1992 No. 119

ELECTRICITY

Electricity (Connection Charges) Regulations (Northern Ireland) 1992

Made	*12th March 1992*
Coming into operation . .	*10th April 1992*

The Department of Economic Development, in exercise of the powers conferred on it by Articles 22(2) and (3) and 64(3) of the Electricity (Northern Ireland) Order 1992(**a**) and of every other power enabling it in that behalf, and after consultation with the Director General of Electricity Supply for Northern Ireland in accordance with the said Article 22(2), hereby makes the following Regulations:—

Citation and commencement

1. These Regulations may be cited as the Electricity (Connection Charges) Regulations (Northern Ireland) 1992 and shall come into operation on 10th April 1992.

Interpretation

2.—(1) In these Regulations—

"administrative expenses" means the expenses reasonably incurred by a public electricity supplier in discharging his obligations under these Regulations;

"domestic premises" means premises used wholly or mainly for domestic purposes;

"eligible person" shall be construed in accordance with regulation 3;

"initial contributor" means a person—

(*a*) for the purpose of supplying whom any electric line or electrical plant was first provided; and

(*b*) who made a payment in respect of the relevant expenses;

"prescribed period" shall be construed in accordance with regulation 4;

"relevant expenses" means any expenses reasonably incurred by a public electricity supplier in first providing any electric line or electrical plant which is subsequently used for the purpose of giving a supply to any person other than the initial contributor, and the reference in the foregoing to any expenses reasonably incurred in providing any line or plant includes a reference to the capitalised value of any expenses

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

likely to be so incurred in maintaining it (insofar as they will not be recoverable by the supplier as a part of the charges made by him for the supply to the initial contributor);

"relevant time" means the time at which is made a requirement for a supply of electricity under Article 19(1) compliance with which involves the use of any electric line or electrical plant which has already been provided for the purpose of giving a supply in pursuance of Article 19(1).

(2) In these Regulations any reference to a numbered Article is a reference to the Article bearing that number in the Electricity (Northern Ireland) Order 1992.

Meaning of "eligible person"

3.—(1) Subject to paragraph (2), in these Regulations "eligible person" means any person who at the relevant time owns or occupies the relevant premises and is—

(*a*) an initial contributor;

(*b*) a person who has been required to make a contribution to a public electricity supplier in accordance with these Regulations; or

(*c*) a person to whom any right to receive a payment under these Regulations has been legally assigned.

(2) In paragraph (1) "relevant premises" means the premises occupied by a person at the time when he became either—

(*a*) an initial contributor; or

(*b*) a person required to make a contribution to a public electricity supplier in accordance with these Regulations,

in respect of those premises.

Prescribed period

4. The prescribed period for the purposes of these Regulations is five years (after the provision of any electric line or electrical plant for the purpose of supplying an initial contributor).

Entitlement to recover amount in respect of expenses

5.—(1) Subject to regulation 6, a public electricity supplier may require a person requiring a supply of electricity under Article 19(1) at any time after the coming into operation of these Regulations to pay to the supplier such an amount in respect of the supplier's relevant expenses as may be reasonable in all the circumstances if—

(*a*) the supply is required within the prescribed period after the first provision of any electric line or electrical plant used for the purpose of giving the supply;

(*b*) an initial contributor has made a payment to the supplier in respect of the relevant expenses;

(*c*) the supplier has not recovered the relevant expenses in full or the case is one to which regulation 6 applies; and