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**No. S 898**

**ENERGY CONSERVATION ACT  
(CHAPTER 92C)**

**ENERGY CONSERVATION  
(ENERGY MANAGEMENT PRACTICES)  
(AMENDMENT) REGULATIONS 2019**

In exercise of the powers conferred by section 78(1) of the Energy Conservation Act, the Minister for the Environment and Water Resources makes the following Regulations:

**Citation and commencement**

1. These Regulations are the Energy Conservation (Energy Management Practices) (Amendment) Regulations 2019 and come into operation on 1 January 2020.

**New Part IV**

2. The Energy Conservation (Energy Management Practices) Regulations 2013 (G.N. No. S 246/2013) are amended by inserting, immediately after regulation 11, the following Part:

**“PART IV**

**ENERGY EFFICIENCY OPPORTUNITIES  
ASSESSMENTS FOR REGISTERED CORPORATIONS**

**Definitions of this Part**

**12.—(1)** In this Part —

“assessment period”, in relation to a relevant business activity, means —

- (a) the first assessment period relating to the first assessment for the relevant business activity; or
- (b) a subsequent assessment period relating to a subsequent assessment for the relevant business

activity following the first assessment period mentioned in paragraph (a);

“assessment report” means a report in respect of a first assessment or subsequent assessment, as the case may be;

“energy” and “energy commodity” have the meanings given by paragraph 2 of the Energy Conservation (Registrable Corporations) Order 2013 (G.N. No. S 248/2013);

“energy efficiency opportunities assessor” means an individual mentioned in regulation 21(a);

“first assessment”, in relation to a relevant business activity, means an energy efficiency opportunities assessment conducted under regulation 14(1);

“first assessment period” has the meaning given by regulation 14(2) or (3)(c) or (d), as the case may be;

“reference period” has the meaning given by regulation 19(a);

“subsequent assessment”, in relation to a relevant business activity, means an energy efficiency opportunities assessment that is conducted after a first assessment was conducted for the relevant business activity;

“subsequent assessment period” means the period mentioned in regulation 15(2) or (3), as the case may be.

(2) In this Part, the total energy consumed by a relevant business activity —

- (a) must be derived from all fuel and energy commodities used to provide or produce the energy consumed; but
- (b) excludes energy produced from any fuel or energy commodity that is already accounted for in the total figure.

**Application of this Part**

**13.—**(1) This Part applies to every relevant business activity carried out by a registered corporation, except the generation, transmission or distribution of electricity involving the operation of at least one gas turbine, steam turbine or unit containing one or more gas turbines and steam turbines, that has a designed power output of more than 10 megawatts.

- (2) This Part does not apply to a registered corporation if —
- (a) in relation to a first assessment for a relevant business activity — the registered corporation ceases, before the expiry of the first assessment period for that relevant business activity, to have operational control of the relevant business activity;
  - (b) in relation to a subsequent assessment for a relevant business activity — the registered corporation ceases, before the expiry of the subsequent assessment period for that relevant business activity, to have operational control of the relevant business activity; or
  - (c) the registration of the registered corporation is cancelled under section 25(2) of the Act.

(3) Regulations 18 and 20 do not apply in relation to an energy-consuming system that is an aircraft engine test cell.

**First energy efficiency opportunities assessment**

**14.—**(1) A registered corporation must, before the expiry of the first assessment period for each relevant business activity under its operational control —

- (a) conduct a first assessment for the relevant business activity; and
- (b) submit to the Director-General an assessment report in respect of the first assessment.

(2) Subject to paragraph (3), the first assessment period for a relevant business activity is the period of 6 years starting on the

day the registered corporation establishes operational control of the relevant business activity on or after 1 January 2020.

(3) A registered corporation that established operational control of a relevant business activity before 1 January 2020 is taken to have complied with paragraph (1) if the registered corporation —

- (a) conducts a first assessment for the relevant business activity that satisfies the requirements in regulation 16; and
- (b) submits an assessment report that satisfies the requirements in regulation 22,

in respect of the applicable first assessment period as follows:

- (c) where the registered corporation established operational control of the relevant business activity on or before 2 June 2017 — the period starting on 1 January 2016 or the day the registered corporation established operational control of the relevant business activity (whichever is later) and ending on 31 December 2021;
- (d) where the registered corporation established operational control of the relevant business activity after 2 June 2017 — the period of 6 years starting on the day the registered corporation established operational control of the relevant business activity.

(4) For the purposes of paragraph (3), where the day on which the registered corporation establishes operational control of the relevant business activity falls on 29 February, the anniversary of that date in a year that is not a leap year is to be taken as 1 March.

### **Subsequent energy efficiency opportunities assessments**

**15.—**(1) A registered corporation must, where the total energy consumed by any relevant business activity under its operational control in at least 2 of the 3 calendar years in the applicable period for that relevant business activity —

- (a) is equal to or more than 500 terajoules of energy consumed per calendar year — comply with paragraph (2) in relation to that relevant business activity; or
- (b) is equal to or more than 54 terajoules, but is less than 500 terajoules, of energy consumed per calendar year — comply with paragraph (3) in relation to that relevant business activity.

(2) In relation to a relevant business activity mentioned in paragraph (1)(a), the registered corporation must, before the expiry of the period of 6 years starting immediately after the end of the immediately preceding assessment period for the relevant business activity —

- (a) conduct a subsequent assessment for the relevant business activity; and
- (b) submit to the Director-General an assessment report in respect of the subsequent assessment.

(3) In relation to a relevant business activity mentioned in paragraph (1)(b), the registered corporation must, if the Director-General by written notice requires —

- (a) conduct a subsequent assessment for the relevant business activity; and
- (b) submit to the Director-General an assessment report in respect of the subsequent assessment,

before the expiry of the period of 6 years starting on the date of the written notice.

(4) In this regulation —

“applicable period” means —

- (a) in relation to the first assessment period for a relevant business activity over which the registered corporation established operational control on or before 2 June 2017 — the calendar years 2018, 2019 and 2020; or