



Heat Networks (Scotland) Act 2021

2021 asp 9

PART 1

HEAT NETWORKS LICENCES

PROSPECTIVE

Miscellaneous

13 Form and manner etc. of applications under Part 1

- (1) The Scottish Ministers may determine—
 - (a) the form and manner in which—
 - (i) a heat networks licence application is to be made,
 - (ii) a heat networks licence modification application is to be made,
 - (b) the information (including the information in the form of a document) that must be included in—
 - (i) a heat networks licence application,
 - (ii) a heat networks licence modification application.
- (2) The Scottish Ministers must arrange for any determination under subsection (1) to be published in such manner as they consider appropriate.
- (3) The licensing authority need not consider—
 - (a) a heat networks licence application, or
 - (b) a heat networks licence modification application,that does not comply with a requirement determined under subsection (1).

14 Regulations about determining applications under Part 1

- The Scottish Ministers may by regulations make provision about—
- (a) the procedure to be followed by the licensing authority in determining—
 - (i) a heat networks licence application,
 - (ii) a heat networks licence modification application,

Status: This version of this cross heading contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the Heat Networks (Scotland) Act 2021, Cross Heading: Miscellaneous. (See end of Document for details)

- (b) the notification and publication of—
 - (i) such an application,
 - (ii) determinations made in relation to it.

15 Guidance for licensing authority

- (1) The Scottish Ministers may issue guidance to the licensing authority about the exercise of its functions under this Part.
- (2) Guidance under subsection (1) may in particular include guidance relating to—
 - (a) the matters mentioned in section 5(4) (either generally or in a particular case or category of case),
 - (b) the exercise of the licensing authority's functions under this Part as they apply in relation to the supply of thermal energy by means of an existing heat network,
 - (c) decision-making protocols,
 - (d) methods of communication with persons applying for, and persons holding, a heat networks licence.
- (3) The licensing authority must have regard to any guidance issued under subsection (1).
- (4) The Scottish Ministers must publish guidance issued under subsection (1) in such manner as they consider appropriate.

16 Register of heat networks licences

- (1) The licensing authority must prepare and maintain a register of heat networks licences.
- (2) The register must contain the following information about each heat networks licence—
 - (a) the name and address of the person to whom the licence was issued,
 - (b) the terms of the licence,
 - (c) the date on which the licence took effect,
 - (d) if the licence is not continuing in effect, the date on which the licence ceased to have effect.
- (3) The register must also contain such other information as the Scottish Ministers may by regulations specify.
- (4) The licensing authority must make arrangements to enable members of the public to inspect the register free of charge.

17 Interpretation of Part 1

- (1) In this Part—
 - “heat networks licence application” has the meaning given in section 5(2),
 - “heat networks licence modification application” has the meaning given in section 10(3),
 - “standard conditions” has the meaning given in section 6(2).

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- (2) In this Part, references to the activities authorised (or to be, or would be, authorised) by a heat networks licence means the supply of thermal energy by means of a heat network by the person holding the licence.

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