



National Electricity Amendment (Enhancing access for registered participant representatives) Rule 2026 No. 3

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; and
- (g) the *Australian Energy Market Act 2004* of the Commonwealth.

Anna Collyer
Chairperson
Australian Energy Market Commission

National Electricity Amendment (Enhancing access for registered participant representatives) Rule 2026 No. 3

1 Title of Rule

This Rule is the *National Electricity Amendment (Enhancing access for registered participant representatives) Rule 2026 No. 3*.

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 2A.5.2 AEMC may direct AEMO to provide information

Omit clause 2A.5.2(e).

[2] 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".

[3] 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".

[4] 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).

[5] Part C Registered Participants' confidentiality obligations

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

[6] Clause 8.6.1 Confidentiality

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

[7] 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".

[8] 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*, ".

[9] 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.

[10] Clause 8.6.1A Application

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

[11] 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*.

[12] 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".

[13] Clause 8.6.2 Exceptions

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

[14] 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**)".

[15] 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,".

[16] 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".

[17] Clause 8.6.2 Exceptions

Omit clause 8.6.2(d1).

[18] Clause 8.6.2 Exceptions

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

[19] Clause 8.6.2 Exceptions

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

[20] Clause 8.6.2 Exceptions

Omit clauses 8.6.2(l), 8.6.2(m), 8.6.2(n), and 8.6.2(o).

[21] 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*".

[22] Clause 8.6.4 [Deleted]

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

[23] 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,

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

- (e) In determining whether and how to disclose or otherwise provide access to *confidential information* pursuant to this clause, *AEMO* must take into account the following principles:
 - (1) the disclosure of, or provision of access to, *confidential information* should be done in a timely manner so as to ensure the information remains relevant and useful for its intended purpose;
 - (2) the disclosure of, or provision of access to, *confidential information* should be done in a consistent manner; and
 - (3) the process for disclosing, or providing access to, *confidential information* should adapt to any relevant changes that *AEMO* has identified in market conditions, technology or risks associated with disclosing, or providing access to, such information.

[24] 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*".

[25] Chapter 10 Glossary

Omit the definition of "*Disclose*".

Schedule 2 Savings and Transitional Amendments

(Clause 4)

[1] Part ZZZZZK 2026 Savings and Transitional Rules

After rule 11.190, insert:

Rule 11.191 Rules consequential on the making of the National Electricity Amendment (Enhancing access for registered participant representatives) Rule 2026

11.191.1 Definitions

For the purposes of this rule 11.191:

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.

11.191.2 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.

[END OF RULE AS MADE]
