STATUTORY RULES OF NORTHERN IRELAND

2005 No. 31 (C. 2)

ELECTRICITY
GAS

The Energy (2003 Order) (Commencement No. 3) Order (Northern Ireland) 2005

Made - - - - 9th February 2005

The Department of Enterprise, Trade and Investment, in exercise of the powers conferred on it by Article 1(2) of the Energy (Northern Ireland) Order 2003(**1**) and of every other power enabling it in that behalf, hereby makes the following Order:

Citation

1. This Order may be cited as the Energy (2003 Order) (Commencement No. 3) Order (Northern Ireland) 2005.

Appointed day

2. 10th February 2005 is the day appointed for the coming into operation of the provisions of the Energy (Northern Ireland) Order 2003 listed in column 1 of the Schedule for the purposes set out in column 3 thereof.

Sealed with the Official Seal of the Department of Enterprise, Trade and Investment on 9th February 2005.

Jenny Pyper
A senior officer of the
Department of Enterprise, Trade and Investment

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

SCHEDULE Article 2

PROVISIONS OF THE ENERGY (NORTHERN IRELAND) ORDER 2003 COMING INTO OPERATION ON 10th FEBRUARY 2005

Provisions of the Order (1)	*Subject Matter* (2)	*Purpose* (3)
In Article 41(2) the words " ; or (iii) Part VII;" in the definition of "relevant requirement"	Enforcement – Renewables entry in definition of "relevant requirement"	For all purposes
In so far as it is not already in operation – Article 52	A renewables obligation in connection with electricity from renewable sources	For all remaining purposes
Articles 53 to 55	Renewables obligation orders (orders under Article 52)	For all purposes
The following paragraph of Schedule 3 and Article 65 in so far as it relates to it – paragraph 12	Amendment to the Electricity (Northern Ireland) Order 1992(**2**)	For all purposes

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order provides for the coming into operation on 10th February 2005 of the following provisions of the Energy (Northern Ireland) Order 2003 –

Part VI (enforcement) in so far as it is not already in operation: this has the effect of applying Part VI to the requirements imposed by Part VII (electricity from renewable sources).

Article 52 which provides the Department of Enterprise, Trade and Investment ("the Department") with a power to impose obligations on Northern Ireland electricity suppliers in relation to the supply of electricity from renewable sources. Article 52 was amended by the Energy (Amendment) Order (Northern Ireland) 2004 ("the 2004 Order") to reflect amendments made to the Electricity Act 1989 by the Energy Act 2004.

Article 53 which sets out details of the provisions which may be included in an order under Article 52. Article 53 was amended by the 2004 Order to extend coverage to include Great Britain electricity suppliers.

Article 54 which introduces the concept of "green certificates", which will be tradeable certificates issued by the Northern Ireland Authority for Energy Regulation ("the Authority"), evidencing the production and supply in Northern Ireland of electricity from renewable sources. The production of such a certificate to the Authority will constitute sufficient evidence of the supply of the electricity

(**2**) S.I. 1992/231 (N.I. 1)