

**The Hon Penny Sharpe MLC**

Minister for Climate Change, Minister for Energy,  
Minister for the Environment, Minister for Heritage,  
Leader of the Government in the Legislative Council

Your ref: [REDACTED]  
Our ref: [REDACTED]

[REDACTED]  
Director, Gas Pipelines Team  
Australian Energy Regulator

By email: [REDACTED]

Dear [REDACTED]

Thank you for your letter regarding the Australian Energy Regulator (AER) seeking my views as to whether the APA Kurri Kurri Lateral Pipeline (KKLP) should be classified as a transmission or distribution pipeline. I appreciate you bringing this matter to my attention.

The NSW Government considers the KKLP to be a transmission pipeline under the *Pipelines Act 1967*. This is because the primary function of the KKLP is to convey gas to a market, which best fits with the classification criterion specified in s13(1)(b) of the National Gas Law and is consistent with this classification when considered against all the characteristics provided in s13(2) of the National Gas Law. On this basis, it is my view that the KKLP should be classified as a transmission pipeline.

If you have any further questions about this issue, please contact [REDACTED] Senior Manager Pipelines and Gas Networks, Department of Climate Change, Energy, the Environment and Water on [REDACTED] or at [REDACTED]

Sincerely  
[REDACTED]

**Penny Sharpe MLC**

Minister for Climate Change, Minister for Energy,  
Minister for the Environment, Minister for Heritage

4/3/25