



# Energy Act 2023

## 2023 CHAPTER 52

### PART 3

#### LICENSING OF HYDROGEN PIPELINE PROJECTS

##### *Designation in relation to hydrogen pipeline projects*

#### **132 Designation: procedure**

- (1) The Secretary of State must publish a statement setting out—
  - (a) the procedure that the Secretary of State expects to follow in determining whether to exercise the power under [section 131\(1\)](#), and
  - (b) how the Secretary of State expects to determine whether the conditions in [section 131\(2\)](#) are met.
- (2) A duty imposed by [subsection \(1\)](#) may be satisfied by things done before the passing of this Act (as well as by things done after that time).
- (3) A designation notice must include—
  - (a) a description of the hydrogen pipeline project to which the designation relates,
  - (b) the Secretary of State’s reasons for the designation,
  - (c) details of any conditions to which the designation is subject, and
  - (d) the date of the notice.
- (4) The Secretary of State must give the GEMA a copy of a designation notice.
- (5) The Secretary of State must publish a designation notice, but may exclude from publication any material the disclosure or publication of which the Secretary of State considers—
  - (a) would be likely to prejudice the commercial interests of any person, or
  - (b) would be contrary to the interests of national security.
- (6) In this section, “designation notice” means a notice under [section 131\(1\)](#).

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**Changes to legislation:** There are currently no known outstanding effects  
for the Energy Act 2023, Section 132. (See end of Document for details)

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**Commencement Information**

**II** [S. 132](#) in force at 26.12.2023, see [s. 334\(3\)\(c\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Energy Act 2023, Section 132.