

**Reprint  
as at 20 December 2010**



**Electricity (Levy of Industry  
Participants) Amendment  
Regulations 2008**

(SR 2008/71)

Electricity (Levy of Industry Participants) Amendment Regulations 2008:  
revoked, on 20 December 2010, pursuant to regulation 14 of the Electricity  
Industry (Levy of Industry Participants) Regulations 2010 (SR 2010/457).

Anand Satyanand, Governor-General

**Order in Council**

At Wellington this 17th day of March 2008

Present:

The Right Hon Helen Clark presiding in Council

Pursuant to sections 172ZC and 172ZE of the Electricity Act 1992,  
His Excellency the Governor-General, acting on the advice and with

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**Note**

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989  
have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together  
with other explanatory material about this reprint.

**These regulations are administered by the Ministry of Economic Development.**

the consent of the Executive Council and on the recommendation of the Minister of Energy, makes the following regulations.

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### Regulations

- 1 Title**  
These regulations are the Electricity (Levy of Industry Participants) Amendment Regulations 2008.
- 2 Commencement**  
These regulations come into force on 1 May 2008.
- 3 Principal regulations amended**  
These regulations amend the Electricity (Levy of Industry Participants) Regulations 2005.
- 4 Interpretation**
  - (1) The definition of **consumer connection** in regulation 4(1) is amended by omitting “as ‘ready’ , ‘active’ , and ‘ICP’ are defined in Schedule E2 of Part E of the rules” and substituting “as ‘ready’ and ‘active’ are defined in rule 4 of Schedule E1 of Part E of the rules and ‘ICP’ is defined in Part A of the rules”.
  - (2) The definition of **direct consumer** in regulation 4(1) is revoked.
  - (3) Regulation 4(1) is amended by inserting the following definition in its appropriate alphabetical order:

- “**Estimates** has the meaning set out in section 2(1) of the Public Finance Act 1989; and includes the Supplementary Estimates (within the meaning of that section)”.
- (4) The definition of **market operations** in regulation 4(1) is amended by adding the following paragraph:  
“(e) Part J, Reconciliation, of the rules”.
- (5) The definition of **retailer** in regulation 4(1) is revoked and the following definition substituted:  
“**retailer** means a purchaser who supplies electricity to a consumer or to another retailer”.
- 5 Calculation of each participant’s monthly instalment**  
The item relating to market operations in the table in regulation 9(2) is amended by omitting “ $C_{im}/12$ ”.
- 6 Reconciliation of levy after end of financial year on basis of reconciled figures**  
Regulation 12(1) is amended by omitting “rules 11.4 to 11.7 or rule 12.2 or rule 12.3 of Section VI (Reconciliation) of Part G (Trading arrangements)” and substituting “rules 10.4 to 10.6 or rule 11 or Schedule J4 of Part J (Reconciliation)”.

Diane Morcom,  
Clerk of the Executive Council.

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### **Explanatory note**

*This note is not part of the regulations, but is intended to indicate their general effect.*

These regulations, which come into force on 1 May 2008, amend the Electricity (Levy of Industry Participants) Regulations 2005. The amendments include—

- reflecting the inclusion of Part J (Reconciliation) in the Electricity Governance Rules; and
- making changes to various definitions; and

- omitting an unnecessary definition; and
- correcting an error in regulation 9 (which relates to the calculation of each participant's monthly instalment).

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Issued under the authority of the Acts and Regulations Publication Act 1989.  
Date of notification in *Gazette*: 20 March 2008.

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## **Notes**

### **1 *General***

This is a reprint of the Electricity (Levy of Industry Participants) Amendment Regulations 2008. The reprint incorporates all the amendments to the regulations as at 20 December 2010, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that contain transitional, savings, or application provisions that cannot be compiled in the reprint are also included, after the principal enactment, in chronological order. For more information, see <http://www.pco.parliament.govt.nz/reprints/>.

### **2 *Status of reprints***

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

### **3 *How reprints are prepared***

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not

included in Acts, and provisions that are repealed or revoked are omitted. For a detailed list of the editorial conventions, see <http://www.pco.parliament.govt.nz/editorial-conventions/> or Part 8 of the *Tables of New Zealand Acts and Ordinances and Statutory Regulations and Deemed Regulations in Force*.

#### **4 Changes made under section 17C of the Acts and Regulations Publication Act 1989**

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted. A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
  - indentation
  - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)

- position of the date of assent (it now appears on the front page of each Act)
- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
  - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
  - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

**5 *List of amendments incorporated in this reprint  
(most recent first)***

Electricity Industry (Levy of Industry Participants) Regulations 2010 (SR 2010/457): regulation 14

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