



# *Government Gazette*

of the State of

New South Wales

**Number 629—Electricity and Water**

**Friday, 10 December 2021**

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# ENERGY SAVINGS SCHEME (ELECTRICITY LOAD EXEMPTIONS) ORDER 2021

Under the

ELECTRICITY SUPPLY ACT 1995

I, Matt Kean MP, Minister for Energy and Environment, in pursuance of clauses 22(1)(b) and 25(2) of Schedule 4A of the *Electricity Supply Act 1995* (the Act) and being satisfied that each electricity load to which this Order applies is used in connection with an industry or activity that is both emissions intensive and trade exposed and that the exemptions are generally consistent with the objects of Part 1 of Schedule 4A of the Act, make the following Order.

Dated this 30<sup>th</sup> day of November ~~December~~ 2021.



MATT KEAN, MP  
Minister for Energy and Environment

## Explanatory note

The objects of this Order are:

- (a) to grant exemptions from the Energy Savings Scheme in respect of any electricity load used in connection with a specified activity, and
- (b) to specify allowances that may be made by scheme participants in applying the exemptions, and
- (c) to authorise the Scheme Regulator to make rules with respect to the exemptions granted by this Order (including rules relating to the assessment of deductions under Division 5 of Part 1 of Schedule 4A of the Act), and
- (d) to revoke the previous order granting exemptions from the Energy Savings Scheme published on 23 December 2020 and amended on 16 July 2021.

This Order is made under clauses 22(1)(b) and 25(2) of Schedule 4A of the Act.

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# ENERGY SAVINGS SCHEME (ELECTRICITY LOAD EXEMPTIONS) ORDER 2021

under the

ELECTRICITY SUPPLY ACT 1995

## 1 Name of Order

This Order is the *Energy Savings Scheme (Electricity Load Exemptions) Order 2021*.

## 2 Commencement

This Order commences on 1 January 2022 and is required to be published in the *NSW Government Gazette*.

## 3 Exemptions

(1) Any electricity load used in connection with a specified activity set out in Column 1 of Schedule 1, at the corresponding location specified in Column 2 of Schedule 1, is either fully or partially exempt from the Energy Savings Scheme in Schedule 4A of the Act as specified in Column 3 of Schedule 1.

(2) For partial exemptions, the exempt proportion of each electricity load is specified in Column 4 of Schedule 1 (expressed as a percentage).

## 4 Allowances

In applying an exemption granted by this Order, a scheme participant may deduct from the total value of its liable acquisitions an allowance of 5% of the exempt proportion (specified in Column 4 of Schedule 1) for electricity losses occurring between the purchase of the electricity by the scheme participant and its use by an end user.

## 5 Rules

The Scheme Regulator is authorised to make rules with respect to the exemptions granted by this Order (including rules relating to the assessment of deductions under Division 5 of Part 1 of Schedule 4A of the Act). For these purposes, the *Energy Savings Scheme – Scheme Regulator Exemptions Rule No. 1 of 2016*, unless revoked, is deemed to be a rule made by the Scheme Regulator with respect to the exemptions granted by this Order.

## 6 Revocation

The order made under clause 22 of Schedule 4A of the Act, published on 23 December 2020 and amended on 13 July 2021, in NSW Government Gazette No 319 of 16 July 2021, pages 2-6, is revoked. In accordance with clause 25(3) of Schedule 4A of the Act this revocation will take effect on 1 January 2022.

**Schedule 1 Table of Exemptions**

<b>Column 1 Specified Activity</b>	<b>Column 2 Location (address)</b>	<b>Column 3 Type of exemption</b>	<b>Column 4 Exempt proportion (for partial exemptions)</b>	<b>Reference</b>
Tissue paper manufacturing	63-65 Redfern Street WETHERILL PARK NSW 2164	Partial Exemption	90%	A.B.C. Paper & Paper Mills Pty. Limited - ABN 41 003 879 098
Rendering of animal by-products	Regulator Road YANCO NSW 2703	Partial Exemption	90%	Baybrick Pty Limited - ABN 97 067 220 017

Column 1 Specified Activity	Column 2 Location (address)	Column 3 Type of exemption	Column 4 Exempt proportion (for partial exemptions)	Reference
Rendering of animal by- products	Muffett Street SCONE NSW 2337	Partial Exemption	90%	Baybrick Pty Limited - ABN 97 067 220 017
Integrated iron and steel manufacturing	Five Islands Road PORT KEMBLA NSW 2505	Partial Exemption	90%	BlueScope Steel (AIS) Pty. Ltd. - ABN 19 000 019 625
Production of clinker	Taylor Avenue NEW BERRIMA NSW 2577	Partial Exemption	90%	Boral Shared Business Services Pty Ltd - ABN 31 000 373 660
Manufacture of reconstituted wood-based panels	Lowes Mount Road OBERON NSW 2787	Partial Exemption	90%	Borg Panels Pty Limited - ABN 54 139 584 900 Site: Borg Manufacturing Pty Ltd
Production of magnesia	2 Park Avenue YOUNG NSW 2594	Partial Exemption	90%	Causmag Ore Company Pty Ltd - ABN 73 004 301 517
Production of clinker	Arawata Drive PORT KEMBLA NSW 2505	Partial Exemption	90%	Cement Australia Pty Ltd – ABN 75 104 053 474
Manufacture of carbon steel from cold ferrous feed	2 Maud Street WARATAH NSW 2298	Partial Exemption	90%	Commonwealth Steel Company Pty Limited - ABN 58 000 007 698
Production of glass wool	55 Stennett Road INGLEBURN NSW 2565	Partial Exemption	90%	CSR Building Products Limited - ABN 55 008 631 356
Rendering of animal by- products	Lot 11 Yarrandale Road DUBBO NSW 2830	Partial Exemption	90%	Fletcher International Exports Pty Ltd – ABN 64 003213 652
Production of lime	Garthowen Road ATTUNGA NSW 2345	Partial Exemption	90%	Graymont (AUSTRALIA) Pty Ltd – ABN 24 004 406 688
Production of lime	78 Charbon Road, CHARBON NSW 2848	Partial Exemption	90%	Graymont (AUSTRALIA) Pty Ltd – ABN 24 004 406 688
Production of dried distillers grains with solubles	160 Bolong Road BOMADERRY NSW 2541	Partial Exemption	90%	Honan Holdings Pty Ltd – ABN 31 000 392 727
Production of high purity ethanol	160 Bolong Road BOMADERRY NSW 2541	Partial Exemption	90%	Honan Holdings Pty Ltd – ABN 31 000 392 727

<b>Column 1 Specified Activity</b>	<b>Column 2 Location (address)</b>	<b>Column 3 Type of exemption</b>	<b>Column 4 Exempt proportion (for partial exemptions)</b>	<b>Reference</b>
Manufacture of carbon steel from cold ferrous feed	22 Kellogg Road ROOTY HILL NSW 2766	Partial Exemption	90%	InfraBuild NSW Pty Ltd - ABN 59 003 312 892
Integrated iron and steel manufacturing	Ingall Street MAYFIELD EAST NSW 2304	Partial Exemption	90%	InfraBuild (Newcastle) Pty Ltd - ABN 50 623 285 718
Production of chlorine gas and sodium hydroxide (caustic soda) solution	16-20 Beauchamp Road MATRAVILLE NSW 2036	Partial Exemption	90%	Ixom Operations Pty Ltd - ABN 51 600 546 512
Production of ceramic floor and wall tiles	175 Racecourse Rd RUTHERFORD NSW 2320	Partial Exemption	90%	National Ceramic Industries Australia Pty Limited - ABN 83 100 467 267
Packaging and industrial paper manufacturing	1891 Botany Road MATRAVILLE NSW 2036	Partial Exemption	90%	Opal Packaging Australia Pty Ltd - ABN 77 636 682 883
Production of ammonia	15 Greenleaf Road KOORAGANG ISLAND NSW 2304	Partial Exemption	90%	Orica Australia Pty Ltd - ABN 99 004 117 828
Production of ammonium nitrate	15 Greenleaf Road KOORAGANG ISLAND NSW 2304	Partial Exemption	90%	Orica Australia Pty Ltd - ABN 99 004 117 828
Production of ethene (ethylene)	16-20 Beauchamp Road BOTANY NSW 2036	Partial Exemption	90%	Qenos Pty Ltd - ABN 62 054 196 771
Production of polyethylene	16-20 Beauchamp Road BOTANY NSW 2036	Partial Exemption	90%	Qenos Pty Ltd - ABN 62 054 196 771
Production of polymer grade propene (polymer grade propylene)	16-20 Beauchamp Road BOTANY NSW 2036	Partial Exemption	90%	Qenos Pty Ltd - ABN 62 054 196 771
Production of hydrogen peroxide	20-22 McPherson Street BANKSMEADOW NSW 2019	Partial Exemption	90%	Solvay Interlox Pty. Ltd. - ABN 70 000 882 137

Column 1 Specified Activity	Column 2 Location (address)	Column 3 Type of exemption	Column 4 Exempt proportion (for partial exemptions)	Reference
Production of high purity ethanol	585 Beelbanger Road BEELBANGERA NSW 2680	Partial Exemption	90%	Tarac Technologies Pty Ltd - ABN 28 007 513 813
Rendering of animal by- products	Phoenix Street TAMWORTH NSW 2340	Partial Exemption	90%	Teys Australia Southern Pty Ltd - ABN 53 084 034 695
Rendering of animal by- products	1 Dampier Street WAGGA WAGGA NSW 2650	Partial Exemption	90%	Teys Australia Southern Pty Ltd - ABN 53 084 034 695
Rendering of animal by- products	51-89 Phoenix Street WESTDALE NSW 2340	Partial Exemption	90%	Thomas Foods International Tamworth Pty Ltd - ABN 82 089 140 634
Aluminium smelting	638 Tomago Road TOMAGO NSW 2322	Partial Exemption	90%	Tomago Aluminium Company Pty Ltd - ABN 68 001 862 228
Production of glass containers	170 Andrews Road PENRITH NSW 2750	Partial Exemption	90%	Visy Glass Operations (Australia) Pty Ltd - ABN 94 004 230 326
Packaging and industrial paper manufacturing	158 McCredie Rd SMITHFIELD NSW 2164	Partial Exemption	90%	Visy Industries Australia Pty Ltd - ABN 74 004 337 615
Packaging and industrial paper manufacturing	436 Gadara Rd TUMUT NSW 2720	Partial Exemption	90%	Visy Industries Australia Pty Ltd - ABN 74 004 337 615