Draft Order laid before Parliament under section 27A(9) of the Electricity Act 1989 and section 30A(9) of the Gas Act 1986, for approval by resolution of each House of Parliament

DRAFT STATUTORY INSTRUMENTS

2002 No.

ELECTRICITY
GAS

The Electricity and Gas (Determination of Turnover for Penalties) Order 2002

Made - - - -	*2002*
Coming into force - -	*2002*

Whereas a draft of this Order has been laid before, and approved by a resolution of, each House of Parliament pursuant to section 27A(9) of the Electricity Act 1989(**1**) and section 30A(9) of the Gas Act 1986(**2**);

Now, therefore, the Secretary of State, in exercise of the powers conferred on her by sections 27A(8) of the Electricity Act 1989 and 30A(8) of the Gas Act 1986, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Electricity and Gas (Determination of Turnover for Penalties) Order 2002 and shall come into force on the day after the day on which it is made.

Interpretation

2. In this Order—

"applicable turnover" means the amounts, ascertained in conformity with normal accounting practice in Great Britain, which are—

(a) derived by the licence holder from the provision of goods and services falling within all the licence holder's ordinary activities (whether or not such activities are authorised by a licence); and

(b) computed on an accruals basis so that the amounts referred to in paragraph (a) above relating to the period for which applicable turnover is being determined are taken into account, without regard to the date of invoice or receipt of payment,

(**1**) 1989 c. 29; section 27A was inserted by section 59 of the Utilities Act 2000 (c. 27).
(**2**) 1986 c. 44; section 30A was inserted by section 95 of the Utilities Act 2000.