



Industry Research and Development (Hotel Energy Uplift Program) Instrument 2021

I, Angus Taylor, Minister for Energy and Emissions Reduction, make the following instrument.

Dated 2 February 2021

Angus Taylor
Minister for Energy and Emissions Reduction

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1 Name

This instrument is the *Industry Research and Development (Hotel Energy Uplift Program) Instrument 2021*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered.	5 February 2021

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under section 33 of the *Industry Research and Development Act 1986*.

4 Definitions

In this instrument:

Act means the *Industry Research and Development Act 1986*.

Kyoto Protocol means the Kyoto Protocol to the United Nations Framework Convention on Climate Change done at Kyoto on 11 December 1997, as in force for Australia from time to time.

Note: The Protocol is in Australian Treaty Series 2008 No. 2 ([2008] ATS 2) and could in 2021 be viewed in the Australian Treaties Library on the AustLII website (www.austlii.edu.au).

Paris Agreement means the Paris Agreement, done at Paris on 12 December 2015, as in force for Australia from time to time.

Note: The Agreement is in Australian Treaty Series 2016 No. 24 ([2016] ATS 24) and could in 2021 be viewed in the Australian Treaties Library on the AustLII website (<http://www.austlii.edu.au>).

program: see subsection 5(1).

Section 5

United Nations Framework Convention on Climate Change means the United Nations Framework Convention on Climate Change done at New York on 9 May 1992, as in force for Australia from time to time.

Note: The Convention is in Australian Treaty Series 1994 No. 2 ([1994] ATS 2) and could in 2021 be viewed in the Australian Treaties Library on the AustLII website (www.austlii.edu.au).

5 Prescribed program

- (1) For the purposes of subsection 33(1) of the Act, the Hotel Energy Uplift Program (the ***program***) is prescribed.
- (2) The program provides funding to support hotels to reduce energy consumption by:
 - (a) upgrading their equipment; and
 - (b) upgrading their building fabric; and
 - (c) undertaking energy management and carrying out energy management assessments such as energy systems assessments and feasibility studies; and
 - (d) investing in energy monitoring and management systems.
- (3) The purpose of the program is to assist hotels:
 - (a) to identify and implement energy efficiency measures; and
 - (b) to reduce energy use and costs; and
 - (c) to reduce emissions of greenhouse gases.

6 Specified legislative power

For the purposes of subsection 33(3) of the Act, the power of the Parliament to make laws with respect to external affairs (within the meaning of paragraph 51 (xxix) of the Constitution) is specified as it relates to measures that would assist Australia to meet its obligations under one or more of the following:

- (a) the Kyoto Protocol, particularly Article 10;
- (b) the Paris Agreement, particularly Article 4;
- (c) the United Nations Framework Convention on Climate Change, particularly Article 4.