
DRAFT STATUTORY INSTRUMENTS

2011 No. 0000

**ELECTRICITY
GAS**

The Electricity and Gas (Internal Markets) Regulations 2011

*Made - - - - [Date] 2011
Coming into force in accordance with
regulation 1(1)*

**THE ELECTRICITY AND GAS (INTERNAL
MARKETS) REGULATIONS 2011**

PART 1

Introductory provisions

1. Citation, commencement and extent
2. Interpretation

PART 2

Consumer protection

3. National Consumer Council to provide guidance to energy consumers

PART 3

Transmission and the operation of interconnectors

4. Gas transmission and the operation of gas interconnectors: independence
5. Electricity transmission and the operation of electricity interconnectors: independence

PART 4

Gas facilities

6. Independence of storage facilities
7. General duties of storage facility owners, LNG import or export facility owners etc
8. Duty to allow others to use storage facilities: exemptions for new and modified facilities

Draft Legislation: This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: The Electricity and Gas (Internal Markets) Regulations 2011 No. 2704

9. Duty to allow others to use storage facilities: review and revocation of exemptions
10. Duty to allow others to use storage facilities
11. Duty to allow others to use LNG import or export facilities: exemptions for new and modified facilities
12. Duty to allow others to use LNG import or export facilities: review and revocation of exemptions
13. Duty to allow others to use LNG import or export facilities
14. Duty to allow others to use LNG import or export facilities: exemptions in relation to take-or-pay commitments
15. Exempt new and modified facilities: mechanisms for the allocation of capacity
16. Consequential amendments of the Petroleum Act 1998 in respect of storage facilities
17. Transitional provision in relation to exempt storage and LNG import or export facilities

PART 5

Distribution

18. Independence of gas transporters authorised to convey gas to premises
19. Independence of electricity distributors

PART 6

Licence exempt undertakings

20. Duties of gas distribution exemption holders and supply exemption holders
21. Duties of electricity distribution exemption holders and supply exemption holders

PART 7

Regulatory authority

Designation, reporting and members

22. Designation of the Gas and Electricity Markets Authority as the regulatory authority for Great Britain
23. Authority to prepare annual reports on its activities as designated regulatory authority
24. Members of the Gas and Electricity Markets Authority
25. Definitions in the Utilities Act 2000

Principal objectives

26. Authority's principal objective in relation to gas
27. Authority's principal objective in relation to electricity

Dispute resolution

28. Authority's dispute resolution functions in relation to gas
29. Authority's dispute resolution functions in relation to electricity

Monitoring

30. Authority's monitoring functions in relation to gas

31. Authority's monitoring functions in relation to electricity

*Binding decisions of the Agency for the Cooperation of
Energy Regulators and of the European Commission*

32. Binding decisions of the Agency for the Cooperation of Energy Regulators and of the European Commission in relation to gas
33. Binding decisions of the Agency for the Cooperation of Energy Regulators and of the European Commission in relation to electricity

Consultation and cooperation

34. Authority to consult and cooperate with other authorities in relation to gas
35. Authority to consult and cooperate with other authorities in relation to electricity
36. Confidentiality requirements in respect of cross-border exchanges of information

PART 8

Enforcement

37. Enforcement provisions of the Gas Act 1986
38. Saving provision in relation to enforcement action under section 22 of the Gas Act 1986
39. Enforcement provisions of the Electricity Act 1989
40. Amendment of Electricity and Gas (Determination of Turnover for Penalties) Order 2002

PART 9

Licence modification procedure

41. Amendment of licence modification provisions in the Gas Act 1986
42. Transitional and savings provision for the Gas Act 1986 in relation to modification of licence conditions, references to the Competition Commission and Competition Commission membership
43. Amendment of licence modification provisions in the Electricity Act 1989
44. Transitional and savings provision for the Electricity Act 1989 in relation to modification of licence conditions, references to the Competition Commission and Competition Commission membership
45. Minor and consequential amendments

PART 10

Miscellaneous provisions

46. Amendment of section 19E of the Gas Act 1986
47. Amendment of section 48 of the Gas Act 1986
48. Amendment of section 64 of the Electricity Act 1989
49. Modifications of standard conditions of gas licences
50. Modifications of standard conditions of electricity licences
51. Review
Signature

SCHEDULE 1 — Duties of gas distribution exemption holders and supply exemption holders

SCHEDULE 2 — Duties of electricity distribution exemption holders and supply exemption holders

SCHEDULE 3 — Obligations enforceable as relevant requirements under the Gas Act 1986

SCHEDULE 4 — Obligations enforceable as relevant requirements under the Electricity Act 1989

SCHEDULE 5 — Procedure for appeals under section 23B of the Gas Act 1986

SCHEDULE 6 — Procedure for appeals under section 11C of the Electricity Act 1989

SCHEDULE 7 — Modification of standard conditions of licences granted under the Gas Act 1986

PART 1 — Interpretation

1. In this Schedule— “the Authority” means the Gas and Electricity...

PART 2 — Standard conditions of gas transporter licences

2. (1) The standard conditions of a gas transporter licence are...

PART 3 — Standard conditions of gas supply licences

3. (1) The standard conditions of a gas supply licence are...

PART 4 — Standard conditions of gas interconnector licences

4. (1) The standard conditions of a gas interconnector licence are...

SCHEDULE 8 — Modification of standard conditions of licences granted under the Electricity Act 1989

PART 1 — Interpretation

1. In this Schedule— “the Authority” means the Gas and Electricity...

PART 2 — Standard conditions of electricity transmission licences

2. (1) The standard conditions of an electricity transmission licence are...

PART 3 — Standard conditions of electricity distribution licences

3. (1) The standard conditions of an electricity distribution licence are...

PART 4 — Standard conditions of electricity supply licences

4. (1) The standard conditions of an electricity supply licence are...

PART 5 — Standard conditions of electricity interconnector licences

5. (1) The standard conditions of an electricity interconnector licence are...

Explanatory Note