

11A. NT Savings and Transitional Rules

Part A Savings and transitional rules for Chapter 5

Note

Part A of this Chapter has no effect in this jurisdiction until 1 July 2019 (see regulation 5A of the *National Electricity (Northern Territory) (National Uniform Legislation) (Modification) Regulations*).

11A.1 Distribution Annual Planning Report

A *Distribution Network Service Provider* is not required to include in its first *Distribution Annual Planning Report published* under clause 5.13.2 the information specified in clause S5.8(a)(5) if information on energy and demand forecasts was not required to be reported by the *Distribution Network Service Provider* under *jurisdictional electricity legislation* applicable at the time the previous report was prepared.

Part B Savings and transitional rules for Chapter 5A

Note

Part B of this Chapter has no effect in this jurisdiction until 1 July 2019 (see regulation 5A of the *National Electricity (Northern Territory) (National Uniform Legislation) (Modification) Regulations*).

11A.2 Model standing offers

11A.2.1 Definitions

In this Rule:

NT distributor means Power and Water Corporation ABN 15 947 352 360.

relevant provisions means Chapter 5A and Chapter 6, Part DA.

transition date means the date on which the transition period ends.

transition period means the period from the commencement of the *1st regulatory control period* (being 1 July 2019) to 30 June 2020.

11A.2.2 Extended meaning of some terms

During the transition period:

- (a) a *basic connection service* includes not only a *connection service* for which a *model standing offer* has been approved by the AER (see paragraph (c) of the definition in clause 5A.A.1) but also one for which the AER's approval of a *model standing offer* is not required;
- (b) a *standard connection service* includes not only a *connection service* for which a *model standing offer* has been approved by the AER (see the definition in clause 5A.A.1) but also one for which the AER's approval of a *model standing offer* is not required; and
- (c) a *model standing offer* includes a document prepared and *published* by the NT distributor, without the AER's approval, as a *model standing offer* to have effect during the transition period (but not beyond the end of that period).

11A.2.3 Transitional operation of relevant provisions

- (a) During the transition period, the relevant provisions operate subject to the exclusions, qualifications and modifications prescribed by this Rule.
- (b) However, the relevant provisions operate without the exclusions, qualifications and modifications prescribed by this Rule insofar as they relate to:
 - (1) a period beyond the transition period; or
 - (2) a person (such as a new entrant to the industry) that is not the NT distributor.

Example

If the NT distributor submits a *regulatory proposal* for the *regulatory control period* that follows the transition period, the distributor is bound by the relevant provisions (without exclusion, qualification or modification) in relation to the *regulatory proposal* even though the proposal is submitted during the transition period.

- (c) A transaction commenced by or with the NT distributor during the transition period may be continued and completed after the transition period without regard to *changes* to the rules governing the transaction that take effect at the end of the transition period.

11A.2.4 Exclusions, qualifications and modifications

During the transition period, the relevant provisions apply to, and in relation to, the NT distributor subject to the following exclusions, qualifications and modifications:

Model standing offers (basic connection services)

- (a) A document, prepared by the NT distributor and *published* on the NT distributor's website, will (although not approved by the AER) be regarded as a *model standing offer* to provide *basic connection services* during the transition period if it complies with the requirements of clause 5A.B.2(b) as to its terms and conditions.
- (b) If, during the transition period, the AER approves a *model standing offer* for the same *basic connection services*, the approved *model standing offer* supersedes the former *model standing offer* under this clause.
- (c) The NT distributor's obligation to have a *model standing offer* to provide *basic connection services* (clause 5A.B.1) operates during the transition period but the AER's approval of the *model standing offer* is not required until the transition date.
- (d) The NT distributor's obligation to submit for the AER's approval a proposed *model standing offer* to provide *basic connection services* (clause 5A.B.2(a)) does not arise until 31 December 2019.

Model standing offer (standard connection services)

- (e) A document, prepared by the NT distributor and *published* on the NT distributor's website, will (although not approved by the AER) be regarded as a *model standing offer* to provide *standard connection services* during the transition period if it complies with the requirements of clause 5A.B.4(c) as to its terms and conditions.
- (f) If, during the transition period, the AER approves a *model standing offer* for the same *standard connection services*, and the approved *model standing offer* is to take effect before the end of the transition period, the approved *model standing offer* supersedes the former *model standing offer*.
- (g) The NT distributor may submit for the AER's approval a *model standing offer* to provide *standard connection services* (clause 5A.B.4) during the transition period but the AER's approval of the *standing offer* is not required until the transition date.

Amendment of standing offers

- (h) During the transition period, the NT distributor may amend a standing offer to provide *basic connection services* or *standard*

connection services during the transition period by *publishing* the

amendments and the amended text on its website. (This paragraph applies during the transition period to the exclusion of clause 5A.B.6.)

11A.2.5 References

A reference to any of the relevant provisions in a legislative or other instrument will be construed, during the transition period, as a reference to the provision as modified by this Rule.

Part C Savings and transitional rules for Chapter 7A

Note

Part C of this Chapter has no effect in this jurisdiction until 1 July 2019 (see regulation 5A of the *National Electricity (Northern Territory) (National Uniform Legislation) (Modification) Regulations*). The application of Part C will be revisited as part of the phased implementation of the *Rules* in this jurisdiction.

11A.3 Existing metering installations

- (a) This rule applies in relation to a *metering installation* installed at a *connection point* on a *transmission network* or *distribution network* in this jurisdiction that is in service immediately before 1 July 2019.
- (b) The following requirements must be complied with in relation to the *metering installation*:
 - (1) the requirements imposed on a *metering installation* at a *connection point* on a *distribution network* or *transmission network* in this jurisdiction by, under or for the purposes of a law of this jurisdiction that is in force immediately before 1 July 2019 (the **NT requirements**); and
 - (2) the requirements imposed in respect of the *metering installation* by the *Rules*.
- (c) The requirements imposed in respect of the *metering installation* by the following provisions are taken to be complied with:
 - (1) clause 7A.6.2(a);
 - (2) clause 7A.6.3(a);
 - (3) clause 7A.6.4, other than paragraph (b);
 - (4) clause 7A.6.5;
 - (5) schedule 7A.1, other than clause S7A.1.3;
 - (6) clause S7A.3.2.2;
 - (7) schedule 7A.5.
- (d) For the purposes of the operation of Chapter 7A in respect of the *metering installation*, a reference in:

(1) clause 7A.7.2 to “the technical requirements”;

- (2) clause 7A.7.3 to “requirements of the *Rules*”;
 - (3) clause 7A.7.4 to “schedule 7A.1” or “relevant accuracy requirement”;
 - (4) clause 7A.8.7 to “schedule 7A.1”;
 - (5) clause S7A.3.2.2(c) to “requirements of the *Rules*”; and
 - (6) Chapter 10, definition *metering installation malfunction*, to “the requirements of schedule 7A.1”,
must be regarded as a reference to “the NT requirements”.
- (e) If the *metering installation* is replaced on or after 1 July 2019, paragraphs (b) to (d) no longer apply in respect of the *metering installation*.