

Regulation (EU) 2017/1938 of the European Parliament and of the Council
of 25 October 2017 concerning measures to safeguard the security of gas
supply and repealing Regulation (EU) No 994/2010 (Text with EEA relevance)

Article 2

Definitions

- [^{F1}1] For the purposes of this Regulation, the following definitions apply:
- (A1) [^{F2}‘the Gas Regulation’ means Regulation (EC) No 715/2009 of the European Parliament and of the Council on conditions for access to natural gas transmission networks;
- (A2) ‘the Northern Ireland department’ means the Department for the Economy;]
- (1) ‘security’ means security as defined in point 32 of Article 2 of Directive 2009/73/EC;
- (2) ^{F3} ...
- (3) ‘household customer’ means household customer as defined in point 25 of Article 2 of Directive 2009/73/EC;
- (4) ‘essential social service’ means a service related to healthcare, essential social care, emergency, security, education or public administration;
- (5) ‘protected customer’ means a household customer who is connected to a gas distribution network and, in addition, where the [^{F4}Secretary of State] so decides, may also mean one or more of the following, provided that enterprises or services as referred to in points (a) and (b) do not, jointly, represent more than 20 % of the total annual final gas consumption in [^{F5}the United Kingdom]:
- (a) a small or medium-sized enterprise, provided that it is connected to a gas distribution network;
- (b) an essential social service, provided that it is connected to a gas distribution or transmission network;
- (c) a district heating installation to the extent that it delivers heating to household customers, small or medium-sized enterprises, or essential social services, provided that such installation is not able to switch to other fuels than gas;
- (6) ^{F6} ...
- (7) ‘competent authority’ [^{F7}, in relation to a member State,] means a national governmental authority or a national regulatory authority designated by a [^{F8}member] State to ensure the implementation of the measures provided for in this Regulation [^{F9}as it applies in EU law];
- (8) ‘national regulatory authority’ [^{F10}, in relation to a member State,] means a national regulatory authority designated in accordance with Article 39(1) of Directive 2009/73/EC;
- (8A) [^{F11}‘regulatory authority’—

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- (a) in relation to Great Britain, means the Gas and Electricity Markets Authority; and
 - (b) in relation to Northern Ireland, means the Northern Ireland Authority for Utility Regulation.]
- (9) F12 ...
- (10) ‘gas supply contract’ means gas supply contract as defined in point 34 of Article 2 of Directive 2009/73/EC;
- (11) F13 ...
- (12) F13 ...
- (13) F13 ...
- (14) F13 ...
- (15) F13 ...
- (16) F13 ...
- (17) F13 ...
- (18) F13 ...
- (19) F13 ...
- (20) F13 ...
- (21) F13 ...
- (22) F13 ...
- (23) F13 ...
- (24) F13 ...
- (25) F13 ...
- (26) F13 ...

[^{F14}2 For the purposes of this Regulation, the following expressions have the meanings given in the Gas Regulation—

- ‘ancillary services’;
- ‘customer’;
- ‘distribution’;
- ‘distribution system operator’;
- ‘firm capacity’;
- ‘interconnector’;
- ‘interruptible capacity’;
- ‘LNG facility’;
- ‘LNG facility capacity’;
- ‘natural gas undertaking’;
- ‘storage capacity’;
- ‘system’;

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‘system user’;
‘technical capacity’;
‘transmission’;
‘transmission system operator’.]

Textual Amendments

- F1** Art. 2(1): Art. 2 renumbered as Art. 2(1) (31.12.2020) by The Gas (Security of Supply and Network Codes) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/531), reg. 1(2), **Sch. 1 para. 2(2)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Art. 2(1)(A1)(A2) inserted (31.12.2020) by The Gas (Security of Supply and Network Codes) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/531), reg. 1(2), **Sch. 1 para. 2(3)(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F3** Art. 2(1)(2) omitted (31.12.2020) by virtue of The Gas (Security of Supply and Network Codes) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/531), reg. 1(2), **Sch. 1 para. 2(3)(b)**; 2020 c. 1, Sch. 5 para. 1(1)
- F4** Words in Art. 2(1)(5) substituted (31.12.2020) by The Gas (Security of Supply and Network Codes) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/531), reg. 1(2), **Sch. 1 para. 2(3)(c)(i)**; 2020 c. 1, Sch. 5 para. 1(1)
- F5** Words in Art. 2(1)(5) substituted (31.12.2020) by The Gas (Security of Supply and Network Codes) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/531), reg. 1(2), **Sch. 1 para. 2(3)(c)(ii)**; 2020 c. 1, Sch. 5 para. 1(1)
- F6** Art. 2(1)(6) omitted (31.12.2020) by virtue of The Gas (Security of Supply and Network Codes) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/531), reg. 1(2), **Sch. 1 para. 2(3)(d)**; 2020 c. 1, Sch. 5 para. 1(1)
- F7** Words in Art. 2(1)(7) inserted (31.12.2020) by The Gas (Security of Supply and Network Codes) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/531), reg. 1(2), **Sch. 1 para. 2(3)(e)(i)**; 2020 c. 1, Sch. 5 para. 1(1)
- F8** Word in Art. 2(1)(7) substituted (31.12.2020) by The Gas (Security of Supply and Network Codes) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/531), reg. 1(2), **Sch. 1 para. 2(3)(e)(ii)**; 2020 c. 1, Sch. 5 para. 1(1)
- F9** Words in Art. 2(1)(7) inserted (31.12.2020) by The Gas (Security of Supply and Network Codes) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/531), reg. 1(2), **Sch. 1 para. 2(3)(e)(iii)**; 2020 c. 1, Sch. 5 para. 1(1)
- F10** Words in Art. 2(1)(8) inserted (31.12.2020) by The Gas (Security of Supply and Network Codes) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/531), reg. 1(2), **Sch. 1 para. 2(3)(f)**; 2020 c. 1, Sch. 5 para. 1(1)
- F11** Art. 2(1)(8A) inserted (31.12.2020) by The Gas (Security of Supply and Network Codes) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/531), reg. 1(2), **Sch. 1 para. 2(3)(g)**; 2020 c. 1, Sch. 5 para. 1(1)
- F12** Art. 2(1)(9) omitted (31.12.2020) by virtue of The Gas (Security of Supply and Network Codes) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/531), reg. 1(2), **Sch. 1 para. 2(3)(h)**; 2020 c. 1, Sch. 5 para. 1(1)
- F13** Arts. 2.1(11)-(26) omitted (31.12.2020) by virtue of The Gas (Security of Supply and Network Codes) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/531), reg. 1(2), **Sch. 1 para. 2(3)(i)**; 2020 c. 1, Sch. 5 para. 1(1)
- F14** Art. 2(2) inserted (31.12.2020) by The Gas (Security of Supply and Network Codes) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/531), reg. 1(2), **Sch. 1 para. 2(4)**; 2020 c. 1, Sch. 5 para. 1(1)

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Changes to legislation:

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