STATUTORY RULES OF NORTHERN IRELAND

2014 No. 284

ELECTRICITY

The Guarantees of Origin of Electricity Produced from High-efficiency Cogeneration (Amendment) Regulations (Northern Ireland) 2014

Made - - - -	*18 November 2014*
Coming into operation	*10 December 2014*

The Department of Enterprise, Trade and Investment, being a Department designated(**1**) for the purposes of section 2(2) of the European Communities Act 1972(**2**) in relation to measures relating to regulation of the electricity sector, makes the following Regulations in exercise of the powers conferred upon it by that section as read with paragraph 1A of Schedule 2 to the 1972 Act.

These Regulations make provision for a purpose mentioned in section 2(2) of the 1972 Act and it appears to the Department that it is expedient for the references to Annexes II and X to Directive 2012/27/EU of the European Parliament and of the Council on energy efficiency to be construed as references to those Annexes as amended from time to time.

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Guarantees of Origin of Electricity Produced from High-efficiency Cogeneration (Amendment) Regulations (Northern Ireland) 2014 and shall come into operation on 10 December 2014.

(2) The Interpretation Act (Northern Ireland) 1954(**3**) shall apply to these Regulations as it applies to an Act of the Northern Ireland Assembly.

Amendments to the Guarantees of Origin of Electricity Produced from High-efficiency Cogeneration Regulations (Northern Ireland) 2008

2.—(1) The Guarantees of Origin of Electricity Produced from High-efficiency Cogeneration Regulations (Northern Ireland) 2008(**4**) are amended as follows.

(2) In regulation 2 (interpretation)—

(**1**) S.I. 1998/745
(**2**) 1972 c.68
(**3**) 1954 c.33 (N.I.)
(**4**) S.R. 2008/287

(a) in paragraph (1) for the definition of "the Cogeneration Directive" substitute—

> ""the Energy Efficiency Directive" means Directive 2012/27/EU of the European Parliament and of the Council of 25th October 2012 on energy efficiency, amending Directives 2009/125/EC and 2010/30/EU and repealing Directives 2004/8/EC and 2006/32/EC(**5**), and any reference to Annexes II and X to the Directive is to be construed as a reference to those Annexes as amended from time to time";

(b) in paragraph (1) in the definition of "high-efficiency cogeneration" for "Annex III of the Cogeneration Directive" substitute "Annex II to the Energy Efficiency Directive";

(c) in paragraph (2) for "Cogeneration Directive" substitute "Energy Efficiency Directive".

(3) In regulation 3 (Issue of CHPGOs and the competent authority) in paragraph (2) for "for the purposes of Article 5(2) of the Cogeneration Directive" substitute "to supervise the issuing of CHPGOs in accordance with Article 14(10) of and Annex X to the Energy Efficiency Directive".

(4) In regulation 5 (Issue and content of CHPGOs)—

(a) after paragraph (2) insert—

> "(2A) A CHPGO—
>
> (a) shall be issued by reference to a standard size of 1MWh; and
>
> (b) shall relate to the net electricity output measured at the station boundary and exported to the grid.";

(b) in paragraph (3) for "matters set out in Schedule 2" substitute "information required by paragraph (b) of Annex X to the Energy Efficiency Directive".

(5) In regulation 10 (Recognition of CHPGOs)—

(a) in paragraph (1) for "Article 5(5) of the Congregation Directive" substitute "Annex X to the Energy Efficiency Directive";

(b) in paragraph (3)—

(i) for "matters referred to in paragraphs 4 to 9 of Schedule 2" substitute "information referred to in paragraph (b) of Annex X to the Energy Efficiency Directive"; and

(ii) for "Article 5 of that Directive" substitute "Article 14(10) of the Energy Efficiency Directive";

(c) in paragraph (5) for "Article 5(6) of the Cogeneration Directive" substitute "Article 14(10) of the Energy Efficiency Directive".

(6) Omit Schedule 2 (Information to be contained in a CHPGO).

(**5**) OJ No L 315,14.11.2012, pl.