

Stakeholder feedback template- TAS GAS NETWORKS

Draft Rules	Issue	Feedback
DIVISION 1	PRELIMINARY	
546	Objective	
547	Application	
548	Structure of this Part	
549	Definitions	The use of “nameplate rating” and “daily capacity” to determine a Category 3 exemption should be replaced with average annual daily usage. Nameplate rating is not a term normally applied to distribution pipelines and is not the most appropriate assessment of the size or economic power of a distribution pipeline. (Definitions and Rules 553 & ,585)
550	Interpretation	
551	Access information standard	
DIVISION 2	INFORMATION	
552	Obligation to publish information	
553	Service and access information	The use of “nameplate rating” and “daily capacity” to determine a Category 3 exemption should be replaced with average annual daily usage. Nameplate rating is not a term normally applied to distribution pipelines and is not the most appropriate assessment of the size or economic power of a distribution pipeline. (Definitions and Rules 553 & ,585)
554	Standing terms	
555	Financial information	
556	Financial reporting guidelines	
557	Weighted average prices	
DIVISION 3	ACCESS REQUESTS AND NEGOTIATIONS	
558	User access guide	
559	Access requests	
560	Access Offer	
561	Negotiations	
562	Access negotiation information	

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DIVISION 4 ARBITRATION OF ACCESS DISPUTES		
563	Application of Division 4	
564	Access Dispute Notice	
565	Reference to arbitration	
566	Conduct of the parties	
567	Statements to be provided to the arbitrator on appointment	
568	Arbitrator to give effect to negotiation principles	
569	Pricing and other principles	In relation to the GMRG's suggested alternative approach to asset valuation we recommend that the original recommendation made by Dr Michael Vertigan should be adhered to and the revised Rule 569 (2) (a) should not be adopted.
570	Matters that may be dealt with in the determination	
571	Interim access determinations	
572	Final access determinations	
573	Effect of final access determination	
574	Arbitration procedures	
575	Experts appointed by the arbitrator	
576	Confidentiality	
577	Conflict of interest	
578	Termination of arbitration	
579	Correction of errors	
580	Costs	
581	Information to be published about access determinations	
DIVISION 5 SCHEME ADMINISTRATOR		
582	Role of the scheme	

Draft Rules	Issue	Feedback
	administrator	
583	Pool of arbitrators	
584	Non-scheme pipeline arbitration guide	
DIVISION 6 EXEMPTIONS		
585	Exemption categories	<ol style="list-style-type: none"> 1. The word “Shipper” should be replaced with “User”. The term “Shipper” in this context is confusing. (Rule 585 and explanatory Notes). 2. The use of “nameplate rating” and “daily capacity” to determine a Category 3 exemption should be replaced with average annual daily usage. Nameplate rating is not a term normally applied to distribution pipelines and is not the most appropriate assessment of the size or economic power of a distribution pipeline. (Definitions and Rules 553 & ,585) 3. The exemptions which are available to a Category 2 pipeline should be available to a Category 3 pipeline. Alternatively, an exemption to sub-rules 554 and 557 should apply to a Category 3 pipeline in addition to the exemptions already drafted. (Rules 585 & 586). 4. The GMRG should develop Guidelines to be considered when determining what constitutes a distribution network for the purposes of assessing an application for a Category 3 exemption. This would enable the AER to ensure small networks can be considered separately where to do so would support the objective set out in Rule 546. (Rule 585): <ul style="list-style-type: none"> TGN recommend that some or all of the following are included for consideration: a) the distribution network as described in the operating licence(s) under which the service provider is licensed to provide the services. For instance if a service provider has two networks licensed under separate operating licences they could be considered as two discrete networks; b) any discrete distribution network supplied by a single gas off take from a transmission pipeline; c) any discrete network; d) any geographically separate network.
586	Exemption conditions	Update to reflect changes made to 585 (see above)
587	Revocation	

Draft Rules	Issue	Feedback
588	Making and form of application	
589	Decision on application	
590	Decision to vary or revoke an exemption	
Proposed Transitional Rules		
Item 51, schedule 1	Initial financial reporting	
Item 52, schedule 1	Initial weighted average prices	
Item 53, schedule 1	Access requests before the commencement date	