

ENERGY AND LAND LEGISLATION AMENDMENT (ENERGY SAFETY) BILL 2025

(Amendments made by the Legislative Council)

1. Clause 1, page 3, after line 13 insert—
 "(ea) to amend the **Electricity Industry Act 2000** to enable licensees that sell electricity to more than 5000 customers, rather than the Essential Services Commission, to set the rate or rates at which those licensees purchase small renewable energy generation electricity from customers; and".
2. Clause 2, line 17, after "7" insert ", 7A".

NEW CLAUSES

3. Insert the following New Part after Part 7—

'Part 7A—Amendment of Electricity Industry Act 2000

97A Section 40FBA substituted

For section 40FBA of the **Electricity Industry Act 2000** substitute—

"40FBA Rates for purchases of small renewable energy generation electricity

For the purposes of section 40FB(2)(a), in each financial year the amount to be credited against the charges payable to a relevant licensee by a customer who is a relevant generator is the amount determined at the rate or rates published as part of the general renewable energy feed-in terms and conditions under section 40G."

97B Section 40FBB repealed

Section 40FBB of the **Electricity Industry Act 2000** is repealed.

97C Retailer licence condition relating to purchase of small renewable energy generation electricity

- (1) For section 40G(1)(a) of the **Electricity Industry Act 2000** substitute—

"(a) to publish general renewable energy feed-in terms and conditions including, but not limited to, a rate or rates for the purposes of section 40FBA; and".

- (2) After section 40G(1) of the **Electricity Industry Act 2000** insert—

"(1A) A rate included in the general renewable energy feed-in terms and conditions for the purposes of section 40FBA must not be less than \$0.00 per kilowatt-hour."

97D New section 124 inserted

After section 123 of the **Electricity Industry Act 2000** insert—

"124 Savings provision—Energy and Land Legislation Amendment (Energy Safety) Act 2025

- (1) Despite the amendments made to this Act by Part 7A of the amending Act, the rate or rates applying for the 2024 financial year under section 40FBA (as in force immediately before the commencement of section 97A of the amending Act) for the purposes of section 40FB(2)(a) are taken to continue to apply until 30 June 2025 for the purposes of section 40FB(2)(a).
- (2) This section does not affect or take away from the **Interpretation of Legislation Act 1984**.
- (3) In this section—

amending Act means the **Energy and Land Legislation Amendment (Energy Safety) Act 2025**."

AMENDMENT OF LONG TITLE

4. Long title, omit "and the **Land Act 1958**" and insert ", the **Land Act 1958** and the **Electricity Industry Act 2000**".

Certified -

Clerk of the Legislative Council