
DRAFT STATUTORY INSTRUMENTS

2023 No.

The Electricity and Gas (Energy
Company Obligation) Order 2023

PART 5

ECO4A qualifying actions

CHAPTER 4

In-fill measures

Flat in-fill measures

20.—(1) A measure (“measure X”) is a “flat in-fill measure” and meets the condition in this article if—

- (a) it is installed at domestic premises that are in a block of flats;
 - (b) it is one of the following measures—
 - (i) solid wall insulation; or
 - (ii) cavity wall insulation;
 - (c) it is linked with one other measure (“the primary measure”) which is—
 - (i) the same kind of measure as measure X;
 - (ii) promoted by the same participant that promoted measure X; and
 - (iii) installed at separate domestic premises in the same block of flats as measure X; and
 - (d) the primary measure with which measure X is linked is an ECO4A qualifying action by virtue of meeting the condition in any of articles [12](#) to [19](#).
- (2) For the purposes of paragraph (1)(c)—
- (a) measure X is linked with a primary measure if—
 - (i) measure X is completed during the three month period beginning with the day on which the primary measure is completed;
 - (ii) measure X is notified under article [25](#) on the same day as, or after, the notification of the primary measure under that article;
 - (iii) when notifying measure X under article [25](#), the participant includes information sufficient to enable the Administrator to identify the primary measure with which it is to be linked; and
 - (iv) the primary measure is not already linked with another in-fill measure;
 - (b) a primary measure is the same kind of measure as measure X if—
 - (i) both are solid wall insulation; or
 - (ii) both are cavity wall insulation.

(3) In this article—

“block of flats” means a building which contains two or more flats;

“flat”—

- (a) in respect of domestic premises in England and Wales, has the same meaning as in the Building Regulations 2010⁽¹⁾;
- (b) in respect of domestic premises in Scotland, has the same meaning as in the Building (Scotland) Regulations 2004⁽²⁾ and also includes a maisonette, as defined in those Regulations.

House in-fill measures

21.—(1) A measure (“measure Y”) is a “house in-fill measure” and meets the condition in this article if—

- (a) it is installed at domestic premises—
 - (i) that are not in a block of flats; and
 - (ii) for which the pre-installation SAP band is band D, E, F or G;
 - (b) it is solid wall insulation;
 - (c) it is linked with three other measures (“the primary measures”) which are—
 - (i) solid wall insulation;
 - (ii) promoted by the same participant that promoted measure Y; and
 - (iii) installed at three separate domestic premises on the same street as measure Y; and
 - (d) the primary measures with which measure Y is linked are ECO4A qualifying actions by virtue of meeting the condition in any of articles 12 to 19.
- (2) For the purposes of paragraph (1)(c), measure Y is linked with the primary measures if—
- (a) measure Y is completed during the three month period beginning with the day on which the last of the primary measures is completed;
 - (b) measure Y is notified under article 25 on the same day as, or after, the notification of the primary measures under that article;
 - (c) when notifying measure Y under article 25, the participant includes information sufficient to enable the Administrator to identify the primary measures with which it is to be linked; and
 - (d) none of the primary measures are already linked with another in-fill measure.
- (3) In this article, “block of flats” has the same meaning as in article 20⁽³⁾.

(1) S.I. 2010/2214. See regulation 2(1). There are amending instruments but none are relevant.

(2) S.S.I. 2004/406. See regulation 2(1). There are amending instruments but none are relevant.