STATUTORY RULES OF NORTHERN IRELAND

2005 No. 287

ELECTRICITY
GAS

The Electricity and Gas (Determination of Turnover for Penalties) Order (Northern Ireland) 2005

Made - - - - 7th June 2005
To be laid before Parliament under paragraph 7(3) of the Schedule to the Northern Ireland Act 2000

Coming into operation 20th July 2005

The Department of Enterprise, Trade and Investment, in exercise of the powers conferred on it by Article 45(9) of the Energy (Northern Ireland) Order 2003(**1**) and of every other power enabling it in that behalf, 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 (Northern Ireland) 2005 and shall come into operation on 20th July 2005.

Interpretation

2. In this Order –

"applicable turnover" means the amounts, ascertained in conformity with normal accounting practice in Northern Ireland, 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) 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, after deduction of trade discounts, value added tax and any other taxes based on such amounts;

(**1**) S.I. 2003/419 (N.I. 6)