



Electricity Supply Industry Act 1995

**Notice of Amendment
No. 1**

to the

ELECTRICITY TRANSMISSION LICENCE

issued to

BASSLINK PTY LTD

ACN 090 996 231

on 1 August 2012

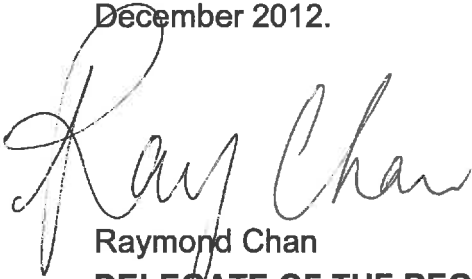
30 November 2012

In exercise of the power conferred by section 28 of the *Electricity Supply Industry Act 1995*, the Regulator intends to amend the electricity transmission licence issued to Basslink Pty Ltd on 1 August 2012 at:

- a. Clause 7; and
- b. Clause 8.

The amendments are shown as marked up on the licence attached to this Notice.

Unless the Licensee is otherwise notified, the amendments take effect on 14 December 2012.

A handwritten signature in black ink that reads "Ray Chan". The signature is written in a cursive, flowing style.

Raymond Chan

DELEGATE OF THE REGULATOR

30 November 2012



ELECTRICITY SUPPLY INDUSTRY ACT 1995

**ELECTRICITY SUPPLY INDUSTRY
TRANSMISSION LICENCE**

issued to

BASSLINK PTY LTD

ACN 090 996 231

Effective Date

1 August 2012

Amended:

14 December 2012 (Notice of Amendment No. 1)

Tasmanian Electricity Transmission Licence

1 Grant of licence

- 1.1 The **Regulator**, in exercise of the powers conferred by section 19 of the **Act**, authorises the **Licensee** to undertake the transmission of electricity over the **authorised transmission system** and thereby authorises the **Licensee** to operate the **authorised transmission system**.
- 1.2 The **Regulator** issues this licence accepting that technical and other information supplied by the **Licensee** in support of its application for this licence, and otherwise as required by this licence, is true and correct, the **Licensee** having made full and diligent inquiry in that regard.

2 Definitions and Interpretation

- 2.1 In this licence, words and phrases appearing italicised in bold type:
- 2.1.1 which are defined in the *Electricity Supply Industry Act 1995*, have the same meaning when used in this licence; and
- 2.1.2 which are not defined in the *Electricity Supply Industry Act 1995*, have the meaning ascribed to them in Part 1 of Schedule 2.
- 2.2 This licence must be interpreted in accordance with Part 2 of Schedule 2.

3 Compliance with Laws and Other Requirements

- 3.1 The **Licensee** must comply with the **Act**, the **Code**, and **guidelines**.
- 3.2 The **Licensee** must comply with the **National Electricity Rules**. In the event that the **National Electricity Rules** are inconsistent with the **Code**, then the **National Electricity Rules** prevail to the extent of such inconsistency.
- 3.3 For the avoidance of doubt, the **statutory licence conditions** are deemed to form part of this licence and the **Licensee** must comply with the **statutory licence conditions**.

- 3.4 The **Licensee** must use best endeavours to ensure that each contractor engaged by it complies with the terms and conditions of this licence, to the extent that such terms and conditions are relevant to that contractor.

4 Term of Licence

Subject to this licence and the **Act**, this licence takes effect on and from 1 August 2012 for a period of ten (10) years.

5 Payment of Fees and Charges

The **Licensee** must pay to the **Regulator** fees and charges in accordance with clause 2.4.2 of the **Code**.

6 Communications

- 6.1 A **communication** must be in **writing**.
- 6.2 A **communication** is to be regarded as having been given by the sender and received by the addressee:
- 6.2.1 when delivered in person to the addressee;
 - 6.2.2 where sent by post, on the 4th **business day** after the date of posting, if the **communication** is posted within Australia;
 - 6.2.3 where sent by post, on the 7th **business day** after the date of posting, if the **communication** is posted outside Australia; or
 - 6.2.4 when, according to the sender's transmission report, received by facsimile transmission by the addressee.

7 Provision of Information

- 7.1 The **Licensee** must provide to the **Regulator**, in the manner and form advised by the **Regulator**, such information as the **Regulator** may from time to time require and which is, in the opinion of the **Regulator**, relevant

to the **Regulator's** functions under the **Act**, the **Code**, the **National Electricity Rules** and **guidelines**.

- 7.2 If the **Licensee** becomes aware of any material breach of the **Act**, the **Code**, the **National Electricity Rules**, **guidelines** or this licence, the **Licensee** must notify the **Regulator** of the breach as soon as practicable and provide such information as the **Regulator** requires in relation to the breach.

8 Advice to the Regulator

The **Licensee** must report to the **Regulator** as soon as possible the occurrence of any of the following circumstances:

- 8.1 the **Licensee** is put under external administration as defined in the *Corporations Act 2001* (Cwth); and
- 8.2 the **Licensee's** circumstances change such that the **Licensee's** ability to meet its obligations under the **Act**, the **Code**, the **National Electricity Rules**, **guidelines** or this licence may be materially affected.

9 Management Plans and Compliance Plan

- 9.1 The **Licensee** must develop and submit to the **Regulator**, in accordance with the **Code**, **management plans**.
- 9.2 The **Licensee** must develop and submit to the **Regulator**, in accordance with the **Code**, a **compliance plan**.

10 Management and Operating Contracts

- 10.1 The **Licensee** must advise the **Regulator** of the entering into, by the **Licensee**, of any contract under the terms of which another person assumes, or will assume, operational responsibility for carrying out any substantive part of the operations authorised by this licence.

Schedule 1 – Description of Authorised Transmission System

Authorised transmission system

The *authorised transmission system* is, for the purposes of this *transmission licence*, the *Licensee's transmission system* comprises those parts of *Basslink* located within the Tasmanian jurisdiction. This begins three nautical miles from the high water mark at the Tasmanian coast and comprises the bundled 400 kV, DC main conductor cable, metallic return cable and fibre optic cable. The cables cross the Tasmanian coast near Four Mile Bluff and continue underground to a transition station. From the transition station, a 400 kV, DC overhead transmission line runs approximately 8.9 km to the converter station. Approximately 2.1 km of 220 kV, AC overhead transmission line from the converter station to the George Town substation completes the Tasmanian land section of the interconnector.

Schedule 2 - Part 1

Definitions

“**Act**” means the *Electricity Supply Industry Act 1995* (Tas);

“**authorised transmission system**” means the **transmission system** as described in Schedule 1 as amended from time to time;

“**business day**” means any day except a Saturday, Sunday, statutory holiday as defined in the *Statutory Holidays Act 2000* or public holiday;

“**communication**” means a notice, agreement, consent, direction, representation, advice or statement required or given pursuant to or in connection with this licence;

“**compliance plan**” has the same meaning as in the **Code**;

“**connection agreement**” has the same meaning as in the **National Electricity Rules**;

“**connection asset**” has the same meaning as in the **Code**;

“**connection point**” has the same meaning as in the **Code**;

“**guideline**” means a written statement of regulatory intent or policy for the information and guidance of **licensees**, issued by the **Regulator** or by any other relevant person determined and advised to **licensees** by the **Regulator**;

“**land access plan**” means a document describing how the **Licensee** will deal with the issue of access to land for purposes associated with construction and operation of the **authorised transmission system** and including a system for the handling of complaints and a process for the resolution of disputes in relation to access to land;

“**Licensee**” means Basslink Pty Ltd ACN 090 996 231;

“**licensee**” means the holder of a licence under the **Act**;

“**management plan**” has the same meaning as in the **Code** and for the purpose of this licence, the relevant schedule is Schedule 3 of this licence;

“statutory licence conditions” means the licence conditions referred to in the **Act** and applicable to this licence;

“transmission system” has the same meaning as in the **National Electricity Rules**;

“writing” includes any mode of representing or reproducing words, figures, drawings and symbols in a visible form.

Schedule 2 - Part 2

Interpretation

In this licence, unless the context otherwise requires:

- 2.1 headings are for convenience only and do not affect the interpretation of this licence;
- 2.2 words importing the singular include the plural and vice versa;
- 2.3 words importing a gender include any gender;
- 2.4 an expression importing a natural person includes any company, partnership, trust, joint venture, association, corporation or other body corporate and any governmental agency;
- 2.5 a reference to a condition, clause, schedule or part is to a condition, clause, schedule or part of this licence;
- 2.6 a reference to terms of an offer or agreement is to all terms, conditions and provisions of the offer or agreement;
- 2.7 a reference to any statute, regulation, proclamation, order in council, ordinance or by-law includes all statutes, regulations, proclamations, orders in council, ordinances or by-laws varying, consolidating, re-enacting, extending or replacing them and a reference to a statute includes all regulations, proclamations, orders in council, ordinances, by-laws and determinations issued under that statute;

- 2.8 a reference to a document or a provision of a document includes an amendment or supplement to, or replacement or novation of, that document or that provision of that document;
- 2.9 a reference to a person includes that person's executors, administrators, successors, substitutes (including, without limitation, persons taking by novation) and permitted assigns;
- 2.10 when italicised, other parts of speech and grammatical forms of a word or phrase defined in this licence or in the **Act**, have a corresponding meaning;
- 2.11 a period of time:
- 2.11.1 which dates from a given day or the day of an act or event is to be calculated exclusive of that day; or
 - 2.11.2 which commences on a given day or the day of an act or event is to be calculated inclusive of that day;
- 2.12 an event which is required under this licence to occur on or by a stipulated day which is not a **business day** may occur on or by the next **business day**;
- 2.13 in the event of any inconsistency between the conditions of this licence and the **Act**, the **Act** will prevail to the extent of such inconsistency; and
- 2.14 in the event of any inconsistency between the conditions of this licence and the schedules, the conditions of this licence prevail to the extent of such inconsistency.

Schedule 3 - Management Plans

The aspects of the *Licensee's* operations that shall be the subject of *management plans* are:

- 1 asset management of the *authorised transmission system*;
- 2 vegetation management; and
- 3 *land access plan*.