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SCOTTISH STATUTORY INSTRUMENTS

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**2007 No. 267**

**ELECTRICITY**

**The Renewables Obligation (Scotland) Order 2007**

*Made* - - - - - *26th March 2007*

*Coming into force* - - - - - *1st April 2007*

The Scottish Ministers in exercise of the powers conferred by sections 32 to 32C of the Electricity Act 1989(1), and of all other powers enabling them in that behalf and having, in accordance with section 32(7) of that Act, consulted the Gas and Electricity Markets Authority, the Gas and Electricity Consumer Council, electricity suppliers to whom this Order applies, and such generators of electricity from renewable sources and other persons as they consider appropriate, hereby make the following Order, a draft of which has, in accordance with section 32(9) of that Act, been laid before and approved by resolution of the Scottish Parliament:

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(1) 1989 c. 29. Section 62 of the Utilities Act 2000 (c. 27) substituted a new section 32 of the Electricity Act 1989 for the section 32 which was originally enacted. The new section 32 of the Electricity Act 1989 has subsequently been amended by sections 115 and 119 of the Energy Act 2004 (c. 20) and section 24 of the Climate Change and Sustainable Energy Act 2006 (c. 19) (“the 2006 Act”). Sections 63 to 65 of the Utilities Act 2000 inserted new sections 32A to 32C of the Electricity Act 1989, which have been amended by sections 115, 116, 118 and 119 of the Energy Act 2004 and sections 23 and 24 of the 2006 Act. Section 32BA of the Electricity Act 1989 was inserted by section 117 of the Energy Act 2004. The functions of the Secretary of State, in respect of sections 32 to 32B (as most recently amended by the 2006 Act) were transferred to the Scottish Ministers by virtue of the Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) (No. 3) Order 2006 (S.I.2006/3258), article 2. The functions of the Secretary of State in respect of section 32C of the Electricity Act 1989 and section 67 of the Utilities Act 2000 were transferred to the Scottish Ministers by virtue of the Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) (No. 2) Order 2001 (S.I. 2001/3504), article 2. The functions of the Secretary of State in respect of section 32BA of the Electricity Act 1989 were transferred to the Scottish Ministers by virtue of the Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 2005 (S.I. 2005/849), article 2.