1993 No. 299

ELECTRICITY

Electricity (Non-Fossil Fuel Sources) Regulations (Northern Ireland) 1993

Made . . . . . *1st July 1993*

Coming into operation . . *2nd August 1993*

The Department of Economic Development, in exercise of the powers conferred on it by Articles 35(5) and 64(3) of the Electricity (Northern Ireland) Order 1992(**a**) and of every other power enabling it in that behalf, hereby makes the following Regulations:—

Citation and commencement

1. These Regulations may be cited as the Electricity (Non-Fossil Fuel Sources) Regulations (Northern Ireland) 1993 and shall come into operation on 2nd August 1993.

Interpretation

2. In these Regulations—

"the Order" means the Electricity (Northern Ireland) Order 1992;

"relevant licence holder" means the holder of a licence under Article 10(1)(*b*) or (*c*) of the Order.

Treatment of capacity as available

3.—(1) Subject to paragraph (2), if throughout any period any relevant licence holder—

(*a*) is entitled under a contract to purchase, at any wattage specified in the contract, electricity generated by a particular non-fossil fuel generating station; or

(*b*) operates a non-fossil fuel generating station and, of the station's capacity, any wattage does not fall to be treated, by virtue of sub-paragraph (*a*), as available to any other person,

a generating capacity of that wattage shall be treated for the purposes of Article 35 of the Order as available to that relevant licence holder from that station for that period.

(2) The amount of a non-fossil fuel generating station's capacity which may be treated as available for the purposes of Article 35 of the Order shall not

(a) S.I. 1992/231 (N.I. 1)