

**Changes to legislation:** Energy Act 2004, Paragraph 9 is up to date with all changes known to be in force on or before 26 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

## SCHEDULES

### SCHEDULE 16

#### APPLICATIONS AND PROPOSALS FOR NOTICES UNDER SECTION 95

##### Modifications etc. (not altering text)

- C1** Sch. 16 modified in part (1.4.2010) by [Marine and Coastal Access Act 2009 \(c. 23\)](#), **ss. 13(5)(6)**, 324(3); [S.I. 2010/298](#), **art. 2**, **Sch. para. 5** (with **art. 4(2)**)

##### *Parliamentary control of regulations*

- 9 Regulations under this Schedule<sup>[F1]</sup>—
- (a) if made by the Secretary of State<sup>[F2]</sup> or the Welsh Ministers], are subject to the negative resolution procedure<sup>[F3]</sup>;
- (b) if made by the Scottish Ministers, are subject to the negative procedure (see section 28 of the Interpretation and Legislative Reform (Scotland) Act 2010).]

##### Textual Amendments

- F1** Words in Sch. 16 para. 9 inserted (1.4.2017) by [Scotland Act 2016 \(c. 11\)](#), **ss. 62(19)(a)**, 72(4)(e); [S.I. 2017/300](#), **reg. 3**
- F2** Words in [Sch. 16 para. 9\(a\)](#) inserted (1.4.2019) by [Wales Act 2017 \(c. 4\)](#), s. 71(4), **Sch. 6 para. 61** (with [Sch. 7 paras. 1, 6](#)); [S.I. 2017/1179](#), **reg. 5(b)**
- F3** Words in Sch. 16 para. 9 inserted (1.4.2017) by [Scotland Act 2016 \(c. 11\)](#), **ss. 62(19)(b)**, 72(4)(e); [S.I. 2017/300](#), **reg. 3**

##### Commencement Information

- I1** Sch. 16 para. 9 in force at 1.10.2005 by [S.I. 2005/877](#), **art. 2(2)**, **Sch. 2**

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

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

- s. 137(3)(c)-(e) inserted by [2011 c. 16 s. 117\(b\)](#)
- s. 173(2C) inserted by [2023 c. 52 Sch. 14 para. 10](#)
- Sch. 22 para. 4(1A) inserted by [2023 c. 52 Sch. 14 para. 11\(2\)\(b\)](#)