

# Application form for Gas Distributors seeking Gas Operator status

(SECTION 5 OF THE GAS ACT 1992)

## **Background and guidance notes:**

Section 5 of the Gas Act 1992 relates to a declaration of person as gas operator. Under this section, the Minister may, by notice in the *Gazette*, declare a person to be a gas operator for the purposes of the Gas Act 1992 or any provision or provisions of the Act if the Minister is satisfied that the declaration is necessary to enable the person to start or carry on a business as a gas distributor.

Applicants must answer all parts of the standard form and provide as much supporting evidence as possible to satisfy the application criteria. Supporting evidence could include:

- › an email or letter from the local council or other authority as applicable for your project(s) that shows gas operator status is necessary
- › a map showing the location of the planned works, including the areas where gas fittings are to be placed or maintained clearly marked.

The applicant must be able to show that it is necessary they are granted gas operator status. The applicant should provide an explanation or commentary discussing why gas operator status is sought and the objectives of the work proposed having regard to whether it crosses road or rail.

You may use extra pages to complete your answer if necessary. Please attach these to your application.

## **Privacy statement**

Personal information provided on this form will be held and used by the Ministry of Business, Innovation and Employment (MBIE) for the purposes of processing and assessing your application for gas operator status. Information provided may also be used to contact the person who completed this form about the application or matters relating to the applicant's gas operator status.

The personal information you supply will not be used for any other reasons unless permitted under the Privacy Act 2020 (e.g. with your consent or for a directly related purpose). The information may also be provided to third parties where it is required or permitted by law. You can access or correct your personal information held by us at any time.

## **Official Information Act 1982**

Information you provide is able to be requested by third parties under the Official Information Act 1982. There are various grounds available to MBIE to withhold information requested under this Act. However, MBIE makes no representations or assurances to the effect that it won't release your information. Any decision that MBIE does make to withhold your information may be reviewed by the Ombudsman who may recommend the release of such information. MBIE is under a duty to comply with Ombudsman recommendations.

## **Public Records Act 2005**

Information you provide will be held and stored by MBIE in accordance with the Public Records Act 2005.

**1. Full legal name of applicant**

**2. Full legal address of applicant**

Mailing address:

Town:

Postcode:

**3. Contact details**

Contact details for person applying on behalf of entity seeking gas operator status, including contact person's name, address for correspondence, phone, and email:

Name:

Address:

Town:

Postcode:

Phone:

Email:

**4. Gas operator provisions**

The Minister may declare an applicant to be a gas operator for:

- › any particular provision in the Gas Act 1992, or
- › more than one provision (e.g. sections 25 and 32 of the Act), or
- › for the purposes of the Gas Act 1992 (which would mean all the Gas Act 1992 provisions that apply to gas operators would apply to the applicant).

Which provisions are you applying for?

**Notes on this question:**

The relevant Gas Act provisions are:

- › Section 25 – Construction or maintenance of works on roads and associated sections
- › Section 32 – Rights of entry in respect of level crossings and associated sections
- › All provisions that apply to gas operators

**5. Proposed activities to be undertaken by applicant**

Describe the activities the applicant intends to undertake and how these activities relate to enabling the applicant to start or carry on a business as a gas distributor. State the activities relevant to each provision the applicant is seeking declaration as gas operator for. If the applicant is applying to be a gas operator for the purposes of the Gas Act 1992 generally rather than for one or more specific provisions, the applicant needs to state the activities relevant to all of the Gas Act provisions that apply to gas operators.

Provision:

Proposed activities:

Explain how these activities would **enable** the applicant to start or carry on a business as a gas distributor:

Provision:

Proposed activities:

**6. Why is gas operator status necessary?**

Explain how gas operator status is **necessary** to enable the applicant to carry on or start a business as a gas distributor?

Signed (electronic acceptable):

Name (please print):

Date signed  /  /   
DD MM YYYY