

SCHEDULES

SCHEDULE 3

OTHER AMENDMENTS OF PART I OF 1986 ACT

Maximum prices for reselling gas

45 For section 37 of the 1986 Act there shall be substituted the following section—

“37 Maximum prices for reselling gas

- (1) The Director shall from time to time direct that the maximum prices at which gas supplied by gas suppliers may be resold—
 - (a) shall be such as may be specified in the direction; or
 - (b) shall be calculated by such method and by reference to such matters as may be so specified,and shall publish directions under this section in such manner as in his opinion will secure adequate publicity for them.
- (2) A direction under this section may—
 - (a) require any person who resells gas supplied by a gas supplier to furnish the purchaser with such information as may be specified or described in the direction; and
 - (b) provide that, in the event of his failing to do so, the maximum price applicable to the resale shall be such as may be specified in the direction, or shall be reduced by such amount or such percentage as may be so specified.
- (3) Different directions may be given under this section as respects different classes of cases, which may be defined by reference to areas or any other relevant circumstances.
- (4) If any person resells any gas supplied by a gas supplier at a price exceeding the maximum price determined by or under a direction under this section and applicable to the resale—
 - (a) the amount of the excess; and
 - (b) if the direction so provides, interest on that amount at a rate specified or described in the direction,shall be recoverable by the purchaser.
- (5) Nothing in this section shall apply in relation to the resale of gas for use in a motor vehicle which is constructed or adapted to use gas as fuel for its propulsion.”