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STATUTORY INSTRUMENTS

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**2003 No. 419**

**The Energy (Northern Ireland) Order 2003**

**PART IV**

**FUNCTIONS OF THE GENERAL CONSUMER COUNCIL**

**Articles 24 to 26: supplementary**

**27.**—(1) The Department may make regulations prescribing—

- (a) descriptions of information which the Authority, a licence holder or the Council may refuse to supply under Article 24 or 26; or
- (b) circumstances in which the Authority, a licence holder or the Council may refuse to comply with a direction under Article 24 or 26.

(2) The Council may, if no person is prescribed for the purpose under paragraph (3), refer a failure by a licence holder to comply with a direction under Article 24 to the Authority.

(3) The Department may make regulations for the purpose of enabling a failure to comply with a direction under Article 24 or 26 to be referred by the person who gave the direction to such person (other than the Authority) as may be prescribed by the regulations.

(4) A person to whom such a failure is referred (whether under paragraph (2) or regulations under paragraph (3)) shall—

- (a) consider any representations made by either party;
- (b) determine whether the person failing to comply with the direction is entitled to refuse to do so and, if not, order him to comply with the direction; and
- (c) give notice of his determination and any order under paragraph (b), with reasons, to both parties.

(5) A notice under paragraph (4) may be published by either party to the reference; and paragraphs (2) to (4) of Article 25 apply to the publication of such a notice as they apply to the publication of a notice under Article 24(4).