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GOVERNMENT NOTICE

DEPARTMENT OF MINERALS AND ENERGY

No. 944

10 October 2007

**NOTICE IN TERMS OF SECTION 2(3)(a) OF BOTH
THE GAS REGULATOR LEVIES ACT 2002 (NO.75 OF 2002)****AND OF****THE PETROLEUM PIPELINE LEVIES ACT 2004 (NO.28 OF 2004)****Proposed Levy on the Piped-Gas and Petroleum Pipeline Industries for 2008/09**

The Energy Regulator approved the draft NERSA Strategic Plan (2008/09 – 2010/11) and Business Plan with Budget (2008/09) at its meeting of 12 September 2007.

The total required NERSA Expenditure Budget amounts to R149 539 429 for 2008/09 (2007/08: R138 761 442) with the specific budgets for the three industries being as follows:

- Electricity Industry: R95 356 241 (2007/08: R82 142 460)
- Piped-gas Industry: R22 170 502 (2007/08: R22 335 546)
- Petroleum Pipelines Industry: R32 012 686 (2007/08: R34 283 437)

This expenditure budget represents an increase of 7.8% over the expenditure budget for the National Energy Regulator for the financial year 2007/08, submitted to the Minister of Minerals and Energy at the end of September 2006.

Taking into account the decision of the Energy Regulator to deal with the accumulated surplus reported in NERSA's Annual Financial Statements as at 31 March 2007, the total required NERSA Income Budget amounts to R112 875 779 for 2008/09 (2007/08: R138 761 442) with the specific budgets for the three industries being as follows:

- Electricity Industry: R66 391 446 (2007/08: R82 142 460)
- Piped-gas Industry: R18 472 758 (2007/08: R22 335 546)
- Petroleum Pipelines Industry: R28 011 575 (2007/08: R34 283 437)

The income budget represents a decrease of 18.7% over the income budget for the National Energy Regulator for the financial year 2007/08, submitted to the Minister of Minerals and Energy at the end of September 2006.

Proposed Piped-Gas Levy 2008/09

The proposed levy to be imposed on the piped-gas industry is **14.5675 c/Gj** (2007/08: 18.62 c/Gj) in respect of the amount of gas, measured in Gigajoules, delivered by importers and producers to the inlet flanges of transmission or distribution pipelines and will be paid by the person holding the title to the gas at the inlet flange. The levy shall be payable to the National Energy Regulator, as from 1 April 2008 to 31 March 2009, by persons concerned.

The proposed levy was determined based on an estimated volume of 126.8 million Gj per annum and the 2008/09 Business Plan and Budget requirement, for the regulation of the piped-gas industry, of R18 472 758 as documented above.

Proposed Petroleum Pipeline Levy 2008/09

The proposed levy to be imposed on the petroleum pipelines industry is **0.1534 c/litre** (2007/08: 0.208c/litre) in respect of the amount of petroleum, measured in litres, delivered by importers, refiners and producers to the inlet flanges of petroleum pipelines and will be paid by the person holding the title to the petroleum immediately after it has entered the inlet flange. The levy shall be payable to the National Energy Regulator, as from 1 April 2008 to 31 March 2009, by persons concerned.

The proposed levy was determined based on an estimate of 18,3 billion litres per annum and the 2008/09 Business Plan and Budget requirement, for the regulation of the petroleum pipelines industry, of R28 011 575 as documented above.

The National Energy Regulator, acting under section 2(3)(a) of both the Gas Regulator Levies Act, 2002 (Act No. 75 of 2002) and the Petroleum Pipeline Levies Act, 2004 (Act No. 28 of 2004), hereby publishes the proposed levies on piped-gas and petroleum pipelines for the 2008/09 financial year to bring it to the attention of stakeholders in the piped-gas and petroleum pipeline industries and invite representations to be made to the Energy Regulator within thirty days of the date of this publication. The Executive Summary of the draft NERSA Strategic Plan (2008/09 – 2010/11) and Business Plan with budget (2008/09) is available on the NERSA website: www.nersa.org.za.

Representations must be addressed to:

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