



**HYDRO-ELECTRIC COMMISSION (CONTRIBUTIONS)  
ACT 1980**

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No. 103 of 1980  
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**AN ACT** to require the Hydro-Electric Commission to make contributions to the Consolidated Revenue, to provide for incidental matters, and to repeal the Hydro-Electric Commission (Contributions) Act 1978.

[Royal Assent 28 January 1981]

**BE** it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

**1**—This Act may be cited as the *Hydro-Electric Commission* Short title. *(Contributions) Act 1980.*

**Construction.** **2**—This Act shall be read together with, and treated as part of, the *Hydro-Electric Commission Act 1944* (in this Act referred to as the Principal Act).

**Interpretation.** **3**—In this Act, “quarter” means the period of 3 months commencing on 1st January, 1st April, 1st July, or 1st October in the year 1981 and in each subsequent year.

Quarterly contributions to be made by the Commission to Consolidated Revenue.

**4**—(1) The Commission shall, in respect of the quarter commencing on 1st January 1981 and in respect of each subsequent quarter, pay to the Treasurer to the credit of the Consolidated Revenue a contribution calculated on the basis of a rate of 5 per cent of the total revenue received by the Commission in that quarter from retail sales of electrical energy.

(2) For the purposes of subsection (1), the total revenue received by the Commission in any quarter—

- (a) is such amount as is determined in relation to that quarter by the Treasurer after consultation with the Commission;
- (b) does not include any part of that revenue received which is attributable to the contribution required to be paid to the Treasurer under subsection (1);
- (c) does not include any revenue from the sale of electrical energy pursuant to special contracts under section 54 of the Principal Act, and
- (d) does not include any revenue from persons to whom the Commission allows a discount on electrical energy sold to them by the Commission by virtue of their each receiving a Commonwealth pension.

(3) In subsection (2), “Commonwealth pension” means a pension under the *Repatriation Act 1920* of the Commonwealth or under the *Social Services Act 1947* of the Commonwealth, and includes a benefit granted to a supporting parent under Part IVAAA of the last-mentioned Act.

(4) A reference in subsection (3) to a Commonwealth Act includes that Act as amended from time to time and any Commonwealth Act passed in substitution for that Act.

**5**—(1) Subject to subsection (3), the contribution payable by the Commission under section 4 (1) in respect of the quarter commencing on 1st July, 1st October, or 1st January in any year shall be paid not later than the 15th day of the month immediately following the expiration of that quarter. Payment of quarterly contributions.

(2) Subject to subsection (3), the contribution payable by the Commission under section 4 (1) in respect of the quarter commencing on 1st April in any year shall be paid—

(a) by an advance payment not later than the 15th day of the 3rd month of that quarter based on the Commission's estimate of the total revenue that will be received by the Commission in that quarter; and

(b) by a further payment, if necessary, not later than the 15th day of the month immediately following the expiration of that quarter.

(3) If the Treasurer has not made a determination under section 4 (2) in relation to a quarter by the day on which the contribution or further payment in respect of that quarter is payable under subsection (1) or (2), as the case may be, the contribution or further payment that would have been payable on that day becomes payable as soon as the determination has been notified to the Commission.

(4) If an advance payment paid under subsection (2) in a quarter referred to in that subsection is found to exceed the contribution payable by the Commission under section 4 (1) in respect of that quarter, the Treasurer shall refund to the Commission the amount of the excess payment immediately following his determination under section 4 (2).

**6**—The *Hydro-Electric Commission (Contributions) Act 1978* Repeal. is repealed.

Saving.

**7**—If, before the commencement of this Act, the Commission has not, as required by section 4 (1) of the *Hydro-Electric Commission (Contributions) Act 1978*, paid to the Treasurer the contribution payable by it in respect of the quarter commencing on 1st October 1980 because the Treasurer has not made a determination under section 4 (2) of that Act, that contribution becomes payable as soon as the determination has been notified to the Commission, notwithstanding the repeal of that Act by this Act.