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*Government Owned Corporations Act 1993*  
Section 115

## **DIRECTION TO THE BOARD OF POWERLINK QUEENSLAND**

### **1. Definitions**

In this Direction:

- (a) **Act** means the *Government Owned Corporations Act 1993*;
- (b) **Board** means the board of directors of Powerlink Queensland;
- (c) **Kidston Hydro Project** means the Kidston Pumped Storage Hydro Project that involves the development of a 250 MW hydro facility to be located approximately 270 kilometres north-west of Townsville. Genex Power Limited (ACN 152 098 854) is the principal corporate entity sponsoring this project. The key project entity is Kidston Hydro Project Co Pty Ltd (ACN 633 289 791) acting as Trustee for the Kidston Hydro Project Trust;
- (d) **Powerlink Queensland** means Queensland Electricity Transmission Corporation Limited (ACN 078 849 233);
- (e) **Project** means the provision of support by Powerlink Queensland to the Kidston Hydro Project including by:
  - (i) the entry by Powerlink Queensland into a Connection and Access Agreement with the relevant entity associated with the Kidston Hydro Project;
  - (ii) the entry by Powerlink Queensland into a Deed in relation to Transmission Support Charges with the relevant entity associated with the Kidston Hydro Project;
  - (iii) anything else to do with matters in relation to Powerlink Queensland or its Subsidiaries that arise because of the Project;
  - (iv) anything else necessary, incidental, consequential or convenient to facilitate or support the above matters; and
  - (v) any due diligence, preparatory or investigatory activities in relation to the above matters;
- (f) **Queensland Treasury** means the department responsible for administering the Act;
- (g) **State** means the State of Queensland;
- (h) **Subsidiary** has the meaning given in section 2 of the Act;

- (i) **Under Treasurer** means the chief executive of Queensland Treasury and includes any person acting in this office from time to time;
- (j) other words and expressions used in this Direction which are defined in the Act have the same meaning as in the Act; and
- (k) words in the singular include the plural and vice versa, unless the context otherwise requires.
2. In accordance with section 115 of the Act, we direct the Board, in relation to Powerlink Queensland and its Subsidiaries, to:
- (a) provide full cooperation and assistance to the State and its advisors to implement the Project;
- (b) give effect to any written request or instruction of the Under Treasurer or their delegate for the purposes of this Direction;
- (c) use their best endeavours to require the employees, servants, agents and contractors of Powerlink Queensland and its Subsidiaries to provide full cooperation and assistance to the State and its advisors to implement the Project;
- (d) as part of, but without limiting, clauses 2(a), 2(b) and 2(c) above:
- (i) disclose and cause Powerlink Queensland to disclose to the State and its advisors such documents and information of Powerlink Queensland and its Subsidiaries or such classes of documents and information of Powerlink Queensland and its Subsidiaries as may be requested by the Under Treasurer or their delegate from time to time for the purposes of the Project, and to retain copies of any documents disclosed pursuant to such a request for such period as required pursuant to the *Public Records Act 2002* or any longer period specifically required by the Under Treasurer;
- (ii) assist and cause Powerlink Queensland to assist the State and its advisors with the identification of the assets, liabilities and instruments that are used or incurred by, or relate to, Powerlink Queensland and its Subsidiaries for the purpose of implementing the Project; and
- (iii) permit access by the State and its advisors to all premises, assets, documents and records of Powerlink Queensland and its Subsidiaries as requested by the Under Treasurer or their delegate for the purposes of the Project;
- (e) execute such instruments as required by the Under Treasurer or their delegate for the purposes of implementing the Project;
- (f) carry out any other tasks or take such other actions for the purposes of the Project as required by the Under Treasurer or their delegate; and
- (g) where there is an ambiguity or doubt about the meaning or intent of this Direction, Powerlink Queensland and its Board follow the interpretation of the Under Treasurer about the matter as advised to them in a written clarifying statement.

Dated at Brisbane this twenty-fourth day of May 2021.

**The Honourable Cameron Dick MP**  
Treasurer and Minister for Investment

**The Honourable Mick de Brenni MP**  
Minister for Energy, Renewables and Hydrogen and  
Minister for Public Works and Procurement