

## Notification to Regulator of Entry for Emergency under *Gas Supply Act 2003* section 140

Form GSA140 v1A

<b>Name of Distribution Authority Holder</b>			<i>Signature of authority holder or agent</i>
<b>Area Distribution Authority Number</b>	DA-A-		
<b>Contact name and position title</b>		<b>Signature</b>	
<b>Company (if different from above)</b>		<b>Full name and position</b>	
<b>Telephone number</b>		<b>Date</b>	

Section 140 (section 1) of the *Gas Supply Act 2003* authorises the entry of a distribution officer\* to a place to prevent or deal with an emergency involving, or that may involve, fuel gas transported through the distributor’s distribution pipeline. The power under subsection (1) may be exercised without the consent of, or notice to, the occupier of the place. However, if the occupier is present at the place, before entering the place, the officer must do, or make a reasonable attempt to do, the following things (subsection 3):

- (a) comply with section 136 for the occupier (production or display of identity card);
- (b) tell the occupier the purpose to the entry;
- (c) seek the consent of the occupier to the entry;
- (d) tell the occupier the officer is permitted under this Act to enter the place without the occupier’s consent.

Also, if the occupier is not present at the place, the officer must take reasonable steps to advise the occupier of the officer’s intention to enter the place (subsection 4). Subsections (3) and (4) do not require the officer to take a step that the officer reasonably believes may frustrate or otherwise hinder the prevention or dealing with the emergency.

Each area distribution authority issued under the Act contains a condition (clause 8.1) stating:

*“The Distributor must, within one month of exercising an entry power...under section 140 of the Act (Power to enter for emergency), notify the Regulator in the approved form and manner.”*

**Given the above legislative obligations and authority condition, please complete the following table detailing the entry under section 140**

Date of Entry	Work Request No.	Specific Reason for Entry e.g. to fix gas leak as a result of damage caused by private earthworks	Customer Class		Consent for Entry		Outcome of Emergency
			Domestic	Other	Was occupier notified before entry? (Yes/No)	If no, what was the reason prior notification was not given to occupier? eg. customer was unable to be contacted	

\*distribution officer’ is defined, for a distributor, to mean a person appointed, under section 132, as a distribution officer for the distributor, whose appointment is still in force (Schedule 4 of the Act).