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DRAFT STATUTORY INSTRUMENTS

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**2009 No.**

**The Electricity and Gas (Community  
Energy Saving Programme) Order 2009**

**PART 2**

Overall carbon emissions reduction target and carbon emissions reduction obligations

**Definition of supplier**

- 5.—(1) A person is a supplier if that person holds a supply licence—
- (a) under section 6(1)(d) of the Electricity Act 1989 and that person satisfies paragraph (2) or (3) in respect of the supply of electricity; or
  - (b) under section 7A of the Gas Act 1986 and that person satisfies paragraph (2) or (3) in respect of the supply of gas.
- (2) A person must supply at least 50,000 domestic customers on 31st December of the year 2008, 2009, 2010 or 2011.
- (3) A company that belongs to a group of companies must on 31st December of the year 2008, 2009, 2010 or 2011 supply domestic customers and the number of domestic customers of that company and of other companies in the group must be at least 50,000.
- (4) Where a person satisfies paragraph (1) in respect of electricity and of gas that person is a separate supplier in respect of each supply.
- (5) A new supplier is a supplier who satisfies paragraph (1) for the first time on—
- (a) 31st December 2009;
  - (b) 31st December 2010; or
  - (c) 31st December 2011.