



Clean Energy (Consequential Amendments) Regulation 2012¹

Select Legislative Instrument 2012 No. 32

I, QUENTIN BRYCE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulation under the *Clean Energy (Consequential Amendments) Act 2011*.

Dated 21 March 2012

QUENTIN BRYCE
Governor-General

By Her Excellency's Command

GREG COMBET
Minister for Climate Change and Energy Efficiency

Contents

| | | |
|---|---|---|
| 1 | Name of regulation | 2 |
| 2 | Commencement | 2 |
| 3 | Definitions | 2 |
| 4 | Purpose of regulation | 3 |
| 5 | Continuation of subsection 24 (6) of NGER Act | 3 |
| 6 | Continuation of section 26 of NGER Act | 3 |
| 7 | Regulator may disclose particular greenhouse and energy information | 4 |

1 Name of regulation

This regulation is the *Clean Energy (Consequential Amendments) Regulation 2012*.

2 Commencement

This regulation commences on the commencement of section 3 of the *Clean Energy Act 2011*.

3 Definitions

In this regulation:

Act means the *Clean Energy (Consequential Amendments) Act 2011*.

Greenhouse and Energy Data Officer has the meaning given by section 7 of the *National Greenhouse and Energy Reporting Act 2007* as in force immediately before 2 April 2012.

NGER Act means the *National Greenhouse and Energy Reporting Act 2007*.

NGER Regulations means the *National Greenhouse and Energy Reporting Regulations 2008*.

Regulator has the meaning given by section 4 of the *Clean Energy Regulator Act 2011*.

4 Purpose of regulation

This regulation is made for item 228 of Part 1 of Schedule 1 to the Act and sets out transitional arrangements in relation to the NGER Act as amended by the Act.

5 Continuation of subsection 24 (6) of NGER Act

Despite the repeal of subsection 24 (6) of the NGER Act made by item 153A of Part 1 of Schedule 1 to the Act, that subsection continues to apply in relation to greenhouse and energy information reported to the Greenhouse and Energy Data Officer under the NGER Act, or obtained by a person performing duties under the NGER Act or NGER Regulations before 2 April 2012, as if:

- (a) a reference in that subsection to the Greenhouse and Energy Data Officer were a reference to the Regulator; and
- (b) the repeal had not happened.

6 Continuation of section 26 of NGER Act

Despite the repeal of section 26 of the NGER Act by item 155 of Part 1 of Schedule 1 to the Act, section 26 (other than subsection 26 (4A)) continues to apply in relation to greenhouse and energy information reported to the Greenhouse and Energy Data Officer under the NGER Act, or obtained by a person performing duties under the NGER Act or NGER Regulations before 2 April 2012, as if:

- (a) a reference in that subsection to the Greenhouse and Energy Data Officer were a reference to the Regulator; and
- (b) the repeal had not happened.

7 Regulator may disclose particular greenhouse and energy information

For item 228 of Part 1 of Schedule 1 to the Act, if greenhouse and energy information is reported to the Greenhouse and Energy Data Officer, the Regulator may disclose the information under section 27 or 28 of the NGER Act as in force on or after 2 April 2012.

Note

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See www.comlaw.gov.au.