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| **National Gas Law – Final Classification of Tiers** | | | | | |
| **Civil Penalty  Provision** | **Conduct** | **Proposed tier** | **Matrix category** | **Subclassification** | **Post consultation change** |
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| Section 56 |  |  |  |  |  |
| Compliance with regulatory information notice | Tier 1 | Unacceptable market participant behaviour | Failure to comply with specific notice from regulator | **FROM**  Tier 2 - Inappropriate market participant behaviour - General reporting obligations to regulator **TO**  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 |  |

Page 1

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| 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 |  |

Page 2