

South Australia

# **National Energy Retail Law (Local Provisions) (Tariff Structures) Variation Regulations 2020**

under the *National Energy Retail Law (South Australia) Act 2011*

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## **Part 1—Preliminary**

### **1—Short title**

These regulations may be cited as the *National Energy Retail Law (Local Provisions) (Tariff Structures) Variation Regulations 2020*.

### **2—Commencement**

These regulations come into operation on the day on which they are made.

### **3—Variation provisions**

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

## **Part 2—Variation of *National Energy Retail Law (Local Provisions) Regulations 2013***

### **4—Insertion of regulation 6A**

After regulation 6 insert:

#### **6A—Tariff structures**

- (1) Section 22(1a) of the *National Energy Retail Law (South Australia)* applies in relation to South Australia.

- (2) The following tariff structures are prescribed for the purposes of section 22(1a)(c) of the *National Energy Retail Law (South Australia)*:
- (a) in the case of a residential customer—
    - (i) the time of use tariff structure applying under the residential time of use tariff published by SA Power Networks; and
    - (ii) the demand tariff structure applying under the residential prosumer tariff published by SA Power Networks;
  - (b) in the case of a business customer who consumes energy at business premises below the upper consumption threshold—
    - (i) the small business time of use tariff structure published by SA Power Networks; and
    - (ii) the small business time of use with demand tariff structure published by SA Power Networks;
  - (c) in the case of an eligible retailer—a tariff structure determined by the retailer.
- (3) A retailer's standing offer need only include 1 of the tariff structures prescribed by subregulation (2)(a) and 1 of the tariff structures prescribed by subregulation (2)(b), as determined by the retailer.
- (4) In this regulation—
- eligible retailer*** means a retailer that the Minister is satisfied—
- (a) has a generally available market offer that provides efficient signals to customers about when to use energy; and
  - (b) is using its best endeavours to market that generally available market offer to customers.

**Note—**

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

**Made by the Governor**

with the advice and consent of the Executive Council  
on

No            of 2020