### **[8]   Clause 8.6.1      Confidentiality obligations of Registered Participants**

After clause 8.6.1(e), insert:

- (f) When *confidential information* is disclosed either in accordance with or in breach of rule 8.6, then subject to section 34 of the *NEL* the duty of confidentiality imposed by rule 8.6 extends to the person to whom the information is disclosed.

## **[9] Clause 8.6.1A Application**

Omit the heading of clause 8.6.1A and substitute "Definitions".

## **[10] Clause 8.6.1A Definitions**

Omit clause 8.6.1A, excluding the heading and substitute:

For the purposes of this Part C only:

- (a) **Disclosee** means a person to whom *confidential information* has been disclosed in accordance with this rule 8.6.
- (b) "*Registered Participant*" is deemed to include not just *Registered Participants* but also *Metering Providers*, *Metering Data Providers*, *Embedded Network Managers*, *Third Party B2B Participants* and *project developers*.

## **[11] Clause 8.6.2 Exceptions**

In the unnumbered paragraph starting with "This rule 8.6 does not prevent:", at the start of the text, omit "This rule 8.6" and substitute "Clause 8.6.1".

## **[12] Clause 8.6.2 Exceptions**

In clause 8.6.2(b)(1), after "officer of the *Registered Participant* or", insert "of".

## **[13] Clause 8.6.2 Exceptions**

In clause 8.6.2(b)(2), after "auditor or other consultant", omit "(in this clause 8.6.2(b) called **Consultants**)".

## **[14] Clause 8.6.2 Exceptions**

In clause 8.6.2(b1), at the start of the text, after "**(service providers):**", insert "without limiting disclosure that is otherwise permitted under this rule 8.6, ".

## **[15] Clause 8.6.2 Exceptions**

In clause 8.6.2(b1), after "disclosure of *NMI Standing Data*", omit "or the provision of means to gain electronic access to that data".

## **[16] Clause 8.6.2 Exceptions**

Omit clause 8.6.2(d1).

## **[17] Clause 8.6.2 Exceptions**

In clause 8.6.2(j), at the end of the text, insert "and".

## **[18] Clause 8.6.2      Exceptions**

In clause 8.6.2(k), at the end of the text, omit ";" and" and substitute "."..

## **[19] Clause 8.6.2      Exceptions**

Omit clause 8.6.2(l) and substitute "[Deleted]".

## **[20] Clause 8.6.3      Conditions**

In clause 8.6.3, after "In the case of a disclosure" omit "under clauses 8.6.2(b), 8.6.2(b1), 8.6.2(h), prior to making the disclosure the *Registered Participant* that wishes to make the disclosure" and substitute ":

- (a) to be made by a *Registered Participant* under clauses 8.6.2(b), 8.6.2(b1) or 8.6.2(h); or
- (b) to be authorised by a *Registered Participant* in accordance with clause 8.6.4(a),

prior to making or authorising that disclosure, the *Registered Participant*".

## **[21] Clause 8.6.4      [Deleted]**

Omit the text of the heading and substitute "Authorisation of other persons to receive confidential information from AEMO".

## **[22] Clause 8.6.4      Authorisation of persons to receive confidential information from AEMO**

After the heading of clause 8.6.4, insert:

- (a) A *Registered Participant* may, in accordance with the procedures published under paragraph (b):
  - (1) authorise a *Registered Participant Agent* or a person described in clauses 8.6.2(b) or 8.6.2(b1) to receive or otherwise access *confidential information* from *AEMO* on behalf of the *Registered Participant*; and
  - (2) vary or revoke such authorisation from time to time.
- (b) *AEMO* must, in accordance with the *Rules consultation procedures*, establish, *publish* and maintain procedures which set out:
  - (1) the process for a *Registered Participant* to make, vary or revoke an authorisation in accordance with paragraph (a); and
  - (2) the requirements for, and terms and conditions of, access to the *electronic communication system* or any other *AEMO* system or database.

- (c) A *Registered Participant* must comply with, and take appropriate precautions to ensure that any person it authorises under paragraph (a) complies with, the procedures published by *AEMO* under paragraph (b).
- (d) To the extent that:
  - (1) in accordance with the *NEL* or the *Rules*, *AEMO* is required or permitted to disclose *confidential information* to a *Registered Participant*; and
  - (2) that *Registered Participant* has otherwise complied with its obligations under this clause 8.6.4,

*AEMO* may disclose or otherwise provide access to such *confidential information* to any persons authorised by that *Registered Participant* in accordance with paragraph (a).

### **[23] Clause 8.6.5      Indemnity to AER, AEMC and AEMO**

In clause 8.6.5, after "liable for in respect of any", omit "breach by that *Registered Participant* or any officer, agent or employee of that *Registered Participant* of this rule 8.6" and substitute ":

- (a) breach by that *Registered Participant* or any officer, agent or employee of that *Registered Participant* of this rule 8.6; or
- (b) act or omission by a person to whom that *Registered Participant* has made or authorised a disclosure of *confidential information* where such act or omission would constitute a breach of clause 8.6.1 if it were an act or omission of the *Registered Participant*".

### **[24] Chapter 10      Glossary**

Omit the definition of "*Disclosee*".

## **Schedule 2      Savings and Transitional Amendments**

(Clause 4)

### **[1] Part ZZZZZK      2026 Savings and Transitional Rules**

After Part ZZZZZJ, insert:

#### **Part ZZZZZK    2026 Savings and Transitional Rules**

**Rule 11.[XX]      Rules consequential on the making of the National Electricity Amendment (Enhancing access for registered participant representatives) Rule 2026**

##### **11.[XX].1 Definitions**

For the purposes of this rule 11.[XX]:

**Amending Rule** means the *National Electricity Amendment (Enhancing access for registered participant representatives) Rule 2026*.

**commencement date** means 1 March 2027, being the date Schedule 1 of the Amending Rule commences.

##### **11.[XX].2 AEMO Procedures**

By 1 March 2027, *AEMO* must develop and *publish* the procedures in accordance with clause 8.6.4(b) of the *Rules* as in force on the commencement date.