
DRAFT STATUTORY INSTRUMENTS

2012 No. 0000

ENERGY CONSERVATION

The Green Deal Framework (Disclosure,
Acknowledgment, Redress etc.) Regulations 2012

Made - - - - 2012

Coming into force in accordance with regulation 1

THE GREEN DEAL FRAMEWORK (DISCLOSURE,
ACKNOWLEDGMENT, REDRESS ETC.) REGULATIONS 2012

PART 1

CHAPTER 1

1. Citation and commencement
2. Interpretation – general
3. Notices

CHAPTER 2

4. Definitions under section 2(9)
5. Definition of “energy bill” for the purpose of section 4(4) and Part 5
6. The bill payer where there is no supply of electricity to a green deal property
7. Definitions of qualifying assessment under section 3(9)

PART 2

8. Authorisation of green deal certification bodies and green deal participants
9. Registers of green deal certification bodies and green deal participants
10. Code of practice

PART 3

11. Green deal assessor certification bodies

12. Determination of applications and entry on the register
13. Green deal installer certification bodies
14. Determination of applications and entry on the register
15. Green deal providers
16. Determination of applications and entry on the register
17. Voluntary withdrawal of authorisation of green deal provider
18. Refusal of an application

PART 4

CHAPTER 1

19. Requirements which apply to green deal certification bodies
20. Changes to a membership list – update to registers
21. Cessation of accreditation – update to registers

CHAPTER 2

22. Requirements which apply to green deal assessors
23. Requirements which apply to green deal installers

CHAPTER 3

24. Requirements which apply to green deal providers
25. Notifications concerning consumer credit
26. Ensuring energy plans are green deal plans and that instalments can be collected on energy bills

PART 5

CHAPTER 1

27. Estimates of likely energy bill savings
28. Estimating the period over which savings are likely to be made

CHAPTER 2

29. Conditions to be met for energy plans to be green deal plans
30. Instalments not to exceed savings
31. Payment period not to exceed savings period
32. Domestic properties – fixed interest rate
33. Improvement-specific instalments – exceptions to fixed amount
34. No restriction on change of gas or electricity supplier
35. Guarantees to be given by green deal providers
36. Condition as to other matters – confirmation from bill payer and owners
37. Owner under regulation 36

PART 6

38. Permitted early repayment of credit
39. Permitted cash advances
40. Terms of the plan which are to bind or benefit the bill payer or a subsequent bill payer

PART 7

CHAPTER 1

41. Specified period under section 8(3)
42. Action to be taken under section 8(4)

CHAPTER 2

43. Intended occupation under transactions or arrangements to be entered into
44. Disclosure and acknowledgment in circumstances described in regulation 43
45. Intended transfers of ownership
46. Disclosure and acknowledgment in circumstances described in regulation 45
47. Oral tenancies and unwritten licence agreements
48. Acknowledgment in circumstances described in regulation 47
49. Transactions or arrangements to change bill payers
50. Disclosure and acknowledgment in circumstances described in regulation 49

PART 8

CHAPTER 1

51. Interpretation – Part 8
52. No sanctions without receipt of complaints or information
53. Sanctions
54. Enforcement undertakings
55. Eligible complaints – breach of the consent provision
56. Eligible complaints – breach of the disclosure and acknowledgment provisions
57. Eligible complaints – breach of the relevant requirements
58. Eligible complaints – failure to take consumer credit modifying step
59. Referral of eligible complaints to the Secretary of State
60. Complaints where there is no green deal provider

CHAPTER 2

61. Breach of the consent provision
62. Breach of the disclosure and acknowledgment provisions

- 63. Breach of the relevant requirements
- 64. Special circumstances – failure to take a consumer credit modifying step

CHAPTER 3

- 65. Sanctions for breaches of the consent provision
- 66. Sanctions for breaches of the disclosure and acknowledgment provisions
- 67. Sanctions for breaches of the relevant requirements by green deal providers
- 68. Sanctions for breaches of the relevant requirements by green deal installers
- 69. Sanctions for breaches of the relevant requirements by green deal assessors and green deal certification bodies
- 70. Cancellation in special circumstances – failure by relevant person to take a consumer credit modifying step
- 71. Withdrawal of authorisation from a green deal provider who is no longer a fit person to be authorised

CHAPTER 4

- 72. Requirement to give an intention notice before imposing a sanction
- 73. Additional requirements in relation to compensation
- 74. Compliance notices
- 75. Financial penalties
- 76. Recovery of compensation and financial penalties
- 77. Notice of decision not to impose a sanction
- 78. Sanctions notices
- 79. Proportionality requirement
- 80. Updating the register
- 81. Deferring updating the register

CHAPTER 5

- 82. Contents of an enforcement undertaking
- 83. Failure to comply with an enforcement undertaking
- 84. Discharge of a compliance notice or enforcement undertaking
- 85. Inaccurate, misleading or incomplete information

PART 9

- 86. Power to obtain information
- 87. Appeal to First Tier Tribunal
Signature

SECTION 1

All green deal certification bodies and green deal participants

1. Name, address and contact details.
2. Any trading name.
3. For a company, the company registration number and names of...
4. Green deal registration number.
5. Date of entry on the register.
6. Whether the person's authorisation is suspended or withdrawn and—
7. Any periods when the person's authorisation has been suspended or...
8. The reasons for any suspension or withdrawal of authorisation.

SECTION 2

Green deal assessor certification bodies

9. Date of accreditation to certify persons as able to act...
10. Certificate of accreditation number.
11. Name of accrediting body.

SECTION 3

Green deal assessors

12. Date of certification to act as a green deal assessor....
13. Certificate number.
14. Name of certifying body.

SECTION 4

Green deal installer certification bodies

15. Date of accreditation to certify persons as able to act...
16. Scope of accreditation.
17. Certificate of accreditation number.
18. Name of accrediting body.

SECTION 5

Green deal installers

19. Date of certification to act as a green deal installer....
20. Scope of certification and energy efficiency improvements certified to install....
21. Certificate number.
22. Name of certifying body.

SECTION 6

Green deal providers

23. Whether authorisation is granted in relation to—
24. For authorisation in relation to domestic properties—

SCHEDULE 2 — Annual reports by green deal providers

Draft Legislation: This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: The Green Deal Framework (Disclosure, Acknowledgment, Redress etc.) Regulations 2012 No. 2079

1. The information to be included in a report provided under...
2. In this Schedule— (a) “customer complaint” is a complaint made...

SCHEDULE 3 — Guarantees

1. The requirements for a guarantee referred to in regulation 35(2)...
2. All problems which affect the functioning of an improvement and...
3. The green deal provider must repair damage to the property...
4. The descriptions of damage referred to in paragraph 3 are—...
5. The green deal provider’s total liability to repair damage to...
6. The requirements in paragraphs 2 to 4 do not require...
7. The following persons are referred to in paragraph 6—

Explanatory Note