



NOTICE

Variations to Western Power's Access Arrangement

The Economic Regulation Authority has today approved minor variations to Western Power's access arrangement for its South West interconnected network. The variations have been approved pursuant to section 4.41A of the *Electricity Networks Access Code 2004* (**Access Code**) and are detailed in [Schedule 1](#) of this notice.

Approved Variations

A [proposal](#) from Western Power to amend its approved access arrangement during the current arrangement period (2009/10 to 2011/12) was received on 27 August 2010.

The mid-period amendments sought by Western Power include minor changes to the Electricity Transfer Access Contract (Appendix 4 of the access arrangement) to correct an omission and to reflect a change in legislation.

The Authority determined that the advantages of varying the access arrangement during the current access arrangement period outweigh the disadvantages as the variations are minor in nature and do not require public consultation under Appendix 7 of the Access Code.

A copy of Western Power's access arrangement (Appendix 4, "Electricity Transfer Access Contract") that incorporates the approved variations is available from the Authority's [website](#).

The varied access arrangement takes effect on Thursday, 21 October 2010.

Background to Western Power's Access Arrangement

An access arrangement details the terms and conditions, including prices, that apply to third parties seeking the use of regulated (covered) electricity networks.

Under the Access Code, access arrangements continue in effect from their start date until the network ceases to be covered. A service provider is, however, required to periodically submit proposed revisions to its access arrangement in accordance with the revisions submission date.

The Authority approved Western Power's access arrangement for the first access arrangement period (2006/07 to 2008/09) in April 2007, which became effective on 1 July 2007.

Proposed revisions to Western Power's access arrangement for the second access arrangement period (2009/10 to 2011/12) were submitted to the Authority on 1 October 2008. These proposed revisions were approved by the Authority in January 2010, with the revised access arrangement becoming effective on 1 March 2010.

Additional information about Western Power's access arrangement is available on the Authority's [website](#).

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LYNDON ROWE
CHAIRMAN

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SCHEDULE 1

Notice of approved mid-period variations to the Western Power Access Arrangement¹

Pursuant to section 4.41A of the *Electricity Networks Access Code 2004 (Access Code)* the Authority approves the following variations to Western Power's access arrangement for the second access arrangement period (2009/10 to 2011/12).

Variation 1

Appendix 4 of the access arrangement (the "Electricity Transfer Access Contract") amended to include *Schedule 8, "Form of Guarantee"*.

Variation 2

Clause 37.4 of the Electricity Transfer Access Contract (Appendix 4 of the access arrangement) amended as follows:

37.4 Stamp-Duty

The User* is liable for and must pay any duty ~~all stamp duties~~ that ~~is~~ are assessed on this Contract* under the Duties Act 2008 (WA). If it is dutiable, the User* must produce this Contract* to the Office of State Revenue for assessment.

Variation 3

The note on the cover of the Electricity Transfer Access Contract (Appendix 4 of the access arrangement) amended as follows:

{Note: This contract has been prepared in accordance with the requirements of the Electricity Networks Access Code 2004, ~~including proposed Electricity Networks Access Code Amendments (No 2) 2008~~}

Pursuant to sections 4.42, 4.43 and 4.44 of the Access Code:

- The Authority has determined that the advantages of varying the access arrangement under section 4.41A of the Access Code outweigh the disadvantages.
- The Authority is of the opinion that the variations are not material and will not result in a material change to a reference tariff, reference service, standard access contract or the rights of any applicant. For this reason, the Authority has only consulted with the service provider (Western Power) about the variations.
- The Authority has given notice to the service provider (Western Power) of the approved variations and has published this notice.

The varied access arrangement takes effect on Thursday, 21 October 2010.

¹ Western Power, 24 December 2009, *Amended Proposed Revisions to the Access Arrangement for the South West Network owned by Western Power*. This document was approved by the Authority on 19 January 2010 via the *Further Final Decision on Proposed Revisions to the Access Arrangement for the South West Interconnected Network*.