**Commonwealth of Australia**

*Telecommunications Act 1997*

**Telecommunications (Carrier Licence Exemption)**

**Determination 2012 (No. 2)**

I, STEPHEN CONROY, Minister for Broadband, Communications and the Digital Economy, make the following Determination under paragraph 51(1)(c) of the *Telecommunications Act 1997*.

Dated 30 May 2012

STEPHEN CONROY
Minister for Broadband, Communications and the Digital Economy

**1 Name of Determination**

This Determination is the *Telecommunications (Carrier Licence Exemption) Determination 2012 (No. 2)*.

**2 Commencement**

This Determination commences on the day after it is registered on the Federal Register of Legislative Instruments.

**3 Definitions**

In this Determination:

***Act*** means the *Telecommunications Act 1997*.

***Ausgrid*** means Ausgrid Pty Ltd (ABN 39 060 979 688), a statutory corporation constituted under the *Energy Services Corporations Act 1995* (NSW).

***Ausgrid Communications Infrastructure*** means telecommunications infrastructure owned by Ausgrid which is situated in New South Wales.

***Hunter Water*** means Hunter Water Corporation (ABN 46 228 513 446), a State Owned Corporation established under the *Hunter Water Act 1991* (NSW).

***Permitted Smart Metering Services*** means a carriage service that is:

1. provided to:
	1. Hunter Water; or
	2. Sydney Water; or
	3. a wholly owned subsidiary of Hunter Water; or
	4. a wholly owned subsidiary of Sydney Water; and
2. necessary or desirable for managing the distribution of water and sewage in a pipeline or charging for the supply of water distributed in a pipeline.

***Sydney Water*** means Sydney Water Corporation (ABN 49 776 225 038), a State Owned Corporation established under the *Sydney Water Corporation Act 1994* (NSW).

Note:               In this Determination, the term ***carriage service*** has the same

meaning given by section 7 of the Act (see subsection 13(1) of the *Legislative Instruments Act 2003* (Cth)).

**4 Exemption**

Section 42 of the Act does not apply in relation to the use by Ausgrid of the Ausgrid Communications Infrastructure for the supply of Permitted Smart Metering Services.

**5 Cessation**

This Determination ceases to have effect on 30 June 2015.