

## **Elgas Reticulation Pty Ltd ACN 003 056 755**

### **Details of licence**

Gas Distributor's Licence under the *Gas Supply Act 1996*.

### **Details concerning the conditions imposed by the Minister**

Refer to the licence.

### **Determinations made by the Minister with respect to licences and their conditions**

#### **20 July 1990**

Authorisation granted to Bega-Elgas Limited, a wholly owned subsidiary of Elgas Limited, to engage in the reticulation of liquefied petrol gas (LPG and TLP) limited to:

- ▼ the area contained within a radius of 10 kilometres from the Bega Post Office as located on 1 April 1989, and
- ▼ the area of the Housing Commission estate located in Coledale, a suburb of Tamworth, being the area shown by blue edging on the diagram hereto marked "A", and
- ▼ the area contained within a radius of 10 kilometres from the Lismore Post Office as located on 1 July 1992.

#### **17 March 1997**

Variation to the conditions of distributor's licence to add the area contained within a radius of 10 kilometres from the Dubbo Post Office as located on 1 January 1997, under the heading "Limitation of Supply".

#### **30 April 1997**

Variation to the conditions of distributor's licence to add the areas contained within:

- ▼ the Kosciusko National Park
- ▼ within 10km of Cooma Post Office
- ▼ within 5km of Jindabyne Post Office
- ▼ within 5km of Ballina Post Office
- ▼ within 5km of Scone Post Office
- ▼ within 5km of Singleton Post Office

- ▼ within 5km of Caves Beach beach
- ▼ within 5km of Bonnells Bay Primary School
- ▼ within 5km of Dudley Primary School
- ▼ within 5km of Swansea Post Office
- ▼ within 5km of Nelson Bay Post Office
- ▼ within 10km of Katoomba Post Office
- ▼ within 5km of Lawson Station
- ▼ within 5km of Wentworth Falls Station
- ▼ within 5km of Taree Post Office
- ▼ within 5km of Tuncurry Post Office
- ▼ within the Nova Glade Resort, Good Hope

under the heading "Limitation of Supply".

**12 October 1998**

Variation to the conditions of licence to replace "within 5km of Katoomba Post Office" with "within 10km of Katoomba Post Office" in the existing condition 3(e).

**5 October 1999**

Variation to the conditions of licence to add the area contained within a radius of 10 kilometres from Tamworth Post Office as located on 1 June 1999, under the heading "Limitation of Supply".



New South Wales

MINISTER FOR INFORMATION TECHNOLOGY,  
MINISTER FOR ENERGY, MINISTER FOR FORESTRY, AND  
MINISTER FOR WESTERN SYDNEY

DITM Ref: D03917  
MEU Ref: 99/00831  
File No: 11172

Mr John Evans  
General Manager, Retail Northern  
Elgas Limited  
PO Box 1110  
BLACKTOWN NSW 2148

- 5 OCT 1999

Dear Mr Evans

**GAS SUPPLY ACT 1996**

**NOTICE OF VARIATION TO THE CONDITIONS OF  
ELGAS RETICULATION PTY LTD'S DISTRIBUTOR'S LICENCE**

I hereby advise that I have varied the conditions of Elgas Reticulation Pty Ltd,  
ACN 003 056 755, Distributor Licence in the following manner:

add the following condition under the heading "Limitation on Supply":

- "3 (f) The area contained within a radius of 10 kilometres  
from Tamworth Post Office as located on 1 June 1999".

Yours sincerely

Minister for IT, Forestry, Ports and  
Minister Assisting the Premier on Western Sydney

Signed by

Kim Yeadon MP  
Minister for Energy

Level 34 Governor Macquarie Tower  
1 Farrer Place, Sydney NSW 2000  
Phone (02) 9228 3688 Fax (02) 9228 3801  
Email: kim.yeadon@www.nsw.gov.au



Dept Ref: 98/01095  
File No: 11172

Mr Ian Maloney  
General Manager, Commercial  
Elgas Reticulation Pty Ltd  
PO Box 818  
MILSONS POINT NSW 2061

12 OCT 1998

Dear Mr Maloney

**GAS SUPPLY ACT 1996**

**NOTICE OF VARIATION TO THE CONDITIONS OF  
ELGAS RETICULATION PTY LTD'S DISTRIBUTOR'S LICENCE**

I hereby advise that I have varied the conditions of Elgas Reticulation Pty Ltd, ACN 003 056 755, Distributor Licence in the following manner:

replace within the existing condition 3(e) the words:

*"within 5km of Katoomba Post Office"*

with the words:

*"within 10km of Katoomba Post Office".*

Yours sincerely

A handwritten signature in black ink, appearing to read 'Bob Debus', written over a white background.

**Bob Debus**



Mr Ian Maloney  
General Manager, Commercial  
Elgas Reticulation Pty Ltd  
PO Box 818  
MILSONS POINT NSW 2061

Our Ref: 11172

Dear Mr Maloney

30 APR 1997

**GAS SUPPLY ACT 1996**

**NOTICE OF VARIATION TO THE CONDITIONS OF  
ELGAS RETICULATION PTY LTD DISTRIBUTOR'S LICENCE**

I hereby advise that I have varied the conditions of Elgas Reticulation Pty Ltd's Distributor's Licence in the following manner:

Add the following condition under the heading LIMITATION ON SUPPLY;

- "3 (e) The areas contained within:
- the Kosciusko National Park;
  - 10km of Cooma Post Office;
  - 5km of Jindabyne Post Office;
  - 5km of Ballina Post Office;
  - 5km of Scone Post Office;
  - 5km of Singleton Post Office;
  - 5km of Caves Beach beach;
  - 5km of Bonnells Bay Primary School;
  - 5km of Dudley Primary School;
  - 5km of Swansea Post Office;
  - 5km of Nelson Bay Post Office;
  - 5km of Katoomba Post Office;
  - 5km of Lawson Station;
  - 5km of Wentworth Falls Station;
  - 5km of Taree Post Office;
  - 5km of Tuncurry Post Office;
  - the Nova Glade Resort, Good Hope;"

Yours sincerely

Michael Egan  
Minister for Energy



Mr Ian Maloney  
General Manager, Commercial  
Elgas Reticulation Pty Ltd  
PO Box 818  
MILSONS POINT NSW 2061

17 MAR 1997

Dear Mr Maloney

**GAS SUPPLY ACT 1996**

**NOTICE OF VARIATION TO THE CONDITIONS OF  
ELGAS RETICULATION PTY LTD DISTRIBUTOR'S LICENCE**

I hereby advise that I have varied the conditions of Elgas Reticulation Pty Ltd distributor's licence in the following manner:

New Condition

The addition of a new condition under the heading "LIMITATION ON SUPPLY";

- 3 (d) the area contained within a radius of 10 kilometres from the Dubbo Post Office as located on 1 January 1997.

Yours sincerely

A handwritten signature in black ink, appearing to read 'C. Scully', written over a vertical line that extends downwards.

**Carl Scully MP**  
Acting Minister for Energy

Authorisation Granted  
to Bega-Elgas Limited  
under the Gas Act 1986

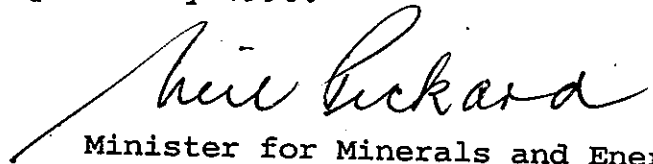
GAS ACT 1986

AUTHORISATION TO RETICULATE GAS

I, Neil Edward William Pickard, Minister for Minerals and Energy, pursuant to the powers conferred on me by the Gas Act 1986, hereby authorise Bega-Elgas Limited, a wholly owned subsidiary of Elgas Limited (hereinafter called "the Gas Distributor") to reticulate gas subject to the conditions specified in Schedule 1 hereto.

This authorisation commences on 20 July 1990.

Dated at Sydney this 18<sup>th</sup> day of July 1990.

A handwritten signature in cursive script, reading "Neil Pickard". The signature is written in dark ink and is positioned above the printed name of the Minister.

Minister for Minerals and Energy



## SCHEDULE 1

### CONDITIONS OF AUTHORISATION

#### DEFINITIONS

1. In these conditions, except to the extent that the context or subject-matter otherwise indicates or requires:

"authorised area" means the geographical localities referred to in condition 3;

"contract gas user" means any gas user contracting to purchase 1000 gigajoules or more per annum;

"Gas Council" means the Gas Council of New South Wales constituted by the Gas Act 1986;

"gas distributor" means Elgas Reticulation Pty Limited;

"gas supply business" means the procurement and storage by the gas distributor of gas and its distribution and supply by the gas distributor through pipes to gas users in the authorised area; the provision of remedial and other services to gas users in the authorised area in furtherance of the use of gas or gas fittings and, to the extent that they are undertaken for the purpose of those activities, includes the design, procurement, provision, installation, testing, commissioning, maintenance, repair, replacement and operation of any plant and machinery, including meters and associated controls, pipework and transport, but does not include appliance retailing, installation, maintenance and servicing, or information systems not directly related to those activities;

"relevant year" means a financial year commencing on 1 July;

"tariff gas user" means any gas user consuming less than 1000 gigajoules per annum.

2. Where, in these conditions, any obligation of the gas distributor is required to be performed within a specified time limit that obligation continues after that time limit if the gas distributor fails to comply with that obligation within that time limit.

#### LIMITATION ON SUPPLY

3. The gas distributor is only authorised to engage in the reticulation of liquefied petroleum gas (LPG and TLP) such reticulation to be limited to -
  - (a) the area contained within a radius of 10 kilometres from the Bega Post Office as located on 1 April 1989; and

- (b) the area of the Housing Commission estate located in Coledale, a suburb of Tamworth, being the area shown by blue edging on the diagram hereto marked "A"; and
- (c) the area contained within a radius of 10 kilometres from the Lismore Post Office as located on 1 July 1992.

## TARIFF STRUCTURES

- 4. The prices charged by the gas distributor for reticulated gas supplied to tariff gas users in each geographical locality in the authorised area must be in accordance with such tariffs as may be fixed from time to time by the gas distributor and must be so framed as to show how charges are to be made as well as the prices to be charged.
- 5. The gas distributor must in respect of the reticulated gas supply in each geographical locality in the authorised area:
  - (1) within four months after the date on which this amendment comes into force, prepare statements explaining the nature of service, connection fees, tariff structures, methods by which and principles on which the tariffs are determined and procedures for payment of gas bills (including guidance to domestic tariff gas users if they have difficulty in paying); and
  - (2) send a copy of any such statement and each revision of it to the Gas Council; and
  - (3) make available for inspection a copy of each statement in its latest form to members of the public at its offices during its normal opening hours; and
  - (4) give or send a copy of each such statement in its latest form to any person requesting it.

## TARIFF CHANGES

- 6. In respect of the reticulated gas supply, prior to any new tariffs being introduced in a geographical locality in the authorised area the gas distributor must -
  - (1) publish by way of advertisements in a newspaper or newspapers circulating in that locality or by notice served on each tariff gas user in that locality, a schedule of the prices to be charged to the various classes of tariff gas users and the effective dates of those prices; and
  - (2) send a copy of that schedule to the Gas Council.

## FINANCIAL INFORMATION

7. The gas distributor must as soon as is reasonably practicable and in any case not less than three months after the end of each relevant year forward to the Gas Council a copy of the management accounts relating to each geographical locality in the authorised area.
8. The gas distributor must as soon as is reasonably practicable and in any case not less than four months after the end of each calendar year forward to the Gas Council a copy of the financial statements of Auscom Holdings Pty Limited prepared and audited in accordance with the Corporations Law.

## STATISTICAL INFORMATION

9. (1) The gas distributor must keep, in respect of its gas supply business for each geographical locality in the authorised area, records for each relevant year, showing details of its undertakings including the following:
  - Quantity of gas purchased, manufactured and reticulated.
  - Statistics on gas sales, revenues and numbers of gas users by domestic tariff, other tariff and contract classes.
  - Kilometres of gas mains.
  - Peak demand quantities.
  - Work code statistics resulting from gas user inquiries and complaints.
  - Numbers of new connections and disconnections.
  - Statistics relating to tariff rebates, tariff concessions granted and other community service obligations performed.
- (2) Not later than three months after the end of each relevant year the gas distributor must forward to the Gas Council a copy of the records kept under paragraph (1).

## GAS DISTRIBUTOR TO NOTIFY GAS COUNCIL OF CESSATION OR REDUCTION IN ACTIVITIES

10. The gas distributor must, where practicable, give the Gas Council at least 12 months' notice in writing of a substantial decrease in the extent of, or a cessation of, its activities in the course of engaging in the reticulation of gas in a geographical locality in the authorised area.

## SAFE GAS SUPPLY SYSTEM

11. It is the duty of the gas distributor to develop and maintain a safe system of reticulated gas supply in each geographical locality in the authorised area and take all reasonable steps to protect the public from dangers arising from the distribution, supply or use of gas.

## **EMERGENCY SERVICE**

12. The gas distributor must, in respect of reticulated gas supply in each geographical locality in the authorised area:
- (1) provide an effective and continuously attended service for the receipt, by telephone, of reports of escapes of gas supplied, or believed to be supplied, by the gas distributor; and
  - (2) make effective arrangements for the receipt at the gas distributor's offices during its normal opening hours of such reports made in person; and
  - (3) ensure that adequate publicity is given of the ways in which it can be contacted for the purpose of reporting such escapes; and
  - (4) make available when requested by any person details of its emergency service, stating that the gas distributor will make safe, whether by discontinuing the supply of gas or otherwise, free of charge all escapes of gas which it supplies and the extent to which a gas user may be liable for the costs of repairs associated with an escape.

## **ENVIRONMENTAL PROTECTION**

13. Subject to the duties specified in the Gas Act 1986 and condition 11, it is the duty of the gas distributor in conducting its reticulated gas activities to take such steps as are reasonable and practicable to minimise any adverse environmental effects of those activities.

## **REVIEW OF GAS RETICULATION SYSTEM IN LISMORE**

14. The gas distributor is required to review the Lismore reticulation system and make any necessary modifications to it so as to ensure that, by no later than 1 January 1994, the system complies with all standards prescribed by the Act and Regulations made under it. This condition does not in any way limit the gas distributor's obligations under Condition 11.

## SCHEDULE 1

### CONDITIONS OF AUTHORISATION

1. The Gas Distributor can supply gas only within the area contained within a radius of 10 kilometres from the Bega Post Office as located on 1 April 1989.
2. It is the duty of the Gas Distributor to develop and maintain a safe system of gas supply.
3. Subject to the duties specified in the Gas Act 1986 and Condition 2, it is the duty of the Gas Distributor in conducting its gas activities to take such steps as are reasonable and practicable to minimise any adverse environmental effects of those activities.
4. The Gas Distributor must perform and fulfill its duties and obligations according to the terms of the executed and approved deed of agreement between the Gas Distributor and the Council of the Shire of Bega Valley and must continue to do so until that deed is lawfully terminated.
5. (1) The Gas Distributor must keep, in respect of its Gas Supply Business, records for each year commencing 1 July, showing details of its undertakings including the following:
  - Quantity of gas purchased, manufactured and reticulated.
  - Statistics on gas sales, revenues and numbers of gas users by domestic tariff, other tariff and contract classes.
  - Kilometres of gas mains.
  - Peak demand quantities.
  - Work code statistics resulting from gas user inquiries and complaints.
  - Numbers of new connections and disconnections.
  - Statistics relating to tariff rebates, tariff concessions granted and other community service obligations performed.
- (2) Not later than 3 months after the end of each Relevant Year the Gas Distributor must forward to the Gas Council of New South Wales a copy of the records kept under paragraph (1).



**TAMWORTH**

**AUTHORISED  
ALERT.**

Diagram attached to the amendment made by the Gas Council on ..... 1992 pursuant to section 16 of the Gas Act 1986 to the authorisation held by Elgas Reticulation Pty Limited (formerly Bega Elgas Pty Limited) showing by black hatching the area of the Housing Commission estate located in Coledale, a suburb of Tamworth, in which the company is authorised to reticulate liquefied petroleum gas.