



# Energy Act 2008

## 2008 CHAPTER 32

### PART 2

#### ELECTRICITY FROM RENEWABLE SOURCES

##### *The renewables obligation*

#### **40 The Northern Ireland renewables obligation**

- (1) In section 121 of the Energy Act 2004 (c. 20) (power of Gas and Electricity Markets Authority to act on behalf of Northern Ireland regulator)—
  - (a) in subsection (1) for “Energy” substitute “ Utility ”,
  - (b) in subsection (2) for “Articles 52” to the end substitute “ the Northern Ireland provisions. ”, and
  - (c) after that subsection insert—
    - “(3) For this purpose “the Northern Ireland provisions” means—
      - (a) Articles 52 to 55 of the Energy (Northern Ireland) Order 2003 (renewables obligations for Northern Ireland suppliers), and
      - (b) any provision made (whether before or after the passing of the Energy Act 2008) by an order under Article 56 of the Energy (Northern Ireland) Order 2003 which amends Part 7 of that Order.”
- (2) In Article 56(1) of the NI Energy Order (power to amend Part 7 of that Order to take account of amendments of corresponding Great Britain provisions), the reference to amendments made to sections 32 to 32C of the Electricity Act 1989 (c. 29) includes a reference to section 37 of this Act.
- (3) In the case of an order under Article 52 of the NI Energy Order made by virtue of a NI amending order, the requirements of Article 52(6) of the NI Energy Order (consultation before making a renewables order) may be satisfied by consultation undertaken before the NI amending order came into force or the passing of this Act.

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*Changes to legislation: There are currently no known outstanding effects  
for the Energy Act 2008, Section 40. (See end of Document for details)*

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(4) In this section “NI amending order” and “NI Energy Order” have the same meaning as in section 38.

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**Commencement Information**

**I1** S. 40 in force at 26.1.2009 by [S.I. 2009/45](#), **art. 2(a)(iii)**

**Changes to legislation:**

There are currently no known outstanding effects for the Energy Act 2008, Section 40.