



# **Application Form**

**FOR A PIPELINE LICENCE UNDER  
THE *GAS PIPELINES ACT 2000***

**July 2014**

**Version 4**

# 1. INFORMATION FOR APPLICANTS

## 1.1 Application

An application for a Pipeline Licence under the *Gas Pipelines Act 2000* (the Act) must be made in writing to the Regulator. This application form provides the template for a statement addressing the licence requirements in accordance with section 11 of the Act.

## 1.2 Purpose of form

This form is to be completed by a person making an application to the Regulator for the issue of a licence authorising:

- the construction of, or alteration to, a gas transmission pipeline system;
- the construction of, or alteration to, a gas pipeline facility;
- the operation and maintenance of a gas transmission pipeline system;
- the operation and maintenance of a gas pipeline facility; or
- any other activities for which a licence is required under the regulations.

If you are unsure whether you require a licence under the Act, you should seek independent advice.

## 1.3 Use of this template

Licence Applicants should supply the information requested in the spaces provided in this template and enclose additional information where required.

The Regulator may request applicants who have submitted a completed application to provide further information or to clarify the information provided.

It is an offence under the Act for a person to knowingly give false or misleading information, whether by reason of the inclusion or omission of any particular, to the Regulator (section 94(2)).

Licence Applicants must provide all information as required in this application form. Failure to provide all required information may delay the assessment of the application.

#### **1.4 Licence fees**

An application for a pipeline licence is to be accompanied by the application fee (5000 fee units) prescribed by the regulations under section 11(1)(f) of the Act. The licensee is required to pay the Regulator the relevant annual licence fee in accordance with section 14(1) as prescribed in the Act.

Information concerning applicable annual licence fees is available on the Regulator's website at [www.economicregulator.tas.gov.au](http://www.economicregulator.tas.gov.au).

#### **1.5 Conditions of a licence**

Statutory licence conditions are provided for in the Act under Division 4 – Terms and Conditions of licence, sections 15-22. The licence may include any other conditions determined by the Regulator for the purposes of the Act.

#### **1.6 Administrative review and appeal against decision**

Pursuant to the Act, a Licence Applicant may apply to the Regulator for the administrative review of a decision to grant or refuse to grant an application. A Licence Applicant who is dissatisfied with the decision of the Regulator on administrative review may appeal against the decision to the Minister.

#### **1.7 Consultation and confidentiality**

The Regulator is required to give notice of the application in the Gazette and newspapers. Please note that the application may be the subject of consultation and/or published on the website at [www.economicregulator.tas.gov.au](http://www.economicregulator.tas.gov.au).

The Regulator must preserve the confidentiality of information gained in the course of administering the Act that could affect the competitive position of a gas entity or other person, or is commercially sensitive for some other reason. The Licence Applicant may request that information provided to the Regulator be treated as confidential. Material subject to such a request must be clearly identified.

## 1.8 How to lodge an application

The completed application form plus any attachments should be submitted to:

Licensing Officer

**Email (preferred)**

[office@economicregulator.tas.gov.au](mailto:office@economicregulator.tas.gov.au)

**Post**

Office of the Tasmanian Economic  
Regulator

GPO Box 770

HOBART TAS 7001

**Facsimile**

(03) 6233 5666

## 1.9 Queries

Queries may be directed to the Licensing Officer, telephone:

(03) 6166 4422 or email [office@economicregulator.tas.gov.au](mailto:office@economicregulator.tas.gov.au).

## 2. THE LICENCE APPLICANT

### 2.1 Identity of the Licence Applicant

Please provide the full name of the Licence Applicant, including the Australian Company Number (ACN).

The Licence Applicant is responsible for carrying out the activities that are the subject of the licence. Pursuant to the Gas Pipelines Act, only a Licence Applicant that is a body corporate or a partnership of two or more bodies corporate may be issued with a licence.

### 2.2 Address and Contact Details of Licence Applicant

#### Business Address:

State: \_\_\_\_\_ Postcode: \_\_\_\_\_

Telephone: \_\_\_\_\_

Facsimile: \_\_\_\_\_

E-mail: \_\_\_\_\_

#### Postal Address (if different from Business Address):

State: \_\_\_\_\_ Postcode: \_\_\_\_\_

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### **2.3 Contact Person on behalf of Licence Applicant**

Please provide the full name and contact details of the person to whom the Regulator can direct enquiries and correspondence about the licence application. The issued licence will be posted to the Director or Chief Executive Officer of the Licence Applicant, but will be marked to the attention of this contact person.

Name: .....

Position: .....

Address .....

State: ..... Postcode: .....

Telephone: .....

Facsimile: .....

E-mail:

### **3. THE LICENCE**

#### **3.1 Type of Licence sought**

Please state the type of licence sought by the Licence Applicant (authority to construct or alter a transmission pipeline system or pipeline facility, to operate a transmission pipeline system or pipeline facility, or undertake any other activities for which a licence is required under the regulations).

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#### **3.2 Date from which Licence is to take effect**

Pursuant to the Gas Pipelines Act, the Regulator must determine a licence application within 60 days of its receipt. If the Licence Applicant does not require the licence immediately upon the expiration of that period, please indicate the date by which the licence is required.

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#### **3.3 Term of licence**

Please state the term for which the licence is required. A transmission pipeline or pipeline facility licence may be issued for a term not exceeding 25 years. The licence may be renewed on any terms and conditions as agreed by the licensee and the Regulator.

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## 4. SUITABILITY OF APPLICANT TO HOLD LICENCE

### 4.1 Existing activities of the Licence Applicant

Please provide general information about the Licence Applicant's existing activities both within and outside the gas industry relevant to the activities proposed to be carried out under the licence sought, the reasons why the Licence Applicant intends to participate in the Tasmanian gas industry and the broad nature of that participation.

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### 4.2 Names and addresses of officers of the Licence Applicant

Please state the names and addresses of the officers of the Licence Applicant. Officers may include the Licence Applicant's directors, secretary, chief executive officer and other persons that make or participate in making decisions that affect a substantial part of the business of the Licence Applicant.

Name: \_\_\_\_\_

Position: \_\_\_\_\_

Address: \_\_\_\_\_

State: \_\_\_\_\_ Postcode: \_\_\_\_\_



**4.3 Financial resources available to the Licence Applicant**

Please state the financial commitments expected to be incurred in carrying out the activities for which the licence is sought and the financial resources available to the Licence Applicant to conduct the activities.

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**4.4 Other permit or authority for the construction of the pipeline or pipeline facility**

Has the applicable permit or other authority for the construction of the pipeline or pipeline facility been granted under any other relevant law?

**Yes/No**

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**4.5 Capacity to comply with, or intention to comply with, legislative requirements**

The applicant should cite examples as evidence of their capacity to comply with, or state their intention to comply with, the requirements of this Act. (For example, copy of gas licences held by the Licence Applicant in other Australian jurisdictions.)

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#### 4.6 Technical resources available to the Licence Applicant

Please provide information about the technical resources available to the Licence Applicant. If the Licence Applicant is to rely on another entity to provide services, please provide a summary of the relationship between the Licence Applicant and the entity and whether or not there is a formal agreement in place to provide services.

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#### 4.7 Safety of the pipeline or pipeline facility

The Regulator will not issue a pipeline licence unless the Director of Gas Safety has provided a certificate that, in his opinion, the pipeline or pipeline facility has (or the proposed pipeline or pipeline facility will have) the necessary capacity for transmitting gas safely. Has the Director of Gas Safety provided such a certificate?

Yes/No

#### 4.8 Expected timeframes for the proposed pipeline or pipeline facility

a) **For Construction Licence Application only** - Please state the anticipated date of commencement of the construction of the pipeline or pipeline facility.

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b) **For Construction Licence Application only** - The expected date of the completion of the construction of the pipeline or pipeline facility.

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c) **For Construction Licence Application only** - The anticipated date of commissioning the pipeline or pipeline facility.

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d) **For Operations Licence Application only** -The anticipated date of commencement of the operation of the pipeline or pipeline facility.

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**4.9 Description of the route of the proposed pipeline**

**For Construction Licence Application only** - please provide information describing the route of the proposed pipeline. The Applicant is required to attach a map with this application showing the proposed route of the pipeline and any significant landmarks drawn to a scale of 1:25 000 or such other scale as the Regulator may approve.

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#### 4.10 Description of proposed pipeline and pipeline facility

(a) For constructing **or** operating a **proposed pipeline**

Please provide a full description of the proposed pipeline/pipeline facility stating its length, pipe specifications, types and diameter with particulars of any pumping stations and ancillary works.

(b) For constructing **or** operating a **proposed pipeline facility**

Please provide a full description of the proposed pipeline facility and of the purpose for which it will be used.

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#### 4.11 Declaration of supply pipeline

The Regulator must not grant a pipeline licence to construct or operate a supply pipeline unless the supply pipeline has been declared by an Order to be a transmission pipeline.

Under the Act, a **'supply pipeline'** is defined as: *'a pipeline, or proposed pipeline, that delivers or is capable of delivering, natural gas directly to a customer.'*

Is the proposed pipeline a supply pipeline as defined in the Act? **Yes/No**

If the proposed pipeline is a supply pipeline, has it been declared to be a transmission pipeline? **Yes/No**

#### 4.12 Additional Information

Any additional information in support of the application please provide below.

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## 5. STATUTORY DECLARATION

I, *(insert name)*.....of *(insert address)*.....

...being the *(insert position)*.....of the Applicant,

*(insert name of applicant)*.....

.....  
**Hereby DECLARE** that the information contained in this application, and attachments thereto, for the grant of a Pipeline Licence under the *Gas Pipelines Act 2000* is true and correct and that I make this solemn declaration under the *Oaths Act 2001*.

**Signed:** .....

**Declared at (place):** .....

**On (date):** .....

**Before me (signature):** .....

*(please print name):* .....

(Justice, Commissioner for Declarations or Authorised Person<sup>1</sup>)

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<sup>1</sup>A person authorised by regulation 4 of the *Statutory Declarations Regulations 1993* (Cwth).