

SCHEDULE 6

Changes to participants

PART 3

Undertakings

SECTION 1

Post-qualification period

Time for applications

1. Where an application for registration is required under this section(1), that application must be made by the time provided under article 12.

Significant group undertakings leaving a group but not joining another group

2.—(1) Sub-paragraph (2) applies to a group (“A”) where the following change occurs in the post-qualification period—

- (a) a significant group undertaking (“B”) leaves A; and
- (b) B does not become a member of another group.

(2) In respect of the change—

- (a) B must—
 - (i) apply to be registered as a participant in accordance with article 11; and
 - (ii) when doing so notify the administrator that it was a member of A and when it ceased to be so;
- (b) A must—
 - (i) apply to be registered as a participant in accordance with article 11;
 - (ii) when doing so notify the administrator that B was a member of A and when it ceased to be so; and
 - (iii) in respect of the information required under paragraph 6 of Schedule 5, include the information which applied to B in the qualification year.

Joining of undertakings with a group which is not required to register as a participant

3.—(1) Sub-paragraph (2) applies to a group or undertaking (“C”) where the following change occurs in the post-qualification period—

- (a) C becomes a significant group undertaking as a member of another group (“D”); and
- (b) D is not required to register under article 24.

(2) In respect of the change—

- (a) D must—
 - (i) apply for registration as a participant in accordance with article 11; and

(1) This section applies to an undertaking or a group of undertakings further to article 27(2).

- (ii) when doing so notify the administrator that C is a member of D and when that occurred;
 - (b) C must not apply for registration as a participant;
 - (c) D is only a participant in respect of C; and
 - (d) D must with the application for registration provide in respect of the qualification year the information in sub-paragraph (3).
- (3) The information referred to in sub-paragraph (2)—
- (a) a list of the settled half hourly meters which measured the supply of electricity to D and the identification numbers of those meters; and
 - (b) in respect of the supply of electricity to D measured by settled half hourly meters and non-settled half hourly meters—
 - (i) whether or not the supply equalled or exceeded 3000 MWh and, if it did, the amount of the supply; and
 - (ii) if the supply equalled or exceeded 6000 MWh—
 - (aa) why D was not required to register as a participant; and
 - (bb) which deductions from a supply in section 4 and, if applicable, section 5 of Schedule 1 are applicable to the supply.

Joining of undertakings with a group which is required to register as a participant

- 4.—(1) Sub-paragraphs (2) to (4) apply to a group or undertaking (“E”) where the following change occurs in the post-qualification period—
- (a) E becomes a significant group undertaking as a member of another group (“F”); and
 - (b) F is required to register under article 24 but has not applied for registration.
- (2) In respect of the change F must—
- (a) apply for registration as a participant in accordance with article 11;
 - (b) when doing so notify the administrator that E is a member of F and when that occurred;
 - (c) in that notification F must inform the administrator whether or not F requests that E may apply for registration as a separate participant; and
 - (d) in respect of the information required under paragraph 6 of Schedule 5, include the information which applied to E in the qualification year.
- (3) Where a request is made under sub-paragraph (2)(c), that must be treated as a request under article 25(2) and paragraphs (3) and (4) of that article apply.
- (4) Except where sub-paragraph (3) applies, E must not apply for registration as a participant.

Significant group undertakings transferring between groups

- 5.—(1) Sub-paragraphs (2) to (4) apply to a significant group undertaking (“G”) of a group (“H”) where—
- (a) G becomes a significant group undertaking as a member of another group (“J”) in the post-qualification period; and
 - (b) H and J are groups to which article 27(2) applies.
- (2) In respect of the change H and J must—
- (a) apply for registration as participants in accordance with article 11;
 - (b) when doing so notify the administrator of the change and when it occurred; and

- (c) in the notification by J, it must inform the administrator whether or not J requests that G may apply for registration as a separate participant.
- (3) Where a request is made under sub-paragraph (2)(c), that must be treated as a request under article 25(2) and paragraphs (3) to (6) of that article apply.
- (4) In respect of the information required under paragraph 6 of Schedule 5—
 - (a) H must include the information which applied to G in the qualification year;
 - (b) J must not include that information.