CONSIDERATION OF BILL

ENERGY BILL, AS AMENDED

NEW CLAUSES

Power to make capacity market rules

Secretary Edward Davey

To move the following Clause:—

‘(1) The Secretary of State may make capacity market rules which, subject to subsection (2), may contain any provision that may be made by electricity capacity regulations.

(2) Capacity market rules may not make—
   (a) provision falling within—
      (i) section 21(3);
      (ii) section 22(3);
      (iii) paragraphs (f) or (g) of section 22(4);
      (iv) section 22(5)(a);
      (v) paragraphs (b), (c), (d) or (f) of section 23(2);
      (vi) section 24;
      (vii) section [Provision about electricity demand reduction];
   (b) provision for the Secretary of State to require a person to provide information or advice to the Secretary of State.

(3) Electricity capacity regulations may make provision to confer on the Authority, to such extent and subject to such conditions as may be specified in the regulations, the power to make capacity market rules.

(4) The conditions may in particular include conditions about consultation; and provision made by virtue of subsection (3) must provide that, before any exercise of the power to make capacity market rules, the Authority must consult—
   (a) any person who is a holder of a licence to supply electricity under section 6(1)(d) of EA 1989;
   (b) any person who is a capacity provider.

(5) Provision made by virtue of subsection (3) may include provision—
Consideration of Bill: 21 May 2013

Energy Bill, continued

(a) or the reference to the Secretary of State in section 27(2)(c) to have effect, for the purposes of capacity market rules and to such extent as may be specified in the regulations, as a reference to the Authority;
(b) for section 27(3) to apply in relation to a disclosure required by virtue of the capacity market rules.’.

Capacity market rules: procedure

Secretary Edward Davey

To move the following Clause:—

‘(1) Before the first exercise by the Secretary of State of the power to make capacity market rules, the Secretary of State must lay a draft of the rules before Parliament.
(2) If, within the 40-day period, either House of Parliament resolves not to approve the draft, the Secretary of State may not take any further steps in relation to the proposed rules.
(3) If no such resolution is made within that period, the Secretary of State may make the rules in the form of the draft.
(4) Subsection (3) does not prevent a new draft of proposed capacity market rules being laid before Parliament.
(5) In this section “40-day period”, in relation to a draft of proposed capacity market rules, means the period of 40 days beginning with the day on which the draft is laid before Parliament (or, if it is not laid before each House of Parliament on the same day, the later of the 2 days on which it is laid).
(6) For the purposes of calculating the 40-day period, no account is to be taken of any period during which Parliament is dissolved or prorogued or during which both Houses are adjourned for more than 4 days.
(7) Before any exercise by the Secretary of State of a power to make capacity market rules, the Secretary of State must consult—
   (a) the Authority;
   (b) any person who is a holder of a licence to supply electricity under section 6(1)(d) of EA 1989;
   (c) any person who is a capacity provider;
   (d) such other persons as the Secretary of State considers it appropriate to consult.
(8) In relation to any exercise by the Secretary of State or the Authority of a power to make capacity market rules, the person making the rules must, as soon as reasonably practicable after they are made, lay them before Parliament and publish them.’.
Energy Bill, continued

Capacity market rules: further provision

Secretary Edward Davey

To move the following Clause:—

‘(1) Capacity market rules may—
   (a) include incidental, supplementary and consequential provision;
   (b) make transitory or transitional provision or savings;
   (c) make different provision for different cases or circumstances or for different purposes;
   (d) make provision subject to exceptions.

(2) A power to make capacity market rules includes a power to amend, add to or remove capacity market rules (and a person exercising such a power may amend, add to or remove provision in capacity market rules made by another person).

(3) But subsection (2) is subject to provision made by electricity capacity regulations.’.

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Provision about electricity demand reduction

Secretary Edward Davey

To move the following Clause:—

‘(1) This section applies where provision made by electricity capacity regulations relates to the provision of capacity by reducing demand for electricity.

(2) Where this section applies, the Secretary of State may, instead of conferring functions on the national system operator, confer functions on such other person or body as the Secretary of State considers appropriate.

(3) For the purposes of provision made by virtue of subsection (2), the references to the national system operator in—
   (a) section 22(5)(a) and (d);
   (b) section 23(2)(a) and 23(3)(a);
   (c) section 25;
   (d) section 27(2)(a) and (b);
   (e) section 29,
   are to be read as if they included a reference to a person or body on whom a function is conferred by virtue of this section.’.

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Pilot scheme for electricity demand reduction

Secretary Edward Davey

To move the following Clause:—
Energy Bill, continued

‘There may be paid out of money provided by Parliament expenditure incurred by the Secretary of State in connection with arrangements made—

(a) for the purpose of reducing demand for electricity, and
(b) wholly or partly for the purpose of determining provision to be included in electricity capacity regulations.’.

Nuclear regulations: civil liability

Secretary Edward Davey

To move the following Clause:—

‘(1) Nuclear regulations may provide for breach of a relevant nuclear duty to be actionable (whether or not they also provide for it to be an offence).
(2) Except so far as nuclear regulations provide, any such breach does not give rise to a claim for breach of statutory duty.
(3) Nuclear regulations may provide for—

(a) defences in relation to any action for breach of a relevant nuclear duty;
(b) any term of an agreement which purports to exclude or restrict liability for breach of a relevant nuclear duty to be void.
(4) For this purpose “relevant nuclear duty” means a duty imposed by—

(a) nuclear regulations, or
(b) any provision of, or made under, the Nuclear Installations Act 1965 that is a relevant statutory provision.
(5) Nothing in this section affects any right of action or defence which otherwise exists or may be available.’.

Civil liability: saving for section 12 of the Nuclear Installations Act 1965

Secretary Edward Davey

To move the following Clause:—

‘Nothing in this Part affects the operation of section 12 of the Nuclear Installations Act 1965 (right to compensation by virtue of certain provisions of that Act).’.
Energy Bill, continued

Fuel poverty tax

John Robertson
Jim Sheridan
Graeme Morrice
Kate Hoey
Mr David Anderson
John McDonnell

Martin Caton
Mr Michael McCann
Mark Durkan
Mr Mark Williams

Steve McCabe
Mike Gapes
Mr George Howarth
Caroline Lucas

Katy Clark
Mrs Mary Glindon
Mark Lazarowicz

To move the following Clause:—

‘(1) The energy regulator, Ofgem, may—
(a) monitor the accounts of all vertical subsidiaries of energy companies;
(b) require energy companies to provide full, detailed and separate accounts
of all activities in its group both in the supply and provision sides, where
“group” includes all undertakings controlled by, controlling or under
common control with such energy companies and “control” is defined by
Ofgem but includes ownership to the extent of 50 per cent. or more;
(c) impose a fine up to a maximum of 5 per cent. of turnover, a “Fuel Poverty
Tax” on any energy company that is deemed by Ofgem to have made
“excessive profit”, a term to be determined under statutory instruments
approved by resolution of both Houses of Parliament and revised each
year.

(2) The power under subsection (1) may be exercised for the purpose only of—
(a) promoting competition in domestic supplies of gas and electricity; or
(b) mitigating the effects for domestic customers of rising gas and electricity
prices.

(3) The revenues raised from any fuel poverty tax shall be used to tackle the worst
cases of fuel poverty.’.

Strategy for electricity demand reduction

Caroline Lucas

To move the following Clause:—

‘(1) The Secretary of State must within 12 months of the passing of this Act publish
a strategy setting out policies to achieve a reduction in demand for electricity of
at least 103 TWh by 2020 and 154 TWh by 2030.

(2) The strategy must include an assessment of the cost effectiveness of the policies
included in it.

(3) Before publishing the strategy the Secretary of State must consult such persons
as in his opinion may have information that will assist him in drawing up the
strategy.

(4) The Secretary of State must—
Consideration of Bill: 21 May 2013

Energy Bill, continued

(a) implement the strategy; and
(b) report to Parliament every year on progress.’.

As an Amendment to Caroline Lucas’s proposed New Clause (Strategy for electricity demand reduction) (NC2):—

Mr Christopher Chope
Mr Edward Leigh

Line 11, at end add—

‘(5) Nothing in the strategy shall rely upon the use of the price mechanism to reduce demand.’.

Community rights to priority access to local power generation and local grid ownership

Caroline Lucas
NC3

To move the following Clause:—

‘(1) The Secretary of State must within one year of the passing of this Act consult on and bring forward mechanisms to give local communities the rights to—

(a) priority access to electricity generation where an energy scheme is owned wholly or partly by a local community;
(b) access to electricity generated at wholesale market prices where an energy scheme is owned wholly or partly by a local community; and
(c) ownership of local distribution networks.’.

Energy contract rollovers for small businesses

Caroline Lucas
NC4

To move the following Clause:—

‘(1) The Secretary of State must make regulations to require Ofgem to amend Standard License Condition 7A (SLC7A) to limit energy contract rollovers for small businesses to 30 days.
(2) The power to make regulations is exercisable by statutory instrument.
(3) A statutory instrument containing regulations under this section may not be made unless a draft of the instrument has been laid before and approved by a resolution of each House of Parliament.
(4) The regulations under subsection (1) shall provide for the 30-day limit to come into force after the publishing of a report by Ofgem on the practice of out of contract rates and the related altering of supplier license conditions, following the passing of this Act.
(5) In this section, “small business” means a business—
Consideration of Bill: 21 May 2013

Energy Bill, continued

(a) which has—
   (i) fewer than 10 employees (or full-time equivalent), and
   (ii) an annual turnover or annual balance sheet not exceeding 2 million euros; or
(b) which uses less than 293,000 kWh of gas per year and 100,000 kWh of electricity per year.

“energy contract roll-over” means the transfer by an energy supplier of a consumer nearing the end of a fixed term, fixed rate tariff, to another fixed rate for a further fixed period without the customer actively indicating his or her desire to do so.’.

Expert panel

Martin Horwood
Joan Walley
Caroline Lucas
Mr Mike Weir
Andrew Stunell

To move the following Clause:—

‘Schedule [The Expert Panel] has effect.’.

Early payment of winter fuel allowance in certain circumstances

Mr Mike Weir
Hywel Williams
Katy Clark
Ms Margaret Ritchie

To move the following Clause:—


(1) In regulation 1(2) leave out ““qualifying week” means in respect of any year the week beginning on the third Monday in the September of that year” and insert—
   ““qualifying week” means—
   (a) in respect of any year for an applicant whose home is connected to the mains gas grid the week beginning on the third Monday in the September of that year; or
   (b) in respect of any year for an applicant whose home is not connected to the mains gas grid the week beginning on the third Monday in the July of that year.”.


(3) In regulation 4, leave out paragraph (1) and insert—
Energy Bill, continued

“(1) Subject to paragraph (2) the Secretary of State may make a winter fuel payment under regulation 2 to a person who (disregarding regulation 3(b)) appears from official records held by the Secretary of State to be entitled to a payment under that regulation—

(a) in respect of an applicant whose home is not connected to the mains gas grid, before 30 September of the year in which the qualifying week falls, or

(b) in respect of an applicant whose home is connected to the mains gas grid, before 31 March of the year following the year in which the qualifying week falls.

(1A) Payments made under paragraph (1)(a) are made in respect of the forthcoming winter.

(1B) Payments made under paragraph (1)(b) are made in respect of the preceding winter.”.

Environmental impact of transmission

Dr Liam Fox
Glyn Davies
Mr Adam Holloway
Miss Anne McIntosh
David T.C. Davies
Miss Eleanor Laing

Mr James Gray

NC7

To move the following Clause:—

‘(1) The Electricity Act 1989 is amended as follows.

(2) In section 9 (general duties of licence holders), after subsection (1)(b) insert—

“(c) to have regard for the protection of the environment and, in particular, to conserve the natural beauty and amenity of the countryside.”

(3) In section 9 (general duties of licence holders), after subsection (2)(b) insert—

“(c) to have regard for the protection of the environment and, in particular, to conserve the natural beauty and amenity of the countryside.”

(4) In Schedule 9 (preservation of amenity and fisheries), in sub-paragraph (1)(b) leave out “mitigate” and insert “avoid, or where appropriate minimise”.

As Amendments to Dr Liam Fox’s proposed New Clause (Environmental impact of transmission) (NC7):—

Mr Christopher Chope
Mr Edward Leigh

Line 5, at end insert ‘and coastal waters’.
Energy Bill, continued

Mr Christopher Chope
Mr Edward Leigh

(b)

Line 9, at end insert ‘and coastal waters’.

Electricity cost for consumers

Mr Christopher Chope
Mr Edward Leigh

To move the following Clause:—

‘No duty imposed upon the Secretary by this Act shall apply if the consequence of the exercise of that duty is to raise the cost of electricity for consumers.’.

11

Clause 1, page 1, line 4, after ‘ensure’, insert ‘that a decarbonisation target range is set and that’.
Clause 1, page 1, line 5, leave out ‘a decarbonisation target range is set, that’ and insert ‘such a target range is set’.

Clause 1, page 1, line 8, leave out ‘may’ and insert ‘must’.
Clause 1, page 1, line 11, at end insert—

‘(4) Subject to section 2(1) the decarbonisation level must not exceed the level deemed consistent with a low-carbon trajectory as advised by the Committee on Climate Change’.
Consideration of Bill: 21 May 2013

Energy Bill, continued

Mr Tim Yeo
Barry Gardiner
Caroline Lucas
Dr Alan Whitehead
Mr Mike Weir
John McDonnell

Sir Gerald Kaufman  Mr Dai Havard  Katy Clark
John Cryer  John Robertson  Dr Julian Huppert
Mike Wood  John Hemming  Kelvin Hopkins
Martin Caton  Dame Joan Ruddock  Andrew George
Mr Frank Field  Mike Gapes  Mr Mike Hancock
Greg Mulholland  Dr Hywel Francis  Mark Durkan
Mark Lazarowicz  Caroline Nokes  Nia Griffith
Mr David Anderson  Paul Blomfield  Sir Peter Bottomley
Paul Goggins  Mr David Amess  Mr John Leech
Mr Andrew Smith  Mr Brian H. Donohoe  Zac Goldsmith
Lucy Powell  Graeme Morrice  Jim Dobbin
Yasmin Quereshi

Clause 1, page 2, line 6, leave out ‘A’ and insert ‘Subject to section 2(1), a’.

Mr Tim Yeo
Barry Gardiner
Caroline Lucas
Dr Alan Whitehead
Mr Mike Weir
John McDonnell

Sir Gerald Kaufman  Mr Dai Havard  Katy Clark
John Cryer  John Robertson  Dr Julian Huppert
Mike Wood  John Hemming  Kelvin Hopkins
Martin Caton  Dame Joan Ruddock  Andrew George
Mr Frank Field  Mike Gapes  Mr Mike Hancock
Greg Mulholland  Dr Hywel Francis  Mark Durkan
Mark Lazarowicz  Caroline Nokes  Nia Griffith
Mr David Anderson  Paul Blomfield  Sir Peter Bottomley
Paul Goggins  Mr David Amess  Mr John Leech
Mr Andrew Smith  Mr Brian H. Donohoe  Zac Goldsmith
Lucy Powell  Graeme Morrice  Jim Dobbin
Yasmin Quereshi

Clause 2, page 2, line 30, leave out from ‘The following matters’ to ‘target range’ and insert ‘Before exercising the power to make a decarbonisation order the Secretary of State must obtain and take into account the advice of the Committee on Climate Change.’.
Clause 2, page 2, line 32, leave out ‘The matters are’ and insert ‘In providing its advice to the Secretary of State the Committee on Climate Change must take into account the following matters’.

Clause 2, page 2, line 46, at end insert—

‘(3) As soon as is reasonably practicable after giving its advice to the Secretary of State, the Committee must publish that advice in such manner as it considers appropriate.

(4) If in making a decarbonisation order the Secretary of State makes provision different from that recommended by the Committee, the Secretary of State must, on making the order, publish a statement setting out the reasons for that decision.’.
Clause 3, page 3, line 2, leave out from ‘a report setting out’ to the end of subsection and insert ‘and publish a delivery plan setting out proposals to achieve the duty in section 1 to ensure that the decarbonisation target range is not exceeded.’.

Secretary Edward Davey

Clause 5, page 5, line 3, at end insert—

‘(aa) the duty of the Secretary of State under section 1(1) of this Act (decarbonisation target range);’.

Secretary Edward Davey

Clause 5, page 5, line 10, at end insert—

‘(4) The Secretary of State must before 31st December in each year, beginning with 2014, prepare and lay before Parliament a report setting out how the Secretary of State has carried out during the year the functions under this Part of this Act.

(5) The Secretary of State must publish the report and send a copy of it to the Department of Enterprise, Trade and Investment, the Scottish Ministers and the Welsh Ministers.’.

Caroline Lucas
Martin Caton
Martin Horwood

Clause 6, page 5, line 28, at end insert ‘, with the exception of electricity generated from nuclear power stations’.
Consideration of Bill: 21 May 2013

Energy Bill, continued

Sir Nick Harvey
Caroline Lucas
Kelvin Hopkins
Mr John Leech
Martin Caton
Stephen McPartland

Mr Andrew Smith Sheila Gilmore

Clause 6, page 5, line 29, at end insert—

‘“Biomass” means fuel used in a generating station where—

(a) at least 90 per cent of its energy content is derived from relevant material (that is to say, material which is, or is derived directly or indirectly from, plant matter, animal matter, funghi or algae), and

(b) if fossil fuel forms part of it—

(i) the fossil fuel is present following a process—

(aa) to which the relevant material has been subject, and

(bb) the undertaking of which has caused the fossil fuel to be present in, on or with that material even though that was not the object of the process; or

(ii) it is waste and the fossil fuel forming part of it was not added to it with a view to its being used as a fuel.

“Qualifying combined heat and power generating station” means a combined heat and power generating station which has been accredited under the CHPQA.’

Secretary Edward Davey

Clause 7, page 6, line 15, at beginning insert ‘The Secretary of State may exercise the power to designate so that’.

Secretary Edward Davey

Clause 7, page 6, line 15, leave out ‘may have’ and insert ‘has’.

Secretary Edward Davey

Clause 7, page 6, line 15, at end insert ‘, but only if the Secretary of State considers it necessary for the purpose of ensuring that—

(a) liabilities under a CFD are met,

(b) arrangements entered into for purposes connected to a CFD continue to operate, or

(c) directions given to a CFD counterparty continue to have effect.’.

Secretary Edward Davey

Clause 7, page 6, line 20, leave out ‘28 days’ and insert ‘3 months’.
Energy Bill, continued

Secretary Edward Davey

Clause 7, page 6, line 29, leave out ‘obligations’ and insert ‘liabilities’.

Secretary Edward Davey

Clause 8, page 6, line 39, at end insert—
‘(1A) A CFD counterparty must exercise the functions conferred by or by virtue of this Chapter to ensure that it can meet its liabilities under any CFD to which it is a party.’.

Secretary Edward Davey

Clause 9, page 7, line 13, at end insert—
‘(2A) In subsection (2)(a) “costs” means costs in connection with the performance of any function conferred by or by virtue of this Chapter.’.

Secretary Edward Davey

Clause 9, page 7, line 39, at end insert—
‘(7A) A CFD counterparty may recover from an electricity supplier, as a civil debt due to it, any sum which—
(a) the electricity supplier is required by virtue of regulations to pay to the CFD counterparty, and
(b) has not been paid by the date on which it is required by virtue of regulations to be paid.’.

Caroline Flint
Tom Greatrex
Luciana Berger

Clause 10, page 8, line 8, at end insert—
‘( ) Section 41(4)(a) of the Energy Act 2008 (“specified maximum capacity”) is amended as follows:
“Specified maximum capacity” means the capacity specified by the Secretary of State by order, which must not be less than 10 megawatts.’.

Caroline Lucas
Mike Weatherley

Clause 10, page 8, line 8, at end insert—
‘( ) Regulations must—
Consideration of Bill: 21 May 2013

Energy Bill, continued

(a) place a duty on the Secretary of State and the Authority to promote new generation capacity from distributed generation schemes; and

(b) define “distributed generation schemes”.

Caroline Lucas
Mike Weatherley

Clause 10, page 8, line 8, at end insert—

‘( ) In section 41(2)(a) of the Energy Act 2008, at end insert—

“( ) establishing, or making arrangements for the administration of, a scheme of financial incentives to encourage the distributed generation of electricity;”.

Caroline Lucas
Mike Weatherley

Clause 10, page 8, line 8, at end insert—

‘( ) In section 41(2)(b) of the Energy Act 2008, at end insert—

“( ) requiring or enabling the holder of a distribution licence to make arrangements for the distribution of electricity generated by distributed generation;”.

Caroline Lucas
Mike Weatherley

Clause 10, page 8, line 8, at end insert—

‘( ) In section 41(2)(c) of the Energy Act 2008, at end insert—

“( ) requiring the holder of a licence to make arrangements related to the matters mentioned in paragraph ( ) or ( ).”.

Caroline Lucas
Mike Weatherley

Clause 10, page 8, line 8, at end insert—

‘( ) Section 41(4)(a) of the Energy Act 2008 (“specified maximum capacity”) is amended as follows—

“specified maximum capacity” means the capacity specified by the Secretary of State by order, which must not exceed 50 megawatts.”.

Sir Nick Harvey
Caroline Lucas
Kelvin Hopkins
Mr John Leech
Martin Caton
Stephen McPartland

Mr Andrew Smith
Sheila Gilmore

Clause 10, page 8, line 28, at end insert—

‘(10) A direction may not be given under this section to a fossil fuel or renewable energy plant with a rated capacity of 15MW or greater that use any biomass unless they are—

(a) a qualifying combined heat and power generating station; or
Energy Bill, continued

(b) an operational carbon capture and storage plant.’.

Secretary Edward Davey

Clause 11, page 8, line 31, at end insert—

‘(1A) Provision made by virtue of this section may—

(a) include provision for a CFD counterparty to calculate or determine, in accordance with such criteria as may be provided for by or under the regulations, amounts which are owed by the CFD counterparty;

(b) provide for anything which is to be calculated or determined under the regulations to be calculated or determined by such persons, in accordance with such procedure and by reference to such matters and to the opinion of such persons, as may be specified in the regulations.’.

Caroline Lucas
Andrew George
Mark Durkan
Mr John Leech
Martin Caton
Mr Andrew Smith
Ms Margaret Ritchie
Martin Horwood

Clause 11, page 8, line 37, at end insert—

‘(3) Payments offered under a contract for difference relating to the supply of electricity generated by nuclear power must not exceed payments offered under any contract for the supply of electricity from renewable sources.

(4) For the purposes of subsection (3)—

(a) the calculation of payments must include both the strike price and the duration of the contract;

(b) renewable sources are defined in accordance with Article 2 of Directive 2009/28/EC of the European Parliament and of the Council of 23 April 2009 on the promotion of the use of energy from renewable sources.’.

Secretary Edward Davey

Clause 12, page 9, line 2, leave out ‘obligations’ and insert ‘its liabilities’.

Secretary Edward Davey

Clause 12, page 9, line 4, leave out ‘obligations’ and insert ‘its liabilities’.

Secretary Edward Davey

Clause 12, page 9, line 4, at end insert—
Consideration of Bill: 21 May 2013

Energy Bill, continued

‘(2A) In making provision by virtue of subsection (1) the Secretary of State must have regard to the principle that sums should be apportioned in proportion to the amounts which are owed.’.

Dr Alan Whitehead
Mike Weatherley
Caroline Lucas

Clause 15, page 10, line 13, at end insert—
‘(d) conferring on the Secretary of State the power to establish an auction market (the “green power auction market”) in which generators are entitled to offer, and holders of supply licences are entitled to bid for, electricity generated from renewable sources.
(e) the Secretary of State must exercise the powers in subsection (d), and take such other steps as they consider necessary, for the purposes of ensuring that—
(i) the green power auction market begins to operate when the first CFD is made and does not cease to operate until expiry of the last CFD that has been made; and
(ii) the reference price under a CFD entered into by a generator who is a party to any agreement made through the green power auction market is based on the price payable to the generator under that agreement,
(iii) in this section, “supply license” means a licence under the section 6(1)(d) of the Energy Act 1989.’.

Secretary Edward Davey

Clause 15, page 10, line 21, at end insert—
‘(3) Regulations must include such provision as the Secretary of State considers necessary to ensure that a CFD counterparty can meet its liabilities under any CFD to which it is a party.’.

Caroline Lucas
Andrew George
Mark Durkan
Mr John Leech
Martin Caton
Ms Margaret Ritchie

Martin Horwood

Clause 18, page 11, line 35, at end insert—
‘(3) Before making regulations under this Chapter which relate to nuclear electricity generation, the Secretary of State must ask the National Audit Office to carry out an examination of and produce a report on whether the terms of the contract for difference offer value for money.'
Energy Bill, continued

(4) The Secretary of State may ask the National Audit Office to carry out an examination and produce a report on the terms of a contract relating to non-nuclear generation.

(5) The National Audit Office report and recommendations must be published one month before a contract is laid before Parliament.’.

Dr Alan Whitehead

Clause 21, page 12, line 40, at end insert ‘capacity may be secured by capacity auctions or by the establishment of a strategic reserve or by other means’.

Dr Alan Whitehead
Zac Goldsmith
Caroline Lucas
Mr John Leech
Jim Dobbin
John Robertson

Katy Clark
Mark Lazarowicz
Martin Caton
Dr Julian Huppert
Mike Weatherley
John McDonnell
Mr Mike Hancock
Martin Horwood

Clause 21, page 12, line 41, leave out ‘this section’ and insert ‘subsection (1)’.

Secretary Edward Davey

Clause 21, page 13, line 4, at end insert—

‘(3A) The provision which may be made about the meaning of “reducing demand for electricity” includes provision that reducing the consumption of electricity reduces demand for electricity.’.

Dr Alan Whitehead
Zac Goldsmith
Caroline Lucas
Mr John Leech
Jim Dobbin
John Robertson

Andrew George
Kelvin Hopkins
Mr Michael Meacher
Martin Caton
Mark Durkan
Katy Clark
Mark Lazarowicz
Mr Andrew Smith
Dr Julian Huppert
Mike Weatherley
John McDonnell
Dame Joan Ruddock
Graeme Morrice

Clause 21, page 13, line 6, at end insert—

‘(4A) The Secretary of State must within one year of the passing of this Act make regulations establishing a scheme or schemes to make payments for the purpose of rewarding the installation of energy saving measures.

(4B) Regulations under subsection (4A) are referred to in this Chapter as “demand reduction regulations”.

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Energy Bill, continued

(4C) Prior to the making of regulations under subsection (4A), the Secretary of State must publish a report setting out the total potential for energy demand reduction and the extent to which this potential will be achieved by Government policies including—

(a) the scheme or schemes, and
(b) other relevant programmes, regulation or expenditure.’.

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Dr Alan Whitehead
Zac Goldsmith
Caroline Lucas
Mr John Leech
Jim Dobbin
John Robertson
Andrew George
Kelvin Hopkins
Mr Michael Meacher
Martin Caton
Mark Durkan
Katy Clark
Mark Lazarowicz
Mr Andrew Smith
Mr Mike Hancock
Dr Julian Huppert
Mike Weatherley
John McDonnell
Dame Joan Ruddock
Graeme Morrice
Martin Horwood

Clause 22, page 13, line 13, at end insert—

‘(1A) Demand reduction regulations must make provision about demand reduction payments.’.

Secretary Edward Davey

Clause 22, page 13, line 19, leave out ‘to or’.

Secretary Edward Davey

Clause 22, page 13, line 21, leave out ‘to or’.

Caroline Lucas
Martin Horwood

Clause 22, page 13, line 21, at end insert—

‘(2A) Electricity capacity regulations may not make provision in respect of fossil fuel plants.

(2B) For the purposes of subsection (2A) “fossil fuel plant” means an electricity generating station which satisfies the conditions in Chapter 8, Section 42(4)(b).’.
Clause 22, page 13, line 21, at end insert—

‘(2A) Subject to any further provision made under this Chapter, a demand reduction payment is an instrument by virtue of which—

(a) an energy user is paid for reducing the demand for energy or investing in a technology which can be shown to reduce the demand for energy either permanently or for a specified period;

(b) all electricity suppliers may be required to make payments (“demand reduction payments”) to or for the benefit of these users.’.

Clause 22, page 13, line 23, at end insert—

‘(3A) Capacity agreements may not be made in respect of nuclear electricity generation.’.

Clause 22, page 13, line 23, at end insert—

‘(3A) Provision included in regulations of demand reduction payments for the purposes of subsection (2A) may make provision about the meaning of “energy user”.’.
Energy Bill, continued

Dr Alan Whitehead
Zac Goldsmith
Caroline Lucas
Mr John Leech
Jim Dobbin
John Robertson
Andrew George  Katy Clark  Mike Weatherley
Kelvin Hopkins  Mark Lazarowicz  John McDonnell
Mr Michael Meacher  Mr Andrew Smith  Dame Joan Ruddock
Martin Caton  Mr Mike Hancock  Graeme Morrice
Mark Durkan  Dr Julian Huppert  Martin Horwood

Clause 22, page 13, line 41, at end insert—
‘(4A) Provision included in regulations of demand reduction payments by virtue of subsection (2A) may include provision about—
(a) the terms of a demand reduction payment;
(b) the circumstances in which, and the process by which, a demand reduction payment may or must be made;
(c) the persons who may be paid;
(d) the circumstances in which and technologies for which payments may be made;
(e) the number and size of payments;
(f) the means by which demand reduction payments are to be calculated;
(g) a person or body who is to administer the settlement of demand reduction payments (“a settlement body”);
(h) the enforcement of the terms relating to demand reduction payments;
(i) the resolution of disputes relating to a demand reduction payment;
(j) the circumstances in which a demand reduction payment may be terminated or reclaimed or varied;
(k) the circumstances in which a demand reduction payment may be assigned or traded;
(l) the means for monitoring and verifying the energy reduction for which demand reduction payments are made.’.

Dr Alan Whitehead

Clause 22, page 14, line 6, at end insert—
‘(e) conferring on the Secretary of State the power by regulation to introduce a system of strategic reserve of supply; and
(f) conferring on The Secretary of State by regulation the power to designate a nominated person to hold and manage the Strategic Reserve on his behalf (“the Strategic Reserve Operator”).’.
Clause 22, page 14, line 6, at end insert—

(5A) Provision falling within subsection (4A) includes provision—

(a) conferring on the national system operator the function of issuing demand reduction payments;

(b) about any conditions that must be satisfied by or in relation to a person before that person may receive a demand reduction payment;

(c) about any matters in relation to which a person must satisfy the national system operator before the person receives a demand reduction payment.

Clause 22, page 14, line 6, at end insert—

(5A) Provision made by virtue of subsection (4)(f) and (g) may—

(a) include provision for a settlement body to calculate or determine, in accordance with such criteria as may be provided for by or under the regulations, amounts which are owed as capacity payments or capacity incentives;

(b) provide for anything which is to be calculated or determined under the regulations to be calculated or determined by such persons, in accordance with such procedure and by reference to such matters and to the opinion of such persons, as may be specified in the regulations.

Clause 22, page 14, line 9, at end insert—

(6A) Provision made by virtue of this section may include provision requiring a person to consent to the inspection of plant or premises, either before or after that person receives a demand reduction payment.
(6B) Subject to the provisions in section 24, the Secretary of State must within six months of the making of demand reduction regulations establish a fund drawn from capacity payments for the purpose of issuing demand reduction payments.

Dr Alan Whitehead

Clause 22, page 14, line 9, at end add—

‘(7) (a) A person is eligible to be designated as the Strategic Reserve Operator if the person is—

(i) a company formal and registered under the Companies Act 2006;

or

(ii) a public authority, including any person whose functions are of a public nature.

(b) The Strategic Reserve Operator must contract with the System Operator for the circumstances under which the Strategic Reserve Operator supplies power to the System Operator.

(c) The Secretary of State must approve the drawing up of any contract between the System Operator and the Strategic Reserve Operator and may from time to time vary the terms of the contract should circumstances require.

(d) The Secretary of State must lay before Parliament a reasoned case for any change of content under subsection (5).

(e) Strategic Reserve regulations may make provision for payments to be made by electricity suppliers or capacity providers to a settlement body for the purposes of enabling the body—

(i) to meet such descriptions of its costs that the Secretary of State considers appropriate;

(ii) to hold sums in reserve;

(iii) to make payments to the Strategic Reserve Operator for the purpose of securing and operating Strategic Reserve capacity.’.

Secretary Edward Davey

Clause 24, page 15, line 2, at end insert—

‘(1A) In subsection (1)(a) “costs” means costs in connection with the performance of any function conferred by or by virtue of this Chapter.’.

Secretary Edward Davey

Clause 28, page 16, line 19, at end insert ‘or by capacity market rules.

‘(1A) Capacity market rules may make provision about the enforcement of any obligation or requirement imposed by the rules.’.

Secretary Edward Davey

Clause 28, page 16, line 20, after ‘regulations’ insert ‘or in capacity market rules’. 
Secretary Edward Davey

Clause 28, page 16, line 25, after ‘regulations’ insert ‘or under capacity market rules’.

Mark Reckless
David T.C. Davies
Mr John Redwood
Mr David Nuttall
Mr Christopher Chope
Mr Edward Leigh

Page 23, line 5, leave out Clause 38.

Mr Christopher Chope
Mr Edward Leigh

Clause 38, page 23, line 34, at end add—
‘(5) The Secretary of State may not exercise the power under subsection (1) if the consequence would be to raise the price of electricity for consumers.’.

Mark Reckless
David T.C. Davies
Mr John Redwood
Mr David Nuttall
Mr Christopher Chope
Mr Edward Leigh

Page 42, line 27, leave out Clause 42.

Barry Gardiner

Clause 42, page 42, line 36, leave out ‘2044’ and insert ‘2029’.
Mark Reckless
David T.C. Davies
Mr John Redwood
Mr David Nuttall
Mr Christopher Chope
Mr Edward Leigh

Page 43, line 41, leave out Clause 43.

Mark Reckless
David T.C. Davies
Mr John Redwood
Mr David Nuttall
Mr Christopher Chope
Mr Edward Leigh

Page 45, line 14, leave out Clause 44.

Mark Reckless
David T.C. Davies
Mr John Redwood
Mr David Nuttall
Mr Christopher Chope
Mr Edward Leigh

Page 45, line 32, leave out Clause 45.

Mark Reckless
David T.C. Davies
Mr John Redwood
Mr David Nuttall
Mr Christopher Chope
Mr Edward Leigh

Page 46, line 36, leave out Clause 46.

Secretary Edward Davey

Clause 50, page 50, line 23, at end insert—
‘( ) Chapter 8 (emissions performance standard).’.
Energy Bill, continued

Caroline Flint
Tom Greatrex
Luciana Berger

Clause 50, page 50, line 32, at end insert—
‘( ) Within three years of the passing of this Act the Secretary of State must carry out a review of the performance of the Regulator.
( ) If the review carried out by the Secretary of State by virtue of this section determines that the Regulator has underperformed the Secretary of State may take whatever action would, in his opinion, improve performance of the Regulator.
( ) Action by virtue of this section may include the replacement of the Regulator with a new body.’.

Secretary Edward Davey

Clause 59, page 56, line 33, after ‘with’ insert ‘, in England and Wales, a fine or, in Scotland or Northern Ireland,’.

Secretary Edward Davey

Clause 59, page 57, line 4, after ‘with’ insert ‘—
(i) in England and Wales, a fine (or a fine not exceeding an amount specified, which must not exceed level 4 on the standard scale), or
(ii) in Scotland or Northern Ireland,’.

Secretary Edward Davey

Page 57, line 16, leave out Clause 60.

Secretary Edward Davey

Clause 68, page 61, line 29, leave out ‘a fine not exceeding’ and insert ‘—
(a) in England and Wales, a fine (or a fine not exceeding an amount specified, which must not exceed level 4 on the standard scale), or
(b) in Scotland or Northern Ireland, a fine not exceeding the amount specified, which must not exceed’.
Consideration of Bill: 21 May 2013

Energy Bill, continued

Secretary Edward Davey

Clause 80, page 67, line 40, after ‘to’ insert ‘—
(i) in England and Wales, a fine, or
(ii) in Scotland or Northern Ireland’.

Secretary Edward Davey

Clause 82, page 68, line 27, after ‘to’ insert ‘—
(i) in England and Wales, a fine, or
(ii) in Scotland or Northern Ireland’.

Secretary Edward Davey

Clause 85, page 70, line 15, leave out ‘not exceeding the statutory maximum’ and insert ‘(in England and Wales) or a fine not exceeding the statutory maximum (in Scotland or Northern Ireland)’.

Secretary Edward Davey

Clause 86, page 71, line 4, leave out ‘not exceeding £20,000’ and insert ‘(in England and Wales) or a fine not exceeding £20,000 (in Scotland or Northern Ireland)’.

Secretary Edward Davey

Clause 87, page 71, line 20, after ‘to’ insert ‘—
(i) in England and Wales, a fine, or
(ii) in Scotland or Northern Ireland’.

Secretary Edward Davey

Clause 88, page 72, line 17, leave out ‘not exceeding £20,000,’ and insert ‘(in England and Wales) or a fine not exceeding £20,000 (in Scotland or Northern Ireland),’.
Clause 98, page 78, line 29, at end insert—

‘(3) The power in subsection (2) includes power to make modifications of—
(a) paragraphs 16 to 25B of Schedule 12 (amendments of the Nuclear Installations Act 1965), or
(b) the provisions of the Nuclear Installations Act 1965 that are amended by those paragraphs.

(4) The power conferred by virtue of subsection (3) is exercisable—
(a) before or after the date on which those paragraphs come into force, and
(b) only for the purpose of making provision corresponding to any amendments of the Nuclear Installations Act 1965 set out in an order made before that date (whether before or after this Act is passed) under section 76 of the Energy Act 2004 (amendments for giving effect to international obligations).’.

Clause 120, page 91, line 14, at end insert—

‘(4) In the 1986 Act—
(a) in section 4AA(7), for “sections 4AB and 4A” substitute “section 4A”;  
(b) in section 7B(4), in paragraph (a) omit “, 4AB”;  
(c) in section 23D(2)—
(i) at the end of paragraph (b) omit “and”,
(ii) in paragraph (c) for “sections 4AB and” substitute “section”, and
(iii) at the end of paragraph (c) insert “; and
(d) in the performance of its duties under section 114(1) and  
(2) of the Energy Act 2013.”;

(d) in section 28(5), in paragraph (a) omit “, 4AB”;  
(e) in section 38(1A), omit “, 4AB”;  
(f) in section 41E(6)—
(i) omit paragraph (b), and
(ii) at the end of paragraph (c) insert “; and
(d) any statement for the time being designated as the  
strategy and policy statement for the purposes of Part 5  
of the Energy Act 2013.”.

(5) In EA 1989—
(a) in section 3A(7), for “sections 3B and 3C” substitute “section 3C”;  
(b) in section 11E(2)—
(i) at the end of paragraph (b) omit “and”,
(ii) in paragraph (c) for “sections 3B and 3C” substitute “section  
3C”, and
(iii) at the end of paragraph (e) insert “; and
(d) in the performance of its duties under section 114(1) and  
(2) of the Energy Act 2013.”;

(c) in section 28(2A), omit “, 3B”;  
(d) in section 56C(6)—
Energy Bill, continued

(i) omit paragraph (b), and
(ii) at the end of paragraph (c) insert “; and
(d) any statement for the time being designated as the strategy and policy statement for the purposes of Part 5 of the Energy Act 2013.”.

Secretary Edward Davey

Clause 121, page 91, line 30, leave out from beginning to end of line 35 and insert—

‘by making provision of any of the kinds specified in subsection (3).
(3) The kinds of provision mentioned in subsection (1) are—’.

Secretary Edward Davey

Clause 121, page 91, line 36, after ‘(a)’ insert ‘provision’.

Secretary Edward Davey

Clause 121, page 91, line 38, leave out ‘for specifying a limit on’ and insert ‘provision for restricting’.

Secretary Edward Davey

Clause 121, page 92, line 1, leave out ‘about discretionary terms (and’ and insert ‘provision about discretionary terms (which’.

Mr Mike Weir
Hywel Williams
Pete Wishart
Jonathan Edwards
Angus Robertson
Dr Eilidh Whiteford

Mr Angus Brendan MacNeil  Stewart Hosie
Caroline Lucas

Clause 121, page 92, line 15, leave out from ‘objects’ to end of line 26.

Mr Mike Weir
Hywel Williams
Pete Wishart
Jonathan Edwards
Angus Robertson
Dr Eilidh Whiteford

Mr Angus Brendan MacNeil  Stewart Hosie
Caroline Lucas
Mark Durkan

Clause 121, page 92, line 17, at end insert—

‘(f) requiring a licence holder to ensure that—
(i) customers on prepayment meters shall be charged the lowest tariff available from that licence holder;
Consideration of Bill: 21 May 2013

**Energy Bill, continued**

(ii) no more than 20 per cent. of each payment made goes towards meeting outstanding debt.’.

Secretary Edward Davey

Clause 121, page 92, line 4, after ‘(d)’ insert ‘provision’.

Secretary Edward Davey

Clause 121, page 92, line 5, leave out ‘including’ and insert ‘which may include’.

Secretary Edward Davey

Clause 121, page 92, line 11, leave out paragraph (e) and insert—

‘(e) provision for requiring a licence holder to change the domestic tariff on which it supplies gas or electricity to a domestic customer who is on a closed tariff by—

(i) switching to a different domestic tariff for the time being offered by the licence holder, unless the customer objects, or

(ii) offering the customer, or inviting the customer to switch to, a different domestic tariff for the time being offered by the licence holder.’.

Secretary Edward Davey

Clause 121, page 92, line 17, at end insert—

‘( ) Any limit imposed by virtue of subsection (3)(b) on the number of tariffs, or tariffs of any category, that a licence holder may adopt must be greater than the number of standard domestic tariffs, or (as the case may be) standard domestic tariffs of that category, that the licence holder is required to adopt.’.

Secretary Edward Davey

Clause 121, page 92, line 38, at end insert—

‘( ) may make provision for determining when a licence holder is, or is not, to be regarded as offering to supply gas or electricity on a particular tariff (or as offering other terms in connection with domestic supply contracts) for the purpose of a relevant provision;

( ) may make provision for supplies (or proposed supplies) of gas or electricity to be regarded as being on the same tariff or different tariffs for the purpose of a relevant provision;’.

Secretary Edward Davey

Clause 121, page 93, line 17, at end insert—

“‘closed tariff’ means a domestic tariff on which a licence holder—

(c) supplies gas or electricity to customers under existing domestic supply contracts, but

(d) no longer offers to supply gas or electricity to customers who are not already on the tariff;’.
Secretary Edward Davey

Clause 121, page 93, line 25, leave out from ‘tariff’” to end of line 26 and insert ‘means the set of principal terms of a domestic supply contract (or proposed domestic supply contract);’.

Secretary Edward Davey

Clause 121, page 93, line 41, leave out from ‘period’ to end of line 42 and insert ‘to be determined by the licence holder, but (b) may not include any term setting the amount of a charge or rate or otherwise specifying how it is to be determined.’.

Secretary Edward Davey

Clause 121, page 93, line 45, leave out ‘and’ and insert—
‘( ) a domestic customer is on a particular domestic tariff if gas or electricity is supplied to the customer on that tariff, and’.

Secretary Edward Davey

Clause 121, page 93, line 47, at end insert ‘(and references to adopting a tariff include references to doing either or both of them).’.

Secretary Edward Davey

Clause 121, page 94, line 1, leave out from second ‘of’ to end of line 3 and insert ‘domestic supply contracts which are the principal terms of such contracts.’.

Secretary Edward Davey

Clause 133, page 102, line 25, after ‘3’ insert ‘of Part 2’.

Secretary Edward Davey

Clause 133, page 102, line 26, leave out ‘a person who is’.

Secretary Edward Davey

Clause 133, page 102, line 30, after ‘operator’ insert ‘, a person or body on whom a function is conferred by virtue of section [Provision about electricity demand reduction]’.

Secretary Edward Davey

Clause 134, page 103, line 19, leave out from ‘(a)’ to ‘to’ in line 20 and insert ‘paragraph 22 (amendment of section 24A of the Nuclear Installations Act 1965 as it has'}
Consideration of Bill: 21 May 2013

Energy Bill, continued

effect in England and Wales and Scotland) extends’.

Secretary Edward Davey

Clause 135, page 103, line 41, leave out ‘120(1) (repeals)’ and insert ‘120(1), (4) and (5)’.

Secretary Edward Davey

Clause 135, page 104, line 6, at end insert—
‘(za) Part 1 (decarbonisation);’.

NEW SCHEDULE

Martin Horwood
Joan Walley
Caroline Lucas
Mr Mike Weir
Andrew Stunell

To move the following Schedule:—

The Expert Panel

1 Regulations shall establish a panel of experts (in this Act referred to as “the Expert Panel”) in accordance with paragraphs (2) to (6) below.

Duty to consult

2 (1) Regulations made by virtue of paragraph 1 shall provide that before—
(a) any contracts for differences are entered into under Part 1; or
(b) any investment contracts are entered into under Schedule 3
the Secretary of State shall seek advice from, and the opinion of, the Expert Panel in relation to the matters specified in sub-paragraph (2) below.

(2) The matters in relation to which advice and opinion is to be sought from the Expert Panel are—
(a) any advice provided to the Secretary of State by the national system operator;
(b) the financial and other terms on which it is proposed a contract for difference or an investment contract be entered into;
(c) whether the agreed strike price (or equivalent) and the term of the contract represents value for money for consumers; and
(d) whether, in all the circumstances, it is appropriate for the CFD Counterparty to enter into the relevant contract.

(3) Where the Secretary of State proposes to disregard in whole or in part any of the advice or opinion provided by the Expert Panel, he shall be under a duty to ensure the Expert Panel is provided with his reasons for disregarding or
disagreeing with the advice or opinion and place a copy of the reasoning in the Library of the House.

3 Regulations made by virtue of paragraph 1 shall also—

(1) provide that it shall be the duty of the Secretary of State and the national system operator to provide the Expert Panel with all such information as it may require;

(2) require the Expert Panel to provide the Authority and Parliament with details of any advice and opinion provided under this Part;

(3) require the Expert Panel to publish minutes of its meetings; and

(4) permit the Expert Panel to publish such information as the Expert Panel thinks fit about the advice it gives.

Membership etc. of the Expert Panel

4 The members of the Expert Panel shall be appointed by the Secretary of State and shall comprise a Chairman, a consumer representative, a representative of the Committee on Climate Change, a representative of the Authority and such other members as the Secretary of State may decide.

5 (1) In appointing persons to be members of the Expert Panel, the Secretary of State must secure, so far as practicable, that the Expert Panel—

   (a) is independent; and
   (b) is comprised of technical, academic, economic, legal and such other experts necessary to give the informed advice required.

(2) The Expert Panel must not include any person who is—

   (a) employed by an eligible generator, or who has been employed by an eligible generator in the previous 12 months;
   (b) employed by an electricity supplier, or who has been employed by an electricity supplier in the previous 12 months; or
   (c) employed by the national system operator.

(3) The Chairman and every member of the Expert Panel—

   (a) shall be appointed for a fixed period, specified in the terms of their appointment, but shall be eligible for reappointment at the end of that period;
   (b) shall not serve on the Expert Panel for longer than eight years in total;
   (c) may at any time be removed by a notice from the Expert Panel to the Secretary of State following a majority vote.

Committees and other procedures of the Expert Panel

6 The Expert Panel may make such arrangements as they think fit—

   (a) for committees established by the Expert Panel to give advice to it about carrying out the Expert Panel’s functions, providing such committees only include persons who are members of the Expert Panel;
   (b) for regulating its own procedure and for regulating the procedure of committees established by them, including timescales of giving advice, as it sees fit;
   (c) as to quorums and the making of decisions by majority.’. 
Energy Bill, continued

Caroline Lucas
Andrew George
Mark Durkan
Martin Caton
Ms Margaret Ritchie
Martin Horwood

Schedule 2, page 106, line 40, at end insert—

‘(2A) Before entering into an investment contract, the Secretary of State must ask the National Audit Office to carry out an examination of and produce a report on whether the terms of the contract offer value for money.

(2B) The National Audit Office report and recommendations must be published one month before a contract is laid before Parliament.’.

Secretary Edward Davey

Schedule 2, page 107, line 25, leave out from ‘paragraph 3)’ to the end of line 29.

Caroline Lucas
Andrew George
Mark Durkan
Martin Caton
Ms Margaret Ritchie
Martin Horwood

Schedule 2, page 107, line 43, at end insert—

‘(6A) An investment contract may not include provision to underwrite or provide state guarantees for all or part of the construction costs of nuclear generation plants.’.

Secretary Edward Davey

Schedule 2, page 108, line 15, leave out from ‘paragraph 3)’ to the end of line 19.

Caroline Flint
Tom Greatrex
Luciana Berger

Schedule 2, page 108, line 24, at end insert—

‘( ) For the purposes of paragraphs 1 and 2, information is “confidential information” only if it constitutes a trade secret.’.

Caroline Flint
Tom Greatrex
Luciana Berger

Schedule 2, page 108, line 26, leave out paragraph 3.

Secretary Edward Davey

Schedule 2, page 109, line 24, leave out ‘may be designated’ and insert ‘is eligible’.
Energy Bill, continued

Secretary Edward Davey

Schedule 2, page 109, line 29, at beginning insert ‘The Secretary of State may exercise the power to designate so that’.

Secretary Edward Davey

Schedule 2, page 109, line 29, leave out ‘may have’ and insert ‘has’.

Schedule 2, page 109, line 29, at end insert ‘, but only if the Secretary of State considers it necessary for the purpose of ensuring that—

(a) liabilities under an investment contract are met,
(b) arrangements entered into for purposes connected to an investment contract continue to operate, or
(c) directions given to an investment contract counterparty continue to have effect.’.

Secretary Edward Davey

Schedule 2, page 109, line 34, leave out ‘28 days’ and insert ‘3 months’.

Schedule 2, page 109, line 37, leave out ‘obligations’ and insert ‘liabilities’.

Schedule 2, page 110, line 38, at end insert—

‘(3A) In sub-paragraph (3)(a) “costs” means costs in connection with the performance of any function conferred by or by virtue of this Schedule.’.

Secretary Edward Davey

Schedule 2, page 111, line 27, at end insert—

‘(9) The Secretary of State, an investment contract counterparty or a CFD counterparty may recover from an electricity supplier, as a civil debt due, any sum which—

(a) the electricity supplier is required by virtue of regulations to pay to the Secretary of State, the investment contract counterparty or the CFD counterparty (as the case may be), and
(b) has not been paid by the date on which it is required by virtue of regulations to be paid.’.

Secretary Edward Davey

Schedule 2, page 111, line 31, at end insert—

‘(2) Provision made by virtue of this paragraph may—

(a) include provision for the person by whom sums are owed to calculate or determine, in accordance with such criteria as may be provided for by or under the regulations, amounts which are owed;
(b) provide for anything which is to be calculated or determined under the
regulations to be calculated or determined by such persons, in
accordance with such procedure and by reference to such matters and
to the opinion of such persons, as may be specified in the regulations.’.

Secretary Edward Davey

Schedule 2, page 111, line 43, leave out ‘obligations’ and insert ‘liabilities’.

Secretary Edward Davey

Schedule 2, page 112, line 2, leave out ‘obligations’ and insert ‘liabilities’.

Schedule 2, page 112, line 3, at end insert—
‘(2A) In making provision by virtue of sub-paragraph (1) the Secretary of State must
have regard to the principle that sums should be apportioned in proportion to
the amounts which are owed.’.

Secretary Edward Davey

Schedule 2, page 114, line 11, at end insert—
‘(1A) An investment contract counterparty and a CFD counterparty must exercise
the functions conferred by or by virtue of this Schedule to ensure that it can
meet its liabilities under any investment contract to which it is a party.’.

Schedule 2, page 114, line 30, at end insert—
‘(4) Regulations must include such provision as the Secretary of State considers
necessary to ensure that an investment contract counterparty or a CFD
counterparty can meet its liabilities under any investment contract to which it
is a party.’.

Secretary Edward Davey

Schedule 2, page 115, line 5, after ‘property,’ insert ‘or designated’.

Secretary Edward Davey

Schedule 2, page 115, line 16, leave out ‘, to any extent considered appropriate by
the Secretary of State,’.

Secretary Edward Davey

Schedule 2, page 115, line 17, after ‘treated’ insert ‘to any extent’.

Schedule 2, page 115, line 18, at end insert—
‘(2A) Sub-paragraph (2B) applies from the beginning of the first day on which all of
the following three conditions are met, namely—
Energy Bill, continued

(a) a definition of an “eligible generator” is in force by virtue of section 10(3) or the date is 1st January 2016 or later;
(b) a designation under section 7(1) has effect;
(c) provision required by section 9(1) to be made is in force.

(2B) The Secretary of State must in respect of each investment contract, within such period of time as the Secretary of State considers reasonable—
(a) make a transfer scheme by virtue of sub-paragraph (1)(a) or (c) to ensure the transfer of all rights and liabilities under the investment contract, and
(b) make provision under sub-paragraph (2) for the investment contract to be treated as a CFD for the purposes of all provision made by or by virtue of Chapter 2 of Part 2 of this Act.

(2C) But sub-paragraph (2B) does not apply to the extent that the Secretary of State considers it appropriate in all the circumstances of the case to disapply it.’.

Barry Gardiner

Schedule 4, page 119, line 13, at end insert—
‘(iii) substantial pollution abatement equipment dealing with oxides of sulphur, oxides of nitrogen, heavy metal emissions or particles is fitted to the generating station.’.

Barry Gardiner

Schedule 4, page 119, line 39, leave out ‘42(5)(b)’ and insert ‘42(6)(b)’.

Secretary Edward Davey

Schedule 8, page 139, line 5, leave out ‘not exceeding £20,000,’ and insert ‘(in England and Wales) or a fine not exceeding £20,000 (in Scotland or Northern Ireland),’.

Secretary Edward Davey

Schedule 8, page 143, line 34, leave out ‘not exceeding £20,000,’ and insert ‘(in England and Wales) or a fine not exceeding £20,000 (in Scotland or Northern Ireland),’.

Secretary Edward Davey

Schedule 8, page 144, line 5, after ‘to’ insert ‘—
(i) in England and Wales, a fine, or
(ii) in Scotland or Northern Ireland’.

Secretary Edward Davey

Schedule 8, page 144, line 13, after ‘to’ insert ‘—
(i) in England and Wales, a fine, or
Energy Bill, continued

(ii) in Scotland or Northern Ireland,’.

Secretary Edward Davey

Schedule 9, page 147, line 29, leave out ‘not exceeding the statutory maximum’ and insert ‘(in England and Wales) or a fine not exceeding the statutory maximum (in Scotland or Northern Ireland)’.

Secretary Edward Davey

Schedule 9, page 149, line 9, at end insert—

‘( ) the Natural Resources Body for Wales;’.

Secretary Edward Davey

Schedule 10, page 157, line 42, leave out ‘not exceeding £20,000,’ and insert ‘(in England and Wales) or a fine not exceeding £20,000 (in Scotland or Northern Ireland),’.

Secretary Edward Davey

Schedule 12, page 168, line 17, leave out from beginning to end of line 12 on page 171 and insert—

‘16 For section 1 substitute—

“16 Restriction of certain nuclear installations to licensed sites

(1) No person may use a site for the purpose of installing or operating—

(a) any nuclear reactor (other than a nuclear reactor comprised in a means of transport, whether by land, water or air), or

(b) any other installation of a prescribed kind,

unless a licence to do so has been granted in respect of the site by the appropriate national authority and is in force.

(2) Such a licence is referred to in this Act as a “nuclear site licence”.

(3) The only kinds of installation that may be prescribed under subsection (1)(b) are installations (other than nuclear reactors) designed or adapted for—

(a) producing or using atomic energy,

(b) any process which—

(i) is preparatory or ancillary to producing or using atomic energy, and
Consideration of Bill: 21 May 2013

Energy Bill, continued

(ii) bulk quantities of other radioactive matter which has been produced or irradiated in the course of the production or use of nuclear fuel.

(4) Regulations under subsection (1)(b) may make provision for exempting an installation from subsection (1).

(5) Regulations made by virtue of subsection (4)—
   (a) may provide for any exemption to be conditional;
   (b) may not result in an installation being exempt from subsection (1) unless the Secretary of State is satisfied that it is not a relevant installation (or, in the case of a conditional exemption, would not be a relevant installation if the prescribed conditions were satisfied).

(6) Before exercising any function under subsection (1)(b), (4) or (5) in or as regards Scotland, the Secretary of State must consult the Scottish Ministers.

(7) Any person who contravenes subsection (1) is guilty of an offence.

(8) A person convicted of an offence under subsection (7) in England and Wales or Scotland is liable—
   (a) on conviction on indictment to imprisonment for a term not exceeding 2 years, or a fine, or both;
   (b) on summary conviction to imprisonment for a term not exceeding 12 months, or a fine (in England and Wales) or a fine not exceeding £20,000 (in Scotland), or both.

(9) A person convicted of an offence under subsection (7) in Northern Ireland is liable—
   (a) on conviction on indictment to imprisonment for a term not exceeding 5 years, or a fine, or both;
   (b) on summary conviction to imprisonment for a term not exceeding 3 months, or a fine not exceeding the prescribed sum, or both.

(10) In relation to an offence committed before the commencement of section 154(1) of the Criminal Justice Act 2003 (general limit on magistrates’ court’s power to imprison), the reference to 12 months in subsection (8)(b), as it has effect in England and Wales, is to be read as a reference to 6 months.

(11) Subsection (1) is subject to section 47 of the Energy Act 2008 (prohibition in England and Wales and Northern Ireland on use of site in absence of approved funded decommissioning programme).”

For section 1 substitute—

“3 Grant and variation of nuclear site licences

(1) A nuclear site licence—
   (a) may be granted only to a body corporate;
   (b) is not transferable.

(2) The appropriate national authority must consult the appropriate environment authority before granting a nuclear site licence.
(3) Two or more installations in the vicinity of one another may, if the appropriate national authority consider appropriate, be treated for the purposes of the grant of a nuclear site licence as being on the same site.

(4) Subject to subsection (8), where an application is made for a nuclear site licence, the appropriate national authority may direct the applicant to serve a notice on any public authority specified in the direction.

(5) For this purpose “public authority” includes—
   (a) in relation to a site in England or Wales, a water undertaker;
   (b) in relation to a site in Scotland, Scottish Water;
   (c) in relation to a site in Northern Ireland, a water undertaker (within the meaning of the Water and Sewerage Services (Northern Ireland) Order 2006 (S.I. 2006/3336 (N.I. 21))).

(6) Such a notice must—
   (a) state that the application has been made,
   (b) give such particulars about the proposed use of the site under the licence as may be specified in the direction, and
   (c) state that the body on whom it is served may make representations about the application to the appropriate national authority within three months of the date of service.

(7) Where a direction has been given under subsection (4), the appropriate national authority may not grant the licence unless it is satisfied that—
   (a) three months have passed since the service of the last of the notices required by the direction, and
   (b) the authority has considered any representations made in accordance with any of those notices.

(8) Subsection (4) does not apply in relation to an application in respect of a site for a generating station where—
   (a) a consent under section 36 of the Electricity Act 1989 is required for the operation of the station (or would be required but for an order under the Planning Act 2008 granting development consent for the site), or
   (b) a consent under Article 39 of the Electricity (Northern Ireland) Order 1992 is required for the operation of the station.

(9) A nuclear site licence may include provision about when section 19(1) is to start to apply in relation to the licensed site.

(10) But, if the licence relates to a site in England, Wales or Scotland, such a provision may be included only with the consent of the Secretary of State.

(11) Where a nuclear site licence includes such a provision, section 19(1) does not apply in relation to the site until—
   (a) the time determined in accordance with the provision, or
   (b) if earlier, the time when the site is first used for the operation of a nuclear installation after the grant of the licence.

(12) The appropriate national authority may from time to time vary a nuclear site licence by excluding from it any part of the licensed site—
   (a) which the licensee no longer needs for any use requiring such a licence, and
Energy Bill, continued

(b) with respect to which the appropriate national authority is satisfied that there is no danger from ionising radiations from anything on that part of the site.

(13) The appropriate national authority must consult the appropriate environment authority before varying a nuclear site licence if the variation relates to or affects the creation, accumulation or disposal of radioactive waste—

(14) In subsection (13), “radioactive waste”—
(a) in relation to a site in England or Wales, has the same meaning as in the Environmental Permitting (England and Wales) Regulations 2010 (S.I. 2010/675)
(b) in relation to a site in Scotland or Northern Ireland, has the same meaning as in the Radioactive Substances Act 1993.”

18 For section 4 substitute—

“4 Attachment of conditions to licences

(1) The appropriate national authority—
(a) must, when it grants a nuclear site licence, attach to it such conditions as the authority considers necessary or desirable in the interests of safety, and
(b) may attach such conditions to it at any other time.

(2) For the purposes of subsection (1), “safety” in relation to a nuclear site includes—
(a) safety in normal circumstances, and
(b) safety in the event of any accident or other emergency on the site.

(3) Conditions that may be attached to a licence by virtue of subsection (1) may in particular include provision—
(a) for securing that an efficient system is maintained for detecting and recording the presence and intensity of any ionising radiations from time to time emitted from anything on the site or from anything discharged on or from the site;
(b) with respect to the design, siting, construction, installation, operation, modification and maintenance of any plant or other installation on, or to be installed on, the site;
(c) with respect to preparations for dealing with, and measures to be taken on the happening of, any accident or other emergency on the site;
(d) without prejudice to sections 13 and 16 of the Radioactive Substances Act 1993 or to the Environmental Permitting (England and Wales) Regulations 2010 (S.I. 2010/675), with respect to the discharge of any substance on or from the site.

(4) The appropriate national authority may at any time attach to a nuclear site licence such conditions as the appropriate national authority may consider appropriate with respect to the handling, treatment and disposal of nuclear matter.

(5) The appropriate national authority may at any time vary or revoke any condition for the time being attached to a nuclear site licence by virtue of this section.
(6) The appropriate national authority must consult the appropriate environment authority before—
   (a) attaching any condition to a nuclear site licence, or
   (b) varying or revoking any condition attached to a nuclear site licence,
if the condition relates to or affects the creation, accumulation or disposal of radioactive waste.

(7) In subsection (6) “radioactive waste”—
   (a) in relation to a site in England or Wales, has the same meaning as in the Environmental Permitting (England and Wales) Regulations 2010 (S.I. 2010/675);
   (b) in relation to a site in Scotland or Northern Ireland, has the same meaning as in the Radioactive Substances Act 1993.

(8) Any power under this section to attach, vary or revoke a condition is exercisable in writing.

(9) The appropriate national authority must consider any representation which is—
   (a) made to it by an organisation representing persons who have duties on a site in respect of which a nuclear site licence is in force, and
   (b) relates to the exercise by the authority of any of its powers under this section in relation to the site.

(10) Where a condition attached to a nuclear site licence by virtue of this section is contravened, each of the following is guilty of an offence—
   (a) the licensee, and
   (b) any person having duties upon the site in question who committed the contravention.

(11) A person convicted of an offence under subsection (10) in England and Wales or Scotland is liable—
   (a) on conviction on indictment to imprisonment for a term not exceeding 2 years, or a fine, or both;
   (b) on summary conviction to imprisonment for a term not exceeding 12 months, or a fine (in England and Wales) or a fine not exceeding £20,000 (in Scotland), or both.

(12) A person convicted of an offence under subsection (10) in Northern Ireland is liable—
   (a) on conviction on indictment to imprisonment for a term not exceeding 5 years, or a fine, or both;
   (b) on summary conviction to imprisonment for a term not exceeding 3 months, or a fine not exceeding the prescribed sum, or both.

(13) In relation to an offence committed before the commencement of section 154(1) of the Criminal Justice Act 2003 (general limit on magistrates’ court’s power to imprison) the reference to 12 months in subsection (11)(b), as it has effect in England and Wales, is to be read as a reference to 6 months.”

19 For section 5 substitute—
“5 Revocation and surrender of licences

(1) A nuclear site licence may at any time be—
   (a) revoked by the appropriate national authority, or
   (b) surrendered by the licensee.

(2) The appropriate national authority must consult the appropriate environment authority before revoking a nuclear site licence.

(3) Subsections (4) to (6) apply where a nuclear site licence has been revoked or surrendered.

(4) If the appropriate national authority requires it to do so, the licensee must deliver up or account for the licence to such person as the appropriate national authority may direct.

(5) During the remainder of the period of the licensee’s responsibility the appropriate national authority may give the licensee such directions as the authority may consider appropriate for preventing, or giving warning of, any risk of—
   (a) injury to any person, or
   (b) damage to any property,
   by ionising radiations from anything remaining on the site.

(6) A nuclear safety inspector may direct the licensee to ensure that, during the remainder of the period of responsibility, notices indicating the limits of the site are kept posted on the site in the positions specified in the direction.

(7) For this purpose, “nuclear safety inspector” means an inspector appointed—
   (a) by the ONR under Schedule 8 to the Energy Act 2013, in the case of a site in England, Wales or Scotland, or
   (b) under section 24, in the case of a site in Northern Ireland.

(8) A licensee who contravenes any direction for the time being in force under subsection (5) or (6) is guilty of an offence.

(9) A person who without reasonable cause pulls down, injures or defaces any notice posted under subsection (6) is guilty of an offence.

(10) A person convicted of an offence under subsection (8) in England and Wales or Scotland is liable—
    (a) on conviction on indictment to imprisonment for a term not exceeding 2 years, or a fine, or both;
    (b) on summary conviction, to imprisonment for a term not exceeding 3 months, or a fine not exceeding the prescribed sum, or both.

(11) A person convicted of an offence under subsection (8) in Northern Ireland is liable—
    (a) on conviction on indictment, to imprisonment for a term not exceeding 12 months, or a fine, or both;
    (b) on summary conviction, to imprisonment for a term not exceeding 3 months, or a fine not exceeding the prescribed sum, or both.
(12) A person convicted of an offence under subsection (9) is liable on summary conviction—
   (a) in England and Wales or Scotland, to a fine not exceeding level 2 on the standard scale;
   (b) in Northern Ireland, to a fine not exceeding level 1 on the standard scale.

(13) In relation to an offence committed before the commencement of section 154(1) of the Criminal Justice Act 2003 (general limit on magistrates’ court’s power to imprison), the reference to 12 months in subsection (10)(b), as it has effect in England and Wales, is to be read as a reference to 6 months.

(14) In this Act, “period of responsibility” in relation to the licensee under a nuclear site licence means, as respects the site in question or any part of it, the period—
   (a) beginning with the grant of the licence, and
   (b) ending with whichever of the dates in subsection (15) is the earliest,

except that it does not include any period during which section 19(1) does not apply in relation to the site.

(15) Those dates are—
   (a) the date when the appropriate national authority gives notice in writing to the licensee that in the authority’s opinion there has ceased to be any danger from ionising radiations from anything on the site or, as the case may be, on the part of it in question;
   (b) the date when a new nuclear site licence in respect of a site comprising the site in question or, as the case may be, that part of it, is granted (whether to the same licensee or to some other person);
   (c) the date when the following conditions have both become satisfied—
      (i) the site in question or, as the case may be, that part of it is used or occupied by or on behalf of the Crown, and
      (ii) a nuclear site licence has ceased to be required in respect of that site or part.”

For section 6 substitute—

“6 Maintenance of list of licensed sites

(1) The appropriate authority must maintain a list showing every site in respect of which a nuclear site licence has been granted—

(2) The list—
   (a) need not show any site or part of a site in the case of which—
      (i) no nuclear site licence is for the time being in force; and
      (ii) 30 years have passed since the end of the last licensee’s period of responsibility;

(3) The authority must arrange for the list, or a copy of it, to be available for inspection by the public.
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(4) In this section “appropriate authority” means—
   (a) in relation to England and Wales and Northern Ireland, the Secretary of State;
   (b) in relation to Scotland, the Scottish Ministers.”

20A In section 19(1) (special cover for licensee’s liability), for “section 3(5)” substitute “section 3(11)”.

20B For section 22 (reporting of and inquiries into dangerous occurrences) substitute—

“22 Reporting of and inquiries into dangerous occurrences

(1) The provisions of this section apply where any prescribed occurrence happens—
   (a) on a licensed site, or
   (b) in the course of the carriage of nuclear matter on behalf of any person where a duty with respect to that carriage is imposed on that person by section 7, 10 or 11 of this Act.

(2) The licensee or other person mentioned in subsection (1) must ensure that the occurrence is reported without delay in the prescribed manner—
   (a) to the appropriate national authority, and
   (b) to such other persons, if any, as may be prescribed in relation to occurrences of that kind.

(3) A person who is required by virtue of subsection (2) to report an occurrence and who fails to do so is guilty of an offence.

(4) A person convicted of an offence under subsection (3) in England and Wales or Scotland is liable—
   (a) on conviction on indictment to imprisonment for a term not exceeding 2 years, or a fine, or both;
   (b) on summary conviction to imprisonment for a term not exceeding 12 months, or a fine (in England and Wales) or a fine not exceeding £20,000 (in Scotland), or both.

(5) A person convicted of an offence under subsection (3) in Northern Ireland is liable on summary conviction to imprisonment for a term not exceeding 3 months, or a fine not exceeding level 3 on the standard scale, or both.

(6) In relation to an offence committed before the commencement of section 154(1) of the Criminal Justice Act 2003 (general limit on magistrates’ court’s power to imprison), the reference to 12 months in subsection (4)(b), as it has effect in England and Wales, is to be read as a reference to 6 months.

(7) Before exercising any function under subsection (1) or (2) in or as regards Scotland, the Secretary of State must consult the Scottish Ministers.

(8) Subsections (9) to (11) have effect only in relation to a prescribed occurrence which happens in Northern Ireland.

(9) The Secretary of State—
   (a) may direct an inspector to make a special report with respect to the occurrence, and
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(b) may cause any such report, or so much of it as it is not in the Secretary of State’s opinion inconsistent with the interests of national security to disclose, to be made public at such time and in such manner as the Secretary of State considers appropriate.

(10) The Secretary of State may direct an inquiry to be held into the occurrence and its causes, circumstances and effects.

(11) Any such inquiry must be held—
(a) in accordance with the provisions of Schedule 2 to this Act, and
(b) in public, except where or to the extent that it appears to the Secretary of State expedient in the interests of national security to direct otherwise.”.

Schedule 12, page 171, line 35, leave out ‘or Wales’.

Schedule 12, page 171, line 40, at end insert—
‘() in the case of a site in Wales, the Natural Resources Body for Wales;’.

Schedule 12, page 172, line 1, leave out sub-paragraph (3) and insert—
‘() Omit the definition of “inspector”.
() In the definition of “nuclear site licence” for “section 1(1)” substitute “section 1(2)”.

Schedule 12, page 172, leave out line 10 and insert—
‘() In the definition of “period of responsibility” for “section 5(3)” substitute “section 5(14)”.

In section 27 (Northern Ireland) omit paragraphs (b) and (c) of subsection (1).’.

Schedule 12, page 172, line 13, at end insert—
‘25A(1) Schedule 2 is amended as follows.
(2) In paragraph 1 for “section 22(5)” substitute “section 22(10)”.
(3) In paragraphs 1, 2, 5 and 6, for “the Minister” in each place where it appears substitute “the Secretary of State”.
(4) In paragraph 7—
(a) for “or, in Scotland, the Court of Session, and the High Court or Court of Session” substitute “and the High Court”;
(b) omit “or, as the case may be, the Court of Session”.
Consequential repeals and revocations

For the title substitute “Inquiries under section 22(10) relating to occurrences in Northern Ireland”.

<table>
<thead>
<tr>
<th>Title</th>
<th>Extent of repeal or revocation</th>
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<tbody>
<tr>
<td>Electricity Act 1989 (c. 29)</td>
<td>In Schedule 16, paragraph 11.</td>
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<td>Water Act 1989 (c. 15)</td>
<td>In Schedule 25, paragraph 33.</td>
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<td>Radioactive Substances Act 1993 (c. 12)</td>
<td>In Schedule 4, paragraph 2.</td>
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<td>Environment Act 1995 (c. 25)</td>
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<td>Energy Act 2008 (c. 32)</td>
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<tr>
<td>Marine and Coastal Access Act 2009 (c. 23)</td>
<td>In section 112(3), the words “(other than section 65)”.</td>
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<tr>
<td>The Nuclear Installations Act 1965 etc. (Repeals and Modifications) Regulations 1974 (S.I. 1974/2056)</td>
<td>In Schedule 14, paragraph 6.</td>
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<tr>
<td>The Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 1999 (S.I. 1999/1750)</td>
<td>In Schedule 2, paragraphs 1, 2, 3 and 6.</td>
</tr>
<tr>
<td>The Environmental Permitting (England and Wales) Regulations 2010 (S.I. 2010/675)</td>
<td>In Schedule 1, in the entry for the Nuclear Installations Act 1965, in column 1, in paragraph (b), the words “6 and”.</td>
</tr>
<tr>
<td>The Natural Resources Body for Wales (Functions) Order 2013 (S.I. 2013/755 (W. 90))</td>
<td>In Schedule 3, in the entry for the Nuclear Installations Act 1965, in column 1, the words— (a) “1(1)(b) and (2)”; (b) “and 22(1) and (2).”</td>
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<td>In the Schedule, paragraph 5.</td>
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<td>In Part 1 of Schedule 26, paragraph 2.</td>
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<td>In Part 1 of Schedule 2, paragraph 41.’.</td>
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</tbody>
</table>
Consideration of Bill: 21 May 2013

Energy Bill, continued

Secretary Edward Davey

Schedule 12, page 172, line 22, leave out ‘not exceeding £20,000,’ and insert ‘(in England and Wales) or a fine not exceeding £20,000 (in Scotland or Northern Ireland),’.

Caroline Flint
Tom Greatrex
Luciana Berger

Schedule 14, page 192, line 9, leave out subsection (4).

Caroline Flint
Tom Greatrex
Luciana Berger

Schedule 14, page 192, line 18, at end insert ‘unless one or more consumers have suffered loss or damage greater than this value.’.

Caroline Flint
Tom Greatrex
Luciana Berger

Schedule 14, page 192, line 24, at end insert ‘unless one or more consumers have suffered loss or damage greater than this value.’.

Caroline Flint
Tom Greatrex
Luciana Berger

Schedule 14, page 198, line 31, leave out subsection (4).

Caroline Flint
Tom Greatrex
Luciana Berger

Schedule 14, page 198, line 40, at end insert ‘unless one or more consumers have suffered loss or damage greater than this value.’.

Caroline Flint
Tom Greatrex
Luciana Berger

Schedule 14, page 198, line 46, at end insert ‘unless one or more consumers have suffered loss or damage greater than this value.’.

ORDER OF THE HOUSE [19 DECEMBER 2012]

That the following provisions shall apply to the Energy Bill:
Energy Bill, continued

Committal
1. The Bill shall be committed to a Public Bill Committee.

Proceedings in Public Bill Committee
2. Proceedings in the Public Bill Committee shall (so far as not previously concluded) be brought to a conclusion on Tuesday 12 February 2013.
3. The Public Bill Committee shall have leave to sit twice on the first day on which it meets.

Consideration and Third Reading
4. Proceedings on Consideration shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.
5. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.
6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on Consideration and Third Reading.

Other proceedings
7. Any other proceedings on the Bill (including any proceedings on consideration of Lords Amendments or on any further messages from the Lords) may be programmed.

NOTICES WITHDRAWN

The following Notices were withdrawn on 6 March 2013:
Amendments 30 and 31.