

35. Prices

- (1) In a post-transfer access contract —
 - (a) if a capacity reservation charge or commodity charge is a component of the price for T1 capacity or T2 capacity, that component is not to exceed the maximum amount set for it in subregulation (2), (3), or (4); and
 - (b) whether or not the price for T1 capacity or T2 capacity has those components, or any other components, the price is not to exceed the amount that would apply if the price comprised only the components mentioned in paragraph (a) and each of those components were at the maximum amount set for it in this regulation.

[Note: The effect of subregulation (1) (b), if the shipper used all of its T1 or T2 capacity on every gas day, would be that the maximum price (including all components) that could be charged would be:

1998	T1 capacity:	\$1.189428/GJ delivered
	T2 capacity:	\$1.143555/GJ delivered
1999	T1 capacity:	\$1.094714/GJ delivered
	T2 capacity:	\$1.053577/GJ delivered

(This note is for information only and is not part of the regulations. It might not reflect amendments made after the first publication of the regulations.)]

- (2) For T1 capacity or T2 capacity available in the year 1998, if the service is a full-haul service —
 - (a) the maximum capacity reservation charge that applies per gigajoule per gas day of reserved capacity —
 - (i) for T1 capacity, is \$0.917457;
 - (ii) for T2 capacity, is \$0.871584;
 - (b) the maximum commodity charge that applies per gigajoule delivered —
 - (i) for T1 capacity, is \$0.271971;
 - (ii) for T2 capacity, is \$0.271971.
- (3) For T1 capacity or T2 capacity available in the year 1999, if the service is a full-haul service —
 - (a) the maximum capacity reservation charge that applies per gigajoule per gas day of reserved capacity —
 - (i) for T1 capacity, is \$0.822743;
 - (ii) for T2 capacity, is \$0.781606;
 - (b) the maximum commodity charge that applies per gigajoule delivered —
 - (i) for T1 capacity, is \$0.271971;
 - (ii) for T2 capacity, is \$0.271971.
- (4) For T1 capacity or T2 capacity available in the year 1998 or the year 1999, if the service is not a full-haul service (whether it is forward-haul or back-haul), the amounts of the maximum price, the maximum capacity reservation charge, and the maximum commodity charge that apply are the amounts resulting from the formula:

$$F \times \frac{D}{1399}$$

where —

- F is the amount that would apply if the service were a full-haul service;
 - D is the distance in kilometres of pipeline between the relevant inlet point and —
 - (a) if the relevant outlet point is a notional gate point — the most distant physical gate point associated for the time being with the notional gate point; or
 - (b) otherwise, the relevant outlet point.
- (5) If at any time a new physical gate point is commissioned in such a location that it becomes the most distant physical gate point associated with a notional gate point, then the distance (D) in subregulation (4) is measured to the new physical gate point.
- (6) Nothing in this regulation applies to or prevents —
- (a) charges for spot access;
 - (b) charges for the provision of or use by a shipper of particular outlet metering facilities, outlet laterals, or other facilities that are to be used by, or in respect of, that shipper (whether or not they are also to be used by, or in respect of, any other shipper) but not all shippers;
 - (c) charges for the provision of goods, capacity services, or other services, other than those referred to in subregulations (1) to (4), under an agreement;
 - (d) charges above those referred to in subregulations (1) to (4) imposed to render economically feasible an access contract or development of capacity that would not be otherwise;
 - (e) charges for exceeding limitations in an access contract on peaking and balancing; or
 - (f) charges imposed in relation to the quality of gas delivered by a shipper at an inlet point, whether or not the gas complies with the relevant gas quality specification.
- (7) In this regulation —
- “**back-haul**” means that the outlet point is upstream of the inlet point or points;
 - “**capacity reservation charge**” means a component of the price for T1 capacity or T2 capacity that is for the quantity of gas transmission capacity to which the shipper has access under the shipper’s access contract;
 - “**commodity charge**” means a component of the price for T1 capacity or T2 capacity that is for delivering a quantity of gas;
 - “**forward-haul**” means that the outlet point is downstream of the inlet point or points;
 - “**full-haul service**” means a service involving the transport of gas to an outlet point downstream of the compressor station site known as Compressor Station 9;
 - “**most distant**” means most distant from the relevant inlet point;

“reserved capacity” means the gas transmission capacity to which the shipper has access under the shipper’s access contract;

“year 1998” means the year ending on 1 January 1999 at 08:00 hours;

“year 1999” means the year ending on 1 January 2000 at 08:00 hours.