

If you experience any issues with accessibility of this form, please email GasPipelineExemptions@aer.gov.au

Instructions

Documents required to obtain a Part 10 (Prescribed Transparency Information), Part 18A (Stand-alone Compression and Gas Storage Facilities) and/ or Part 24 (Capacity Trading Platform and Day-Ahead Auction) exemption under the National Gas Rules (NGR):

1. Complete Parts A, B and E of this form.
2. If the application is made by an authorised agent, proof of authority for the agent to act on behalf of named applicants.
3. Attach any additional information/documents that you consider substantiate that the pipeline/ transportation facility meets the criteria for the exemption.

If you are the service provider that has been granted an exemption by the AER on conditions, and you would like to apply for a variation of those conditions, complete Parts A, C and E of this form.

Please complete Parts A, D and E of this form if you are seeking to have a Part 10, Part 18A or Part 24 exemption revoked.

Application marked attention AER Gas Exemptions, can be submitted electronically to GasPipelineExemptions@aer.gov.au or by post to GPO Box 520, Melbourne, VIC 3001.

Dissemination of information provided

Fields marked with a (*) denote information that will be included on the AER's public Part 10, Part 18A and Part 24 exemption registers (as applicable). Other information provided in Sections A, B, C and D together with any appendices and attachments may also be included on the AER's public registers.

The AER will inform AEMO of any exemptions granted or revoked under Part 24 (as it is required to do under the NGR). It may also inform AEMC of any Part 10, Part 18A and Part 24 exemptions granted or revoked under the NGR.

Section E will not be made public. It will be retained for internal use by the AER only.

If you have any concerns about information to be published on the public registers or the dissemination of information to AEMO/ AEMC, please contact the AER.

Part A: Applicant and Pipeline/ Facility Information

<i>This section is common to Part 10, Part 18A and Part 24 exemption applications.</i>	
Applicant (s) – Service Provider	
*Legal Name <i>(if pipeline owned, controlled or operated by a joint venture, please also list all parties to the joint venture in an attachment)</i>	*ACN / ABN
*Trading Name <i>(if different to Legal Name)</i>	
Registered Postal Address	
Normal Business Activity	
Pipeline or facility subject to this application	
*Pipeline or Facility Name	Licence Number <i>(if applicable, attach copy of licence)</i>
Current Ownership <i>(if a joint venture, provide an attachment with list of entities)</i>	*Classification or facility type
	☐ Transmission pipeline ☐ Distribution pipeline ☐ Designated compression service facility ☐ Stand-alone compression service facility ☐ Gas storage facility ☐ Blend processing facility
*Location <i>(provide map of location as attachment)</i>	

Construction Details	Length and Diameter <i>(if pipeline)</i>
Ownership History	*Nameplate rating <i>(if transmission pipeline)</i> or *Maximum daily capacity** <i>(if distribution pipeline)</i>
Description <i>(consistent with licence, if applicable)</i>	

**Maximum daily capacity is the quantity of natural gas that can be transported through each gate station on the distribution pipeline in any 24-hour period.

Part B (1): New Part 10 exemption information

<i>Please fill Part B (1) only if applying for an exemption under Part 10.</i>	
There are 2 categories of exemption(s) under Part 10: <u>Category 1:</u> Exemption from the obligation to publish information under Subdivision 1, Division 2 of Part 10 of the NGR and exemption from the obligation to publish a user access guide (rule 105C (8) Part 11 of NGR), in relation to the pipeline. <u>Category 2:</u> Exemption from the obligation to publish financial information, historical demand information and a cost allocation methodology under rule 101D of the NGR.	
*Exemption/s sought	
☐	Category 1: The pipeline is not a <i>third-party access pipeline</i> (as defined under the NGR).
☐	Category 2: The pipeline
☐	- is a <i>single user pipeline</i> (as defined under the NGR); and / or - is a transmission pipeline with a <i>nameplate rating</i> (as defined under the NGR) of less than 10 TJ/day; or - is a distribution pipeline with a maximum daily capacity** of less than 10 TJ/day under normal operating conditions.

Part B (2): New Part 18A exemption information

Please fill Part B (2) only if applying for an exemption in relation to a Part 18A facility under Division 3 of Part 18A.

*Part 18A applies to designated and stand-alone compression service facilities, gas storage facilities and blend processing facilities. The AER must grant an exemption if the service provider demonstrates to the AER's reasonable satisfaction that the Part 18A facility is not a third-party access facility.

☐

Part 18A exemption requested: not a third-party access facility (as defined in clause 198I(4) of the NGR)

Part B (3): New Part 24 exemption information

Please fill Part B (3) only if applying for an exemption under Part 24.

There are 2 categories of exemption(s) under Part 24:

Category 1: Full exemption from provisions relating to capacity trading and the day-ahead auction (228B, 228C, 91BRR of the National Gas Law (NGL)).

Category 2: Conditional exemption from the day-ahead auction and the obligation to publish a standard Operational Transportation Service Agreement (228B of the NGL).

*Exemption/s sought

☐

Category 1: The transportation facility is not a *third-party access facility* (as defined under Part 24).

☐

Category 2: The transportation facility is:

- ☐ • a *single user facility* (as defined under Part 24); and / or
- ☐ • has a *nameplate rating* (as defined under the NGR) of less than 10TJ/day.

Distribution pipelines are exempt from obligations under Part 24. Provide evidence that the pipeline/facility is classified as a transmission pipeline.

Part B (4): Common Part 10, Part 18A and Part 24 exemption information

<i>This section is common to Part 10, Part 18A and Part 24 exemption applications.</i>					
Provide details of why the pipeline or facility meets the exemption criteria under Part 10, Part 18A and/or Part 24.					
Provide details on any current or potential third-party users and any impact the exemption(s) may have on other market participants.					
Have you previously applied for an exemption in relation to this pipeline or facility under Part 10 (or under the former Part 23), Part 18A or Part 24 of the NGR?					
☐	Yes	☐	No	If yes, date of AER letter in response to application	
Provide any further details you wish to provide, and list any supporting documents provided in support of this application. If possible, address the Part 10, Part 18A and Part 24 criteria using the same evidence.					

I confirm that I have attached all supporting documents to this application; if no, explain			
☐	Yes		
☐	No		
I declare I will notify the AER if circumstances change such that the pipeline or facility no longer qualifies for the exemption(s) under Part 10, Part 18A and/or Part 24.		☐	Yes
		☐	No

Part C: Variation of condition of existing exemption

*Do you have a current exemption under Part 10, Part 18A or Part 24? <i>Variations can only be made to existing exemptions.</i>				
☐	Yes	☐	No	If yes, date of AER approval
*Under which category(ies) does the pipeline/ facility hold an exemption?				
☐	Part 10 Category 1: The pipeline is not a <i>third-party access pipeline</i> .			
☐	Part 10 Category 2: The pipeline • is a <i>single user pipeline</i>; or • is a transmission pipeline with a <i>nameplate rating</i> of less than 10 TJ/day; or • is a distribution pipeline with a maximum daily capacity** of less than 10 TJ/day under normal operating conditions.			
☐	Part 18A: The Part 18A facility is not a <i>third-party access facility</i> .			
☐	Part 24 Category 1: The transportation facility is not a <i>third-party access facility</i> .			
☐	Part 24 Category 2: The transportation facility is: • a <i>single user facility</i>; or • has a <i>nameplate rating</i> less than 10TJ/day.			
Provide details of the existing condition(s) or alternatively attach a document setting out those conditions.				
Provide reason(s) why the condition(s) should be varied and set out the proposed variation. List any supporting documents provided in support of this application. Alternatively attach a document setting out this information.				

Additional Comments		
I confirm that I have attached all supporting documents to this application; if no, explain		
☐	Yes	
☐	No	
I declare I will notify the AER if circumstances change such that the pipeline/ facility no longer qualifies for the exemption(s).		☐ Yes
		☐ No

Part D: Revocation of existing exemption

*Do you have a current exemption under Part 10, Part 18A or Part 24? <i>Only current exemptions can be revoked.</i>					
☐	Yes	☐	No	If yes, date of AER approval	
*Under which category(ies) does the pipeline/ facility hold an exemption?					
☐	Part 10 Category 1: The pipeline is not a <i>third-party access pipeline</i> .				
☐	Part 10 Category 2: The pipeline: • is a <i>single user pipeline</i>; or • is a transmission pipeline with a <i>nameplate rating</i> of less than 10 TJ/day; or • is a distribution pipeline with a maximum daily capacity** of less than 10 TJ/day under normal operating conditions.				
☐	Part 18A: The Part 18A facility is not a <i>third-party access facility</i> .				
☐	Part 24 Category 1: The transportation facility is not a <i>third-party access facility</i> .				
☐	Part 24 Category 2: The transportation facility: • is a <i>single user facility</i>; or • has a <i>nameplate rating</i> less than 10TJ/day.				
Provide details of existing condition(s) or alternatively attach document setting out those conditions.					
Provide reasons why the exemption(s) should be revoked and the proposed date of revocation. List any supporting documents provided in support of this application. Alternatively attach a document setting out this information.					

Additional Comments		
I confirm that I have attached all supporting documents to this application; if no, explain		
☐	Yes	
☐	No	

Part E: Authorised representative information

This information will NOT be included in the AER's public register. Our [Privacy Policy](#) sets out how the AER will handle personal information.

Contact Person *(the point of contact should the AER seek further information on regarding the application)*

Title	Given Name	Surname
Contact Number <i>(including area code)</i>		
Email Address		
Position <i>(in organisation)</i>		
Business Address		

Authorised Representative

I solemnly and sincerely declare that:

1. I am an officer or authorised representative of the applicant as shown in Part A of the application form.
2. I am duly authorised to make this application on the applicant's behalf in relation to an exemption under Part 10, Part 18A and/ or Part 24 of the NGR.

I also understand it is an offence to provide false or misleading information (or omitting to provide relevant information) to a Commonwealth entity under s 137.1 of the Criminal Code Act 1995.

Signature of Applicant/Representative	Date	Print Name / Position / Address
Signature of Witness	Date	Print Name / Position / Address

To be witnessed by a person authorised to witness statutory declarations.

Appendix A: Additional Applicants

Additional Applicant	
*Legal Name	*ACN / ABN
*Trading Name <i>(if different to Legal Name)</i>	
Registered Postal Address	
Normal Business Activity	
Additional Applicant	
*Legal Name	*ACN / ABN
*Trading Name <i>(if different to Legal Name)</i>	
Registered Postal Address	
Normal Business Activity	
Additional Applicant	
*Legal Name	*ACN / ABN
*Trading Name <i>(if different to Legal Name)</i>	
Registered Postal Address	
Normal Business Activity	