Clean Energy Amendment Regulation (No. 4)1

Select Legislative Instrument 2012 No. 126

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 Act 2011*.

Dated 28 June

QUENTIN BRYCE

Governor-General

By Her Excellency’s Command

GREG COMBET

Minister for Climate Change and Energy Efficiency

1 Name of regulation

 This regulation is the *Clean Energy Amendment Regulation 2012 (No. 4)*.

2 Commencement

 This regulation commences on 1 July 2012.

3 Amendment of *Clean Energy Regulations 2011*

 Schedule 1 amends the *Clean Energy Regulations 2011*.

Schedule 1 Amendments

(section 3)

[] Regulation 1.3, definition of *liquid petroleum gas*, or *LPG*

substitute

***liquefied petroleum gas***, or ***LPG***, has the same meaning as ***liquefied petroleum gas*** in regulation 1.03 of the NGER Regulations.

[] Paragraph 1.9 (1) (a)

omit

at which:

insert

in relation to which:

[] After subregulation 1.9 (1)

insert

 (1A) However, if the natural gas exits from a point on a pipeline in the circumstances in paragraph (1) (a), or is combusted in the circumstances in paragraph (1) (b), during the period between 1 July 2012 and 31 August 2012, a withdrawal of natural gas is taken to have occurred on 1 September 2012.

[] After regulation 3.2

insert

3.3 Adjustment of provisional emissions number—Joint Petroleum Development Area and Greater Sunrise unit area

 For the definition of ***prescribed percentage*** in subsections 26 (2), 27 (2) and 28 (2) of the Act, 0***%*** is specified in relation to the facility for the eligible financial years commencing on 1 July 2012, 1 July 2013 and 1 July 2014.

[] Regulation 3.5

omit each mention of

liquid petroleum gas

insert

liquefied petroleum gas

[] Schedule 1, Part 3, after Division 43

insert

Division 44 Manufacture of reconstituted wood‑based panels

344 (1) The manufacture of reconstituted wood‑based panels is the physical and chemical transformation of wood, including wood particles and residues (such as chips, shavings and sawdust) into a reconstituted wood-based panel that:

 (a) has a density of greater than 500 kg a cubic metre; and

 (b) has individual wood particles or fibres with an average maximum dimension of no more than 30 mm.

*Examples of reconstituted wood-based panels* areparticleboard and medium density fibreboard.

 (2) The manufacture of reconstituted wood‑based panels is specified as an emissions-intensive trade-exposed activity.

 (3) The manufacture of reconstituted wood‑based panels is a moderately emissions‑intensive activity.

 (4) The basis for the issue of free carbon units for the manufacture of reconstituted wood‑based panels is by a tonne of raw reconstituted wood-based panel that:

 (a) has a density of greater than 500 kg a cubic metre; and

 (b) has individual wood particles or fibres with an average maximum dimension of no more than 30 mm; and

 (c) is produced by carrying on the emissions-intensive trade-exposed activity; and

 (d) is of saleable quality.

*Note*  ***Saleable quality*** is explained in Part 2.

[] Schedule 1, subclause 401 (1), table, after item 2.11

insert

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| 2.12 | Manufacture of reconstituted wood‑based panels | Raw reconstituted wood-based panel of saleable quality | 0.0888 | 0.372 | n/a |

**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](http://www.comlaw.gov.au/).