

## SCHEDULES

### SCHEDULE 12

#### AMENDMENTS

##### *The Energy (Northern Ireland) Order 2003 (NI 6)*

**48.**—(1) In Article 2(2) in the definition of “the Authority” for “Energy” substitute “ Utility ”.

(2) In Article 5(1) for the words from “other than” to the end substitute “ which it plans to undertake during the year in the exercise of its relevant functions (other than projects comprising routine activities in the exercise of those functions ”.

(3) In Article 5(3) for “functions” substitute “ relevant functions ”.

(4) In Article 5 after paragraph (3) insert—

“(3A) The forward work programme prepared under this Article may, if the Authority so decides, be combined in a single programme with the forward work programme of the Authority prepared under Article 4 of the Water and Sewerage Services (Northern Ireland) Order 2006: and references in the following provisions of this Article to a forward work programme include references to such a combined programme.”

(5) At the end of Article 5 add—

“(6) The Authority shall send a copy of any notice given by it under paragraph (4) to the Council and the Department and also (in the case of notice concerning a combined single programme under paragraph (3A)) to the Department for Regional Development.

(7) In this Article and the following provisions of this Order references to the Authority's relevant functions are references to the functions of the Authority under—

- (a) the Electricity Order;
- (b) the Gas Order; and
- (c) this Order.”.

(6) In Article 6(1)(a) after “year” insert “ in the exercise of its relevant functions ”.

(7) In Article 6(1)(b) after “the Authority” insert “ in the exercise of its relevant functions ”.

(8) In Article 6(2)(a) for “functions” substitute “ relevant functions ”.

(9) In Article 6(2)(b) after “year” insert “ prepared under Article 5 ”.

(10) In Article 6 after paragraph (4) insert—

“(4A) The annual report prepared under this Article may, if the Authority so decides, be combined in a single report with the annual report of the Authority prepared under Article 5 of the Water and Sewerage Services (Northern Ireland) Order 2006; and references in the following provisions of this Article to an annual report include references to such a combined report.”.

(11) In Article 10 after paragraph (3) insert—

“(3A) The forward work programme prepared under this Article may, if the Council so decides, be combined in a single programme with the forward work programme of the Council prepared under Article 46 of the Water and Sewerage Services (Northern Ireland)

**Changes to legislation:** *The Water and Sewerage Services (Northern Ireland) Order 2006, Paragraph 48 is up to date with all changes known to be in force on or before 27 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

Order 2006: and references in the following provisions of this Article to a forward work programme include references to such a combined programme.”

(12) In Article 10(6) at the end add “ and also (in the case of a combined single programme under paragraph (3A)) to the Department for Regional Development ”.

(13) In Article 11(1) omit“(in respect of its relevant functions)” and after “securing” insert “ as respects the exercise of their respective relevant functions ”.

(14) In Article 12(4), after “gas” add “ and in relation to water or sewerage services ”.

(15) In Article 14(4), after “electricity” add “ and in relation to water or sewerage services ”.

(16) In Article 24 at the end of paragraph (1) add “ under this Part ”.

(17) In Article 26(1) for “functions” substitute “ relevant functions ”.

(18) In Article 63(6)(c) for “1973 (NI 2)” substitute “ 2006 ”.

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#### **Commencement Information**

**II** [Sch. 12 para. 48](#) wholly in operation at 1.4.2007, see [art. 1\(2\)](#) and [S.R. 2007/194](#), [art. 2\(2\)](#), [Sch. 1 Pt. II](#) (subject to [art. 3](#), [Sch. 2](#))

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**Changes and effects yet to be applied to the whole Order associated Parts and Chapters:**

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- art. 293(10A) inserted by [2015 c. 8 \(N.I.\) Sch. 3 para. 2\(b\)](#)