



Draft National Electricity Amendment (Transparency of new projects) Rule 2019

under the National Electricity Law to the extent applied by:

- (a) the National Electricity (South Australia) Act 1996 of South Australia;
- (b) the Electricity (National Scheme) Act 1997 of the Australian Capital Territory;
- (c) the Electricity - National Scheme (Queensland) Act 1997 of Queensland;
- (d) the Electricity - National Scheme (Tasmania) Act 1999 of Tasmania;
- (e) the National Electricity (New South Wales) Act 1997 of New South Wales;
- (f) the National Electricity (Victoria) Act 2005 of Victoria;
- (g) the National Electricity (Northern Territory) (National Uniform Legislation) Act 2015 of the Northern Territory; and
- (h) the Australian Energy Market Act 2004 of the Commonwealth.

The Australian Energy Market Commission makes the following Rule under the National Electricity Law.

John Pierce
Chairman
Australian Energy Market Commission

Draft National Electricity Amendment (Transparency of new projects) Rule 2019

1 Title of Rule

This Rule is the *Draft National Electricity Amendment (Transparency of new projects) Rule 2019*.

2 Commencement

Schedule 1 of this Rule commences operation on [31 October 2019].

Schedules 2, 3 and 4 of this Rule commence operation on [2 December 2019].

3 Amendment to the National Electricity Rules

The National Electricity Rules are amended as set out in Schedule 1.

4 Amendment to the National Electricity Rules

The National Electricity Rules are amended as set out in Schedule 2.

5 Amendment to the National Electricity Rules

The National Electricity Rules are amended as set out in Schedule 3.

6 Savings and Transitional Amendment to the National Electricity Rules

The National Electricity Rules are amended as set out in Schedule 4.

Schedule 1 Amendment to the National Electricity Rules

(Clause 3)

[1] Rule 2.7 Intention to Commence Activities or Functions

Omit clause 2.7(b) and substitute:

- (b) *AEMO*:
- (1) may from time to time require a person registered by *AEMO* as an *Intending Participant* to satisfy *AEMO* that it continues to meet the criteria for registration in clause 2.7(a) (the **registration criteria**); and
 - (2) must, no less than annually, conduct a review of the registration status of *Intending Participants* to determine if they continue to meet the registration criteria.
- (b1) If an *Intending Participant* is unable to satisfy *AEMO* that it continues to meet the registration criteria then it will cease to be registered as an *Intending Participant* on the date specified by *AEMO* by written notice to the *Intending Participant* concerned.

[2] Clause 3.13.3 Standing data

After clause 3.13.3(k)(3), insert:

Note

In accordance with clause 3.13.3(r), *project developers* who are not otherwise *Registered Participants* may request from *AEMO* the information set out in clauses 3.13.3(k)(1)-(3) and must treat such information as *confidential information* under clause 3.13.3(l)(3).

[3] Clause 3.13.3 Standing data

After clause 3.13.3(q), insert:

- (r) For the purposes of clauses 3.13.3(k), (k1), (l), (11) and (p1) only, *project developers* who are not otherwise *Registered Participants* are deemed to be *Registered Participants*.

[4] Clause 8.6.1A Application

In clause 8.6.1A, omit the words "and *Third Party B2B Participants*" and substitute ", *Third Party B2B Participants* and *project developers*".

[5] Chapter 10 New definition

In Chapter 10, insert the following definition in alphabetical order:

project developer

A person who can demonstrate, to *AEMO*'s reasonable satisfaction, that it intends to develop *plant* to be *connected* to the *transmission or distribution system* in respect of which another person (other than an *intermediary*) must or may be registered as a *Registered Participant*.

[6] Chapter 10 Amended definition

In the definition of "***Registered Participant***" in Chapter 10, omit paragraphs (d) to (f) and substitute:

- (d) as set out in clause 3.13.3(r), for the purposes of some provisions of clause 3.13.3 only, *project developers* who are not otherwise *Registered Participants* are also deemed to be *Registered Participants*;
- (e) as set out in clause 8.2.1(a1) and 8.2A.2(b), for the purposes of some provisions of rule 8.2 only, *AEMO*, *Connection Applicants*, *Metering Providers*, *Metering Data Providers*, *Third Party B2B Participants* and *B2B Change Parties* who are not otherwise *Registered Participants* are also deemed to be *Registered Participants*;
- (f) as set out in clause 8.6.1A, for the purposes of Part C of Chapter 8 only, *Metering Providers*, *Metering Data Providers*, *Third Party B2B Participants* and *project developers* who are not otherwise *Registered Participants* are also deemed to be *Registered Participants*; and
- (g) as set out in clause 4.8.12(a3), for the purposes of Part C of Chapter 8 only, *Jurisdictional System Security Coordinators* are also deemed to be *Registered Participants*.

Schedule 2 Amendment to the National Electricity Rules

(Clause 4)

[1] New Rule 3.7F Generator information page

3.7F Generator information page

- (a) *AEMO* must establish, maintain and publish on its website an information resource to inform *Registered Participants* and other interested persons of the extent and nature of *plant connected*, or proposed to be *connected*, to the *national grid*.

Content of generator information page

- (b) The *generator information page* must contain at least the following information:
- (1) a list of all *scheduled generating units*, *semi-scheduled generating units* and *non-scheduled generating units*, including information on their respective capabilities and whether the *generating units* are in service;
 - (2) a list of *generating units* for which formal commitments have (and have not) been made for construction or installation, to the extent it is reasonably practicable to do so; and
 - (3) *key connection information* received under clause 5.3.8(d1).
- (c) *AEMO* must:
- (1) publish the information contained on the *generator information page* separately for each *region*; and
 - (2) update the information contained on the *generator information page* no less than quarterly.

Generator information guidelines

- (d) *AEMO* must develop, publish on its website and maintain, in accordance with the *Rules consultation procedures*, guidelines in relation to the *generator information page*, which must include:
- (1) the scope and type of information to be included on the *generator information page* and the source of that information;
 - (2) the intervals for updating the *generator information page*; and
 - (3) the manner, timing, and form in which *key connection information* is to be provided by *Network Service Providers* to *AEMO* under clause 5.3.8(d1).

- (e) *AEMO* may make minor or administrative amendments to the *generator information guidelines* without complying with the *Rules consultation procedures*.

[2] Clause 5.3.8 Provision and use of information

After clause 5.3.8(d), insert:

- (d1) A *Network Service Provider* must provide *key connection information* received:
 - (1) in a valid *connection* enquiry under rule 5.3;
 - (2) in a valid *application to connect* under rule 5.3; and
 - (3) under paragraphs (d3) and (e),to *AEMO* in accordance with the *generator information guidelines*.
- (d2) *AEMO* must publish *key connection information* received under paragraph (d1) on the *generator information page*.
- (d3) If a *Connection Applicant* becomes aware of any material change to *key connection information* contained in or relevant to a *connection* enquiry under rule 5.3 following receipt of the response from the *Network Service Provider* under clause 5.3.3, that *Connection Applicant* must promptly notify the *Network Service Provider* of that change.

Schedule 3 Amendment to the National Electricity Rules

(Clause 5)

[1] Chapter 10 New definitions

In Chapter 10, insert the following definitions in alphabetical order:

generator information page

The information resource established, maintained and published by *AEMO* under rule 3.7F.

generator information guidelines

The guidelines developed, published and maintained by *AEMO* under clause 3.7F(d).

key connection information

The following information in respect of a proposed *connection*, or modification of an existing *connection*, of *plant* to the *national grid*:

- (a) name of the proponent of the *connection*;
- (b) type of *plant* (e.g. gas turbine *generating unit*);
- (c) site location or preferred site location;
- (d) maximum power *generation* or demand of whole *plant*;
- (e) forecast completion date of the proposed *connection*; and
- (f) technology of proposed generating unit (e.g. *synchronous generating unit*, induction generator, photovoltaic array, etc).

Schedule 4 Savings and Transitional Amendment to the National Electricity Rules

(Clause 6)

[1] New Part [ZZZT] Transparency of new projects

After Part [ZZZS], insert:

Part [ZZZT] Transparency of new projects

11.11[7] Rules consequential on the making of the National Electricity Amendment (Transparency of new projects) Rule 2019

11.11[7].1 Definitions

For the purposes of this rule 11.11[7]:

Amending rule means the National Electricity Amendment (Transparency of new projects) Rule 2019.

early connection information means *key connection information* received by a *Network Service Provider* in:

- (1) a *connection* enquiry under rule 5.3; or
- (2) in an *application to connect* under rule 5.3,

prior to the effective date.

commencement date means 31 October 2019, being the date of commencement of Schedule 1 of the Amending Rule.

effective date means 20 February 2020.

11.11[7].2 Review of Intending Participant registration status

AEMO must conduct the first annual review of the registration status of *Intending Participants* under clause 2.7(b)(2) by 1 December 2019.

11.11[7].3 Generator information page

AEMO is not required to comply with clause 3.7F(a) until 27 February 2020.

11.11[7].4 Generator information guidelines

- (a) The first *generator information guidelines* must be developed and published by *AEMO* by 6 February 2020.
- (b) When developing the first *generator information guidelines* under paragraph (a), *AEMO* must comply with the *Rules consultation procedures*, except that rule 8.9 is to be read as if:

- (1) paragraphs (g) to (j) do not apply;
 - (2) paragraph (k)(4) does not apply;
 - (3) paragraph (k)(5) is amended to read "summaries of each issue, that the *consulting party* reasonably considers to be material, contained in valid written submissions received from Consulted Persons or in meetings, and the *consulting party's* responses to each such submission"; and
 - (4) the references in paragraphs (m) and (n) to "the procedures set out in this clause" are to be read as if they were references to "the procedures set out in this clause, as amended by clause 11.11[7].4(b)".
- (c) *Network Service Providers* are not required to comply with clause 5.3.8(d1) and the *generator information guidelines* until the effective date.
- (d) The *generator information guidelines* may only require *Network Service Providers* to provide early connection information to *AEMO* to the extent that:
- (1) such information was received by the *Network Service Provider* after the commencement date; and
 - (2) the relevant *Connection Applicant* that disclosed the information to the *Network Service Provider* consents to its disclosure to *AEMO*.