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STATUTORY RULES OF NORTHERN IRELAND

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**2011 No. 155**

**The Gas and Electricity (Internal Markets)  
Regulations (Northern Ireland) 2011**

**PART IX**

**TRANSITIONAL PROVISIONS**

**Modification of existing electricity licences**

**91.**—(1) The Department, after consultation with the Authority, or the Authority with the consent of the Department, may by notice in writing make such modifications to the conditions of an existing electricity licence as the Department or the Authority, as the case may be, considers requisite or expedient—

- (a) to ensure that any activity authorised by the licence is carried out in compliance with the relevant requirements and prohibitions laid down by the Electricity Directive; or
- (b) otherwise for the purpose of the Electricity Directive.

(2) A notice under paragraph (1) may in particular—

- (a) revoke or modify such conditions of; or
- (b) include such new conditions in,

an existing licence as the Department or the Authority, as the case may be, considers requisite or expedient for the purposes of that paragraph.

(3) Conditions included in a licence by virtue of the power conferred by this regulation—

- (a) may do any of the things authorised by Articles 11(2) to (6B) of the Electricity Order;
- (b) shall, in particular, ensure that existing electricity licences comply with the requirements of Article 11A of the Electricity Order.

(4) Before making modifications under this regulation, the Department or the Authority shall consult the holders of the licences being modified and such other persons as it considers appropriate.

(5) The requirements of paragraphs (1) and (4) as to consultation may be satisfied by consultation before, as well as by consultation after, the coming into operation of this regulation.

(6) Where the Department or the Authority makes any modifications under this regulation, it shall publish those modifications in such manner as it considers appropriate.

(7) The power to make modifications under this regulation may not be exercised after the end of the period of 12 months beginning with the day on which this regulation comes into operation.

<sup>F1</sup>(8) .....

(9) Article 38(1) of the Energy Order applies in relation to the power to modify a licence under this regulation as it applies in relation to a power to amend a licence under the Electricity Order.

(10) Nothing in this regulation prejudices the generality of any other power to modify a licence; and nothing in paragraph (3) prejudices the generality of paragraph (1).

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**Changes to legislation:** There are currently no known outstanding effects for the The Gas and Electricity (Internal Markets) Regulations (Northern Ireland) 2011, Section 91. (See end of Document for details)

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**Textual Amendments**

- F1** [Reg. 91\(8\)](#) revoked (12.4.2013) by [The Gas and Electricity \(Internal Markets\) Regulations \(Northern Ireland\) 2013 \(S.R. 2013/92\)](#), regs. 1, **33**
- .....

**Commencement Information**

- I1** [Reg. 91](#) in operation at 15.4.2011, see [reg. 1](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Gas and Electricity (Internal Markets) Regulations (Northern Ireland) 2011, Section 91.