

2007 No. 320 (C. 21)

ELECTRICITY

GAS

**The Energy (2003 Order) (Commencement No. 5) Order
(Northern Ireland) 2007**

Made - - - -

2nd July 2007

The Department of Enterprise, Trade and Investment, in exercise of the powers conferred on it by Article 1(2) of the Energy (Northern Ireland) Order 2003(a) and of every other power enabling it in that behalf, hereby makes the following Order:

Citation, commencement, interpretation and application

1. This Order may be cited as the Energy (2003 Order) (Commencement No. 5) Order (Northern Ireland) 2007.

Appointed day

2. 3rd July 2007 is the day appointed for the coming into operation of the provisions of the Energy (Northern Ireland) Order 2003 listed in column 1 of the Schedule for the purposes set out in column 3 thereof.

Sealed with the Official Seal of the Department of Enterprise, Trade and Investment on 2nd July 2007.



Jenny Pyper
A senior officer of the
Department of Enterprise, Trade and Investment

SCHEDULE 1

Article 2

PROVISIONS OF THE ENERGY (NORTHERN IRELAND) ORDER 2003 COMING INTO OPERATION ON 3rd JULY 2007

<i>Provision of the Order (1)</i>	<i>Subject Matter (2)</i>	<i>Purpose (3)</i>
Article 28	New kind of electricity transmission licence	For all remaining purposes
Article 29	Conversion of existing electricity transmission licences	For all purposes
The following paragraphs of Schedule 3 and Article 65 in so far as it relates to them—	Amendments to—	
paragraphs 1(1) except the words “, in the definition of “authorised area”, omit the words “(b) or” and “transmit or” and”	The Electricity (Northern Ireland) Order 1992 ^(a)	For all purposes
paragraphs 2, 3(2), 4, 5, 6, 10, 11, 13, 18	The Electricity (Northern Ireland) Order 1992	For all purposes
In Schedule 5 the following entries (and Article 65 in so far as it relates to them)—	Repeals	
the entry relating to the words “(b) or” in Article 11A(2)(a) of the Electricity (Northern Ireland) Order 1992		For all purposes
the entry relating to the words “(b) or” in Article 13(4) of the Electricity (Northern Ireland) Order 1992		For all purposes

^(a) S.I. 1992/231 (N.I. 1)

EXPLANATORY NOTE

(This note is not part of the Order)

This Order provides for the coming into operation on 3rd July 2007 of the following provisions of the Energy (Northern Ireland) Order 2003—

- (a) Article 28 which replaces the current prohibition in the Electricity Order on transmitting electricity for certain specified purposes without a licence or exemption with a new prohibition on participating in such transmission without a licence.
- (b) Article 29 which provides for any existing licence to transmit electricity under Article 10(1)(b) of the Electricity Order to have effect, after the date on which Article 28 comes into operation, as a licence to participate in the transmission of electricity.
- (c) Certain consequential amendments of and repeals to the Electricity (Northern Ireland) Order 1992 effected by Schedules 3 and 5, and Article 65 in so far as it relates to them.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Energy (Northern Ireland) Order 2003 came into operation on the day after the Order was made (28th February 2003) or have been brought into operation by the Energy (2003 Order) (Commencement No. 1) Order (Northern Ireland) 2003 (S.R. 2003 No 203 (C.15)), the Energy (2003 Order) (Commencement No. 2) Order (Northern Ireland) 2004 (S.R. 2004 No. 71 (C.1)), the Energy (2003 Order) (Commencement No. 3) Order (Northern Ireland) 2005 (S.R. 2005 No. 31 (C. 2)), or by the Energy (2003 Order) (Commencement No. 4) Order (Northern Ireland) 2007 (S.R. 2007 No. 283 (C.16)).

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Articles 1 and 2	28.02.03	
Articles 3 to 21	1.04.03	2003 No. 203 (C. 15)
Articles 22 (partially)	1.04.03	2004 No. 71 (C. 1)
(remainder)	2.03.04	2004 No. 71 (C. 1)
Articles 23 to 27	1.04.03	2003 No. 203 (C. 15)
Article 28 (partially)	5.05.07	2007 No. 283 (C. 16)
Articles 32(1) and (2)	2.03.04	2004 No. 71 (C. 1)
Articles 33 to 35	1.04.03	2003 No. 203 (C. 15)
Articles 36 to 40	2.03.04	2004 No. 71 (C. 1)
Article 41 (partially)	1.04.03	2003 No. 203 (C. 15)
(partially)	2.03.04	2004 No. 71 (C. 1)
(partially)	10.02.05	2005 No. 31 (C. 2)
Articles 42 to 44	1.04.03	2003 No. 203 (C. 15)
Article 45(9) (partially)	1.04.03	2003 No. 203 (C. 15)
Article 45 (for all remaining purposes)	2.03.04	2004 No. 71 (C. 1)
Article 46 (partially)	1.04.03	2003 No. 203 (C. 15)
(remainder)	2.03.04	2004 No. 71 (C. 1)
Articles 47 to 50	2.03.04	2004 No. 71 (C. 1)
Article 51 (partially)	1.04.03	2003 No. 203 (C. 15)
(remainder)	2.03.04	2004 No. 71 (C. 1)
Article 52(6) (partially)	2.03.04	2004 No. 71 (C. 1)

(partially)	10.02.05	2005 No. 31 (C. 2)
Articles 53 to 55	10.02.05	2005 No. 31 (C. 2)
Article 56	2.03.04	2004 No. 71 (C. 1)
Article 57(2) to (8)	2.03.04	2004 No. 71 (C. 1)
Article 59 and 60	28.02.03	
Article 61 to 63	1.04.03	2003 No. 203 (C. 15)
Article 64	28.02.03	
Article 65 and Sch. 3	28.02.03	
(partially)	1.04.03	2003 No. 203 (C. 15)
(partially)	2.03.04	2004 No. 71 (C. 1)
(partially)	10.02.06	2005 No. 31 (C. 2)
Schedule 5 (partially)	1.04.03	2003 No. 203 (C. 15)
(partially)	2.03.04	2004 No. 71 (C. 1)
Articles 66 and 67	28.02.03	
Schedule 1	1.04.03	2003 No. 203 (C. 15)
Schedule 2	2.03.04	2004 No. 71 (C. 1)
Schedule 4	28.02.03	