

Draft Legislation

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Attachments: GOV2016.091.e06 (Clean Energy Rebate) - GOV2016.091.e08 (Clean Energy Rebate).docx (104.45 kB); GOV2016.091.e08 (Clean Energy Rebate).docx (99.84 kB)

Hi,

Attached is a revised draft of the legislation as well as notes from legal below.

Keley

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Please note the following changes since draft 6:

- * S.6 has been slightly amended with the intention that this provision and related regulation-making authority (s.15(1)(h)) cannot be used as a means of stopping all payments and reimbursements due under the Act without Government having to return to the Legislature. The term "prescribed date" has been removed while reference to the "limitation period" beyond which a payment or reimbursement may not be made remains.
- * Note that the language related to the OCEBA amendment remains unchanged: it is much easier to justify keeping the "prescribed date" language here since that program has already concluded and it is appropriate to provide a cut-off date in these circumstances for OCEBA.
- * Section 16 (Repeal) which would have allowed Government to repeal the entire rebate Act was removed in keeping with the direction noted above.
- * Consequential amendments which related to s.16 were also removed (therefore the amendments being made to ss. 3 (c.2) (definition of "enforceable provision" which would now include provisions of this rebate legislation) and s. 70(2.3) adding deemed license conditions related to compliance with this rebate legislation for unit sub-meter providers) of the OEBA would now remain and not be capable of being repealed on proclamation)