



Energy Act 2011

2011 CHAPTER 16

PART 1

ENERGY EFFICIENCY

CHAPTER 5

INFORMATION ABOUT ENERGY CONSUMPTION, EFFICIENCY AND TARIFFS

Smart meters

73 Smart meters

- (1) Section 88 of the Energy Act 2008 (power to modify licence conditions etc: smart meters) is amended in accordance with subsections (2) to (6).
- (2) In subsection (1)(a) (type of licence that may be modified)—
 - (a) for “6(1)(c)” substitute “ 6(1)(b), (c) ”;
 - (b) before “distribution” insert “ transmission, ”.
- (3) In subsection (3) (non-exhaustive list of modifications that may be made) after paragraph (j) insert—
 - “(ja) provision requiring the holder of a licence to supply information to the Secretary of State or the Authority (or both) so as to enable them to assess any matter relating to the provision, installation, or operation of meters;”.
- (4) In subsection (4) (further provision about the manner in which the power may be exercised) in paragraph (a) after “relation to” insert “ different areas or ”.
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- (6) In subsection (6)(c) for “6(1)(c)” substitute “ 6(1)(b), (c) ”.

Changes to legislation: There are currently no known outstanding effects for the Energy Act 2011, CHAPTER 5. (See end of Document for details)

F2(7)

F2(8)

Textual Amendments

F1 S. 73(5) omitted (23.5.2018) by virtue of [Smart Meters Act 2018 \(c. 14\)](#), ss. **1(4)**, 14(2)

F2 S. 73(7)(8) omitted (23.5.2018) by virtue of [Smart Meters Act 2018 \(c. 14\)](#), ss. **1(4)**, 14(2)

Energy performance certificates

74 Access to register of energy performance certificates etc: England and Wales

- (1) The Secretary of State may make regulations for the purpose of authorising the person keeping a register to disclose, in accordance with the provision made in the regulations, the documents or data entered onto the register.
- (2) The power under subsection (1) may be exercised, in particular, to make provision—
 - (a) excluding a document or data, or a specified part of a document or data, from disclosure where the document or data relates to a specified description of buildings;
 - (b) excluding a document or data, or a specified part of a document or data, from disclosure to a specified description of persons;
 - (c) restricting the number of disclosures made to a specified description of persons;
 - (d) for a disclosure made to a specified description of persons to be subject to specified conditions;
 - (e) as to the sanctions for non-compliance with any condition specified by virtue of paragraph (d) (including sanctions preventing or restricting future disclosures);
 - (f) in consequence of any provision which is made by virtue of paragraphs (a) to (e).
- (3) In subsection (1) “a register” means a register maintained under Part 6 of the Energy Performance of Buildings (Certificates and Inspections) (England and Wales) Regulations 2007 (S.I. 2007/991).
- (4) In subsection (2) “specified” means specified in the regulations made under this section.
- (5) Regulations under this section may make different provision for different cases or circumstances or for different purposes.
- (6) Regulations under this section are subject to the negative procedure.
- (7) For the purposes of this section a reference to the disclosure of a document or data includes a reference to disclosure of information derived from the document or data.

Changes to legislation: There are currently no known outstanding effects for the Energy Act 2011, CHAPTER 5. (See end of Document for details)

75 Access to register of energy performance certificates etc: Scotland

- (1) The Scottish Ministers may make regulations for the purpose of authorising or requiring the person keeping a register to disclose, in accordance with the provision made in the regulations, the documents or data entered onto the register.
- (2) The power under subsection (1) may be exercised, in particular, to make provision—
 - (a) excluding a document or data, or a specified part of a document or data, from disclosure where the document or data relates to a specified description of buildings;
 - (b) excluding a document or data, or a specified part of a document or data, from disclosure to a specified description of persons;
 - (c) restricting the number of disclosures made to a specified description of persons;
 - (d) for a disclosure made to a specified description of persons to be subject to specified conditions;
 - (e) as to the sanctions for non-compliance with any condition specified by virtue of paragraph (d) (including sanctions preventing or restricting future disclosures);
 - (f) in consequence of any provision which is made by virtue of paragraphs (a) to (e).
- (3) In subsection (1) “a register” means a register maintained under regulation 10 of the Energy Performance of Buildings (Scotland) Regulations 2008 (S.S.I. 2008/309).
- (4) In subsection (2) “specified” means specified in the regulations made under this section.
- (5) Regulations under this section may make different provision for different cases or circumstances or for different purposes.
- (6) Regulations under this section are subject to the negative procedure.
- (7) For the purposes of this section a reference to the disclosure of a document or data includes a reference to disclosure of information derived from the document or data.

Commencement Information

II [S. 75](#) in force at 22.6.2012 by [S.S.I. 2012/191](#), [art. 2\(1\)\(2\)\(e\)](#)

Information about tariffs

^{F3}76 Power to modify energy supply licences: information about tariffs

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Textual Amendments

F3 [Ss. 76-78](#) repealed (18.2.2014) by [Energy Act 2013 \(c. 32\)](#), [ss. 142\(4\)](#), [156\(2\)](#)

Changes to legislation: There are currently no known outstanding effects
for the Energy Act 2011, CHAPTER 5. (See end of Document for details)

F377 Power to modify energy supply licences: procedure and supplemental

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Textual Amendments

F3 [Ss. 76-78](#) repealed (18.2.2014) by [Energy Act 2013 \(c. 32\)](#), [ss. 142\(4\)](#), 156(2)

F378 General duties of the Secretary of State

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Textual Amendments

F3 [Ss. 76-78](#) repealed (18.2.2014) by [Energy Act 2013 \(c. 32\)](#), [ss. 142\(4\)](#), 156(2)

Changes to legislation:

There are currently no known outstanding effects for the Energy Act 2011, CHAPTER 5.