

South Australia

**Electricity (Renewable Energy) Amendment  
Bill 2010**

A BILL FOR

An Act to amend the *Electricity Act 1996*.

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## The Parliament of South Australia enacts as follows:

### Part 1—Preliminary

#### 1—Short title

This Act may be cited as the *Electricity (Renewable Energy) Amendment Act 2010*.

#### 2—Commencement

- 5 This Act will come into operation on 1 January 2011.

#### 3—Amendment provisions

In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

### Part 2—Amendment of *Electricity Act 1996*

#### 10 4—Amendment of section 36AC—Interpretation

Section 36AC, definition of *qualifying generator*—delete the definition and substitute:

*qualifying generator* means—

- 15 (a) a small photovoltaic generator—
  - (i) that is operated by a qualifying customer; and
  - (ii) that complies with *Australian Standard—AS 4777* (as in force from time to time or as substituted from time to time); and
  - 20 (iii) that is connected to a distribution network in a manner that allows electricity generated by the small photovoltaic generator to be fed into the network; or

- (b) a wind turbine generator—
- (i) that is operated by a qualifying customer; and
  - (ii) that complies with any standard prescribed by the regulations for the purposes of this definition; and
  - 5 (iii) that is connected to a distribution network in a manner that allows electricity generated by the wind turbine generator to be fed into the network; or
- (c) any other generator that generates electricity from a renewable energy source—
- 10 (i) that is operated by a qualifying customer; and
  - (ii) that complies with any standard prescribed by the regulations for the purposes of this definition; and
  - 15 (iii) that is connected to a distribution network in a manner that allows electricity generated by the generator to be fed into the network,

other than where the distribution network is an excluded network;

*renewable energy source* means any of the following:

- (a) solar;
- (b) wind;
- 20 (c) any other source brought within the ambit of this definition by the Minister by notice published in the Gazette;

### **5—Amendment of section 36AD—Feeding-in of electricity to networks by domestic customers**

(1) Section 36AD(1)(b)—delete paragraph (b) and substitute:

- 25 (b) credit against the charges payable by the qualifying customer for the supply of electricity to the qualifying customer the amount of \$0.50 per kWh for any electricity generated by the qualifying generator of the qualifying customer (after taking into account the operation of subsections (2), (3) and (4)); and

30 (2) Section 36AD(2)(b)(i)—delete "fed into the distribution network by" and substitute:  
generated by the qualifying generator of

(3) Section 36AD(2)(b)(ii)—delete "fed into the distribution network" and substitute:  
generated by the qualifying generator

35 (4) Section 36AD(3)—delete "fed into the distribution network" and substitute:  
generated by the qualifying generator of the qualifying customer

### **6—Amendment of section 36AE—Expiry of scheme**

Section 36AE—delete "fed into a distribution network" and substitute:  
generated

## Schedule 1—Transitional provision

### 1—Transitional provision

The amendments made by this Act will apply to electricity generated by a qualifying generator under section 36AC of the *Electricity Act 1996* after the commencement of this Act.

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