



Energy Act 2023

2023 CHAPTER 52

PART 3

LICENSING OF HYDROGEN PIPELINE PROJECTS

Modification of gas transporter licence

138 Procedure etc relating to modifications under [section 136](#)

- (1) Before making a modification under [section 136\(1\)](#) or [\(4\)](#), the Secretary of State must consult—
 - (a) the holder of any licence being modified,
 - (b) the GEMA, and
 - (c) such other persons as the Secretary of State considers appropriate.
- (2) If under [section 136\(1\)](#) the Secretary of State modifies the standard conditions of a gas transporter licence, the GEMA must—
 - (a) make the same modification of those standard conditions for the purposes of their incorporation in gas transporter licences granted after that time, and
 - (b) publish the modification.
- (3) The Secretary of State must publish details of any modifications made under [section 136\(1\)](#) and [\(4\)](#) as soon as reasonably practicable after they are made.
- (4) The Secretary of State may exclude from publication under subsection [\(3\)](#) 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.

Commencement Information

II [S. 138](#) 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 138.