

National Energy Laws - Civil Penalties - Final Classification					
Civil Penalty Provision	Conduct	Proposed tier	Matrix category	Subclassification	Post consultation change
<b>National Gas Law</b>					
Section 56	Compliance with regulatory information notice	Tier 1	Unacceptable market participant behaviour	Failure to comply with specific notice from regulator	<b>FROM</b> Tier 2 - Inappropriate market participant behaviour - General reporting obligations to regulator <b>TO</b> Tier 1 - Unacceptable Market Participant Behaviour - Specific notice or request from regulator
Section 57	Compliance with general regulatory information order	Tier 1	Unacceptable market participant behaviour	Failure to comply with specific notice from regulator	
Section 83C	Use of standard market timetable	Tier 1	Adverse market impact	Distortion of market	
Section 91BE(1)	Service envelope agreement between AEMO and transmission pipeline service provider	Tier 1	Supply Security and reliability	Effective operation/proper performance of the system and service	
Section 91BF(1)	Authorised interconnection with facilities	Tier 1	Supply Security and reliability	Effective operation/proper performance of the system and service	
Section 91BJ(1)	Registration required for market participation - wholesale	Tier 1	Supply Security and reliability	AEMO ability to plan and operate power system efficiently	
Section 91BN(5)	Direction to rectify breach of wholesale market procedures	Tier 1	Adverse market impact	Effective operation/proper performance of the system and service	
Section 91BRD(1)	Registration required for market participation - short term trading market	Tier 1	Supply Security and reliability	AEMO ability to plan and operate power system efficiently	
Section 91BRJ(5)	Direction to rectify breach of short term trading market procedures	Tier 1	Adverse market impact	Effective operation/proper performance of the system and service	
Section 91BRQ(5)	Compliance with capacity transfer and auction procedures	Tier 1	Adverse market impact	Effective operation/proper performance of the system and service	
Section 91BRR(1)	Registration of transportation facility	Tier 1	Supply Security and reliability	AEMO ability to plan and operate power system efficiently	
Section 91FC(3), (4)	Compliance with market information notice	Tier 2	Inappropriate market participant behaviour	General reporting obligations to regulator	
Section 91FEA	Obligation to give information to AEMO	Tier 2	Inappropriate market participant behaviour	General reporting obligations to regulator	
Section 91FEE	Obligation to give information to AEMO	Tier 2	Inappropriate market participant behaviour	General reporting obligations to regulator	
Section 91LB(1)	Registration for retail gas market	Tier 1	Supply Security and reliability	AEMO ability to plan and operate power system efficiently	
Section 91MB(6)	Compliance with Retail Market Procedures	Tier 1	Adverse market impact	Distortion of market	
Section 131	Service provider of covered pipeline services requirements	Tier 2	Market administration	Inadequate record keeping or administrative processes	
Section 133	Preventing or hindering access to covered pipeline sites	Tier 1	Supply Security and reliability	Effective operation/proper performance of the system and service	
Section 134	Supply and haulage of natural gas	Tier 1	Adverse market impact	Distortion of market	
Section 135	Covered pipeline service provider queuing requirements	Tier 1	Supply Security and reliability	Effective operation/proper performance of the system and service	
Section 136	Covered pipeline service provider price discrimination	Tier 1	Adverse market impact	Financial harm to other market participants	
Section 139	Covered pipeline service provider carrying on other business	Tier 1	Unacceptable market participant behaviour	Financial gain to contravenor	

Section 140	Marketing staff must not take part in related business	Tier 1	Unacceptable market participant behaviour	Financial gain to contravenor	
Section 141	Separate accounts must be kept	Tier 1	Unacceptable market participant behaviour	Financial gain to contravenor	
Section 143(6)	Compliance with requirements in ring fencing determination	Tier 1	Unacceptable market participant behaviour	Financial gain to contravenor	
Section 147	Associate contracts with anti-competitive effect	Tier 1	Adverse market impact	Distortion of market	
Section 148	Competitive parity rule	Tier 1	Adverse market impact	Distortion of market	
Section 168	Limited access arrangement for approval	Tier 2	Inappropriate market participant behaviour	General reporting obligations to regulator	
Section 169(3)	Price regulation exemption conditions - compliance	Tier 1	Unacceptable market participant behaviour	Failure to comply with specific notice from regulator	
Section 170	Price discrimination in international pipeline services	Tier 1	Adverse market impact	Financial harm to other market participants	
Section 195	Compliance with access determination	Tier 1	Unacceptable market participant behaviour	Failure to comply with specific notice from regulator	
Section 223	Obligation to give information to AEMO	Tier 2	Inappropriate market participant behaviour	General reporting obligations to regulator	
Section 223A	Obligation to give information to AEMO about secondary capacity transactions	Tier 2	Inappropriate market participant behaviour	General reporting obligations to regulator	
Section 225	Giving AEMO false and misleading information	Tier 1	Supply Security and reliability	AEMO ability to plan and operate power system efficiently	
Section 228B	Transportation service provider to publish standard OTSA	Tier 3			
Section 228C	Formation of contracts on standard terms	Tier 2	Market administration	Inadequate record keeping or administrative processes	
Section 228K	Preventing or hindering access to operational transportation sites	Tier 1	Supply Security and reliability	Effective operation/proper performance of the system and service	
Section 228L	Transportation service provider must not price discriminate	Tier 1	Adverse market impact	Financial harm to other market participants	