

Stakeholder feedback template – Amendment of the DAA Record Keeping Guideline

Stakeholder details

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Question**Stakeholder submission****Amendments that will impact routine requirements – Transportation Facility Users (shippers)**

Do you think the proposed addition of a record creator reporting field will improve accountability when it comes to ensuring that records are accurate and verifiable? If not, please indicate why not?

Australia Pacific LNG considers that it is not presently clear how the AER would propose to use record creator information. The requirement to keep contemporaneous records is ultimately a requirement of the transportation facility users (shipper), rather than a direct obligation its employees for which such employees would be personally liable. Accordingly, Australia Pacific LNG seeks clarification from the AER as to the intended use of such information and whether record creators will be called upon directly during any investigation. We consider that there should be transparency as to how the AER would intend to use record creator information and the AER should outline this in its guidelines, along with assurances that such personal information be adequately protected.

For example, shippers conduct a substantial volume of transactions annually, while AER investigations are infrequent and are not subject to any formal timeline. If the AER intends to rely on record creators for verification purposes, it is reasonable to anticipate that individual record creators may need to refer to internal records in order to reconstruct the circumstances that led to a particular renomination.

This increases the risk of discrepancies between contemporaneous records and individual recollections.

To avoid the concerns highlighted above, a possible alternative would be for record creator information to be required as part of shipper contemporaneous records so that the source of the record is internally known, but that the identity of such record creators be able to be redacted prior to provision to the AER.