

c2021-113C
GRNS--The Greens

LEGISLATIVE COUNCIL

Energy Legislation Amendment Bill 2021

First print

Proposed amendments

No. 1 **Community-scale batteries**

Page 8, Schedule 1[28], proposed section 192A. Insert after line 29—

192A Regulations relating to community-scale batteries

- (1) The regulations may provide for the construction and use of community-scale batteries, including provisions that deal with the following—
 - (a) authorising and facilitating the ownership and operation of community-scale batteries, or classes of community batteries, by specified persons,
Example—Regulations could authorise and facilitate the ownership and operation of community-scale batteries by the following—
 - (a) local councils,
 - (b) distribution network service providers,
 - (c) incorporated associations,
 - (d) co-operatives.
 - (b) regulating service tariffs for energy flows between connection points where a community-scale battery scheme operates,
 - (c) exempting community-scale batteries from fees, charges or tariffs under this or any other Act,
 - (d) ensuring community-scale batteries do not compromise the energy security and reliability of the distribution and transmission systems.
- (2) The regulations may modify the application of, or disapply, a provision of the *National Electricity (NSW) Law* or the *National Electricity Rules* to the extent reasonably necessary to give effect to regulations made under subsection (1).
- (3) In this section, *community-scale battery* is a battery or series of inter-connected batteries with a storage capacity not exceeding 30 megawatts.

No. 2 **Mixed green hydrogen exemptions sunset**

Page 9, Schedule 1. Insert after line 3—

[33A] Section 197

Insert after section 196—

197 Green hydrogen exemptions not valid from 1 January 2030 if mixed with fossil fuel gas

An exemption under this Act or the *Energy and Utilities Administration Act 1987* that provides a benefit to a person in relation to the production or use of green hydrogen, however defined, does not have effect on and from 1 January 2030 if the green hydrogen is, or is to be, mixed with a fossil fuel gas for use.