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GENERAL NOTICE

NOTICE 989 OF 2008

Electricity Regulations on Deviation from Approved Tariffs

1. The Department of Minerals and Energy, hereby invite comments on the draft Electricity Regulations on Deviation from Approved Tariffs. All comments must be submitted to the department in writing.
2. Comments can be hand-delivered, posted, facsimiled or e-mailed to the department not later than 19 September 2008.
3. Physical address: Department of Minerals and Energy
Mineralia Centre
234 Visagie Street (c/o Visagie & Andries)
Pretoria

(For attention Mr M Ngobeni, E413)
4. Postal Address: Department of Minerals and Energy
Private Bag X 59
Pretoria
0001

(For attention Mr M Ngobeni, E413 and Mr MM Bantsijang E414)
4. E-mail address: matthews.bantsijang@dme.gov.za and
PM.Ngobeni@dme.gov.za

DEPARTMENT OF MINERALS AND ENERGY

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ELECTRICITY REGULATION ACT, 2006

ELECTRICITY REGULATIONS

The Minister of Minerals and Energy intends under section 15(3) of the Electricity Regulation Act, 2006 (Act No 4 of 2006), to promulgate the regulations in the Schedule.

SCHEDULE

1 DEFINITIONS

"Annual national baseline electricity consumption" means the total electricity consumption in terawatt-hours during the period October 2006 to September 2007:

- (a) of the end-users of all licensees; and
- (b) the electricity sales to all licensees' customers who are located beyond the boundaries of the Republic of South Africa,

"National savings target" means the percentage of the annual national baseline electricity consumption required to be reduced to achieve a sufficient margin between the demand for electricity and the supply of electricity, as determined by the Minister.

"Sector" means classes of customers or customer categories or groupings of customers as determined by the Minister.

"Sector savings target" means the savings target percentage applicable to sectors and/or individuals and/or customers and/or end-users to achieve the national savings target.

Deviation from the approved tariff

2. The System Operator must declare that there is electricity generation deficit or transmission constraint, requiring extraordinary action. To mitigate the electricity deficit or transmission constraint, the regulator may deviate from the approved tariff:

- (a) to ensure the efficient, effective, sustainable, reliable electricity supply;
- (b) for the efficient utilisation of any electricity infrastructure;

- (c) to protect the integrity of the electricity network;
 - (d) to encourage energy efficiency implementation;
 - (e) to achieve the national savings target of 10 percent; or
 - (f) to achieve the sector savings target as may be determined by the Minister after consultation with the National Energy regulator of South Africa and stakeholders .
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