
DRAFT STATUTORY INSTRUMENTS

2022 No.

The Warm Home Discount (Scotland) Regulations 2022

PART 1

Introductory

Interpretation: general

3.—(1) In these Regulations—

“the 2011 Regulations” means the Warm Home Discount Regulations 2011(1);

“aggregate non-core spending obligation” is to be read in accordance with regulation 14;

“broader group customer” has the meaning given in regulation 21;

“broader group rebate target” has the meaning given in regulation 20;

“central heating system” means a system—

(a) which provides heat for the purposes of space heating through a boiler or other heat source connected to one or more separate heat emitters; and

(b) where the heat source and heat emitters are all situated in the same domestic premises or building;

“the commencement day” means the day on which these Regulations come into force;

“compulsory scheme electricity supplier”, other than in regulation 16(6)(a), has the meaning given in regulation 6(2);

“core group customer” has the meaning given in regulation 9(2);

“debt write-off” means the provision of assistance to reduce debts for electricity or gas supply to domestic premises by cancelling or reducing the debts;

“electricity supply licence” means a licence granted under section 6(1)(d) of the Electricity Act 1989(2);

“energy advice” means advice on reducing or preventing the wastage of energy in domestic premises;

“gas supply licence” means a licence granted under section 7A(1) of the Gas Act 1986(3);

“GB domestic customer” has the meaning given in regulation 2(2);

“group of companies” means a holding company and its wholly-owned subsidiaries, where “holding company” and “wholly-owned subsidiary” have the meanings given by section 1159 of the Companies Act 2006(4);

(1) S.I. 2011/1033, as amended by S.I. 2014/695, 2015/652, 2016/806, 2018/909, 2019/1458 and 2021/667.

(2) 1989 c. 29. Section 6 was substituted by section 30 of the Utilities Act 2000 (c. 27), and subsection (1)(d) of that section was amended by S.I. 2012/2400.

(3) 1986 c. 44. Section 7A was inserted by section 6 of the Gas Act 1995 (c. 45). The functions of the Director General of Gas Supply under subsection (1) of that section were transferred to the Authority by section 3 of the Utilities Act 2000.

(4) 2006 c. 46.

“guarantee credit” is to be construed in accordance with sections 1 and 2 of the State Pension Credit Act 2002⁽⁵⁾;

“industry initiative” has the meaning given in regulation 24(1);

“non-core spending obligation” is to be read, other than in regulation 17(2)(b), in accordance with regulation 16;

“obligation percentage”, in relation to a compulsory scheme electricity supplier and a scheme year, means the percentage determined in accordance with paragraph (3) of regulation 16;

“prescribed rebate”, other than in regulation 17, means a rebate of £150;

“rebate notice” has the meaning given in regulation 8(1);

“the Scheme” has the meaning given in regulation 4;

“scheme electricity supplier” means—

- (a) a compulsory scheme electricity supplier; or
- (b) a voluntary scheme electricity supplier;

“scheme gas supplier” has the meaning given in regulation 6(8);

“scheme year”, other than in the expression “scheme year 11”, means—

- (a) the period beginning with the commencement day and ending with 31st March 2023 (“scheme year 12”); or
- (b) a period of 12 months beginning with 1st April in any of the years from 2023 to 2025 (and “scheme year” followed by a number from 13 to 15 means the scheme year beginning in 2023, 2024 or 2025 respectively);

“scheme year 11” has the meaning given by regulation 2(1) of the 2011 Regulations;

“Scotland domestic customer” has the meaning given in regulation 2(3);

“smart meter advice” means advice on the benefits of using a smart meter in domestic premises;

“voluntary scheme electricity supplier” has the meaning given in regulation 6(6);

“working day” means a day other than—

- (a) a Saturday or a Sunday; or
- (b) a day which is a bank holiday under section 1 of the Banking and Financial Dealings Act 1971⁽⁶⁾ in Scotland.

(2) For the purposes of these Regulations, a licensed supplier⁽⁷⁾ is connected to another licensed supplier if they both belong to the same group of companies.

⁽⁵⁾ 2002 c. 16. Section 2 was amended by paragraphs 140 and 141 of Schedule 24 to the Civil Partnership Act 2004 (c. 33).

⁽⁶⁾ 1971 c. 80.

⁽⁷⁾ See the definition of “licensed supplier” in section 15(5) of the Energy Act 2010.