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DRAFT STATUTORY INSTRUMENTS

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**2013 No.**

**The CRC Energy Efficiency Scheme Order 2013**

**PART 11**

**Enforcement**

**Powers of the administrator in respect of enforcement**

**67.** The powers of enforcement in this Part may be exercised where the administrator reasonably believes that there has been a failure (except in respect of this article) to comply with a provision of this Order.

**Notices to provide information: compliance with articles 40 and 41**

**68.—(1)** The administrator may, by a written notice served on a participant, require that participant—

- (a) to furnish information in relation to a failure or suspected failure to comply with article 40 or 41; and
  - (b) to do so in the form specified in the notice and within such period following service of the notice or at such time as is specified in the notice.
- (2) A notice to provide information under paragraph (1) may be withdrawn at any time.

**Enforcement notices**

**69.—(1)** The administrator may serve an enforcement notice on any person who fails to comply with a provision of this Order.

- (2) An enforcement notice must be in writing and specify—
- (a) the provision of this Order in respect of which there has been a failure;
  - (b) the matters constituting the failure;
  - (c) the steps that must be taken to remedy the failure; and
  - (d) the period within which those steps must be taken.
- (3) An enforcement notice may be varied or withdrawn at any time.
- (4) If a person fails to comply with an enforcement notice, the administrator—
- (a) may do what that person was required to do; and
  - (b) may recover from an applicant or participant served with a notice the costs of doing so.