Western Australia

National Gas Access (WA) (Act Amendment) Regulations (No. 2) 2023

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National Gas Access (WA) (Act Amendment) Regulations (No. 2) 2023

Made by the Governor in Executive Council.

1. Citation

These regulations are the *National Gas Access (WA) (Act Amendment) Regulations (No. 2) 2023*.

2. Commencement

These regulations come into operation as follows —

(a) regulations 1 and 2 — on the day on which these regulations are published on the WA legislation website;

(b) the rest of the regulations — on the day on which the *National Gas Access (WA) Adoption of Amendments Order (No. 2) 2023* clause 3 comes into operation.

3. Schedule 1 of the Act amended

These regulations amend the *National Gas Access (WA) Act 2009* Schedule 1.

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4. Clause 5A inserted

After clause 5 insert:

5A. Section 23A modified

In section 23A delete "Without limiting Part 3 of the *National Gas (South Australia) Act 2008* of South Australia," and insert:

Without limiting the *National Gas Access (WA) Act 2009* Part 3,

5. Clause 13A inserted

After clause 13 insert:

13A. Section 294FC modified

(1) In section 294FC(1):

(a) delete "this section—" and insert:

the *National Gas (South Australia) Law* (South Australia) section 294FC —

(b) in paragraph (c) delete "of the enactment of the *Statutes Amendment (National Energy Laws) (Emissions Reduction Objectives) Act 2023* of South Australia." and insert:

of —

(i) the enactment of the *Statutes Amendment (National Energy Laws) (Emissions Reduction Objectives) Act 2023* (South Australia); or

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(ii) the amendment of this Law by virtue of the *National Gas Access (WA) Adoption of Amendments Order (No. 2) 2023* clause 3 (the ***adopting clause***).

(2) In section 294FC(8) insert in alphabetical order:

South Australian Minister means the Minister in right of the Crown of South Australia administering the *National Gas (South Australia) Act 2008* (South Australia) Part 2.

(3) In section 294FC(8) in the definition of ***amended objective*** delete "commencement of this section." and insert:

coming into operation of the adopting clause;

6. Clause 18 amended

After clause 18(6) insert:

(7) In Schedule 3 clause 133 delete the definition of ***amending Act***.

(8) In Schedule 3 clause 133 insert in alphabetical order:

adopting clause means the *National Gas Access (WA) Adoption of Amendments Order (No. 2) 2023* clause 3;

(9) In Schedule 3 clause 133 in the definition of ***amended objective*** delete "commencement of this clause;" and insert:

coming into operation of the adopting clause;

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(10) In Schedule 3 clause 134:

(a) in subclause (2) delete "Despite section 14 of the amending Act—" and insert:

Despite the coming into operation of the adopting clause —

(b) in subclause (2)(a) delete "that section" and insert:

the adopting clause

(c) in subclause (2)(a) delete "commencement of this clause; and" and insert:

coming into operation of the adopting clause; and

(d) in subclause (3)(a) delete "commencement of this clause" and insert:

coming into operation of the adopting clause

(11) In Schedule 3 clause 135(2) delete "commencement of this clause," and insert:

coming into operation of the adopting clause,

(12) In Schedule 3 clause 136(1) and (2) delete "commencement of this clause," and insert:

coming into operation of the adopting clause,

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(13) In Schedule 3 clause 138(1) and (2) delete "commencement of this clause—" and insert:

coming into operation of the adopting clause —

Clerk of the Executive Council

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