



## MESSAGE No. 44

Mr Speaker

The Legislative Council acquaints the Legislative Assembly that it has agreed to the *Gas Supply (Gas Quality Specifications) Bill 2009* subject to the amendments contained in the Schedule annexed; in which amendments the Legislative Council desires the concurrence of the Legislative Assembly.

A handwritten signature in blue ink, consisting of several loops and a long horizontal stroke at the end.

Hon Barry House  
President of the Legislative Council

Legislative Council Chamber  
Perth, 22 October 2009

*Schedule indicating the amendments made by the Legislative Council in the Gas Supply (Gas Quality Specifications) Bill 2009*

**No. 1**

Page 3, lines 1 and 2 — To delete the lines and insert —

***Gas Access Law*** means —

- (a) the National Gas Access (Western Australia) Law, the Rules made under that Law and the regulations made under the *National Gas Access (WA) Act 2009*; or
- (b) the Gas Pipelines Access (Western Australia) Law, and the regulations, in force under the *Gas Pipelines Access (Western Australia) Act 1998* before the commencement of the *National Gas Access (WA) Act 2009* section 30;

**No. 2**

Page 4, lines 25 to 28 — To delete the lines and insert —

***pipeline service*** has the meaning given in the National Gas Access (Western Australia) Law section 2;

**No. 3**

Page 5, lines 16 and 17 — To delete the lines.

**No. 4**

Page 6, line 17 — To insert after “gas transmission pipeline” —

or a part of a gas transmission pipeline

**No. 5**

Page 6, after line 21 — To insert —

- (3) In this Act, a reference to a gas transmission pipeline includes a reference to a part of a gas transmission pipeline when the context requires.

**No. 6**

Page 13, lines 4 to 9 — To delete the lines and insert —

(b) provide for disputes about —

- (i) the relevant effects on the capacity of a PIA pipeline; or
- (ii) the effects on users' rights (under pipeline services agreements) resulting from the way in which the relevant effects on the capacity of the pipeline were or were not dealt with in the pipeline impact agreement,

to be resolved by the determination of an expert chosen in accordance with the regulations and for such determinations to be final and binding on the parties to the dispute;

**No. 7**

Page 24, line 8 — To delete "Part 1A;" and insert —

Part 2;

**No. 8**

Page 24, after line 8 — To insert —

***Director*** means the Director of Energy Safety referred to in the *Energy Coordination Act 1994* section 5;

**No. 9**

Page 24, line 21 — To delete "by the Minister".

**No. 10**

Page 25, line 12 — To delete "Coordinator" and insert —

Director

**No. 11**

Page 25, line 20 — To delete "Coordinator" and insert —

Director

**No. 12**

Page 25, line 21 — To delete "Coordinator," and insert —

Director,

**No. 13**

Page 26, line 7 — To delete “Coordinator” and insert —

Director

**No. 14**

Page 26, line 18 — To delete “Coordinator” and insert —

Director

**No. 15**

Page 26, line 20 — To delete “Coordinator” and insert —

Director

**No. 16**

Page 34, lines 9 to 11 — To delete the clause.

**No. 17**

Page 34, after line 8 — To insert —

**37. Act amended**

This Division amends —

- (a) if this section comes into operation before the day on which the *National Gas Access (WA) Act 2009* section 26 comes into operation — the *Gas Pipelines Access (Western Australia) Act 1998*; or
- (b) otherwise — the *Gas Pipelines Access (Western Australia) Act 1998* (as amended by the *National Gas Access (WA) Act 2009* and cited as the *Energy Arbitration and Review Act 1998*).



Clerk of the Legislative Council