



# Electricity Act 1989

## 1989 CHAPTER 29

### PART I

#### ELECTRICITY SUPPLY

##### *[<sup>F1</sup>Duties of electricity distributors]*

#### **[<sup>F1</sup>16A Procedure for requiring a connection.**

- (1) Where a person requires a connection to be made by an electricity distributor in pursuance of section 16(1), he shall give the distributor a notice requiring him to offer terms for making the connection.
  - (2) That notice must specify—
    - (a) the premises or distribution system to which a connection to the distributor's system is required;
    - (b) the date on or by which the connection is to be made; and
    - (c) the maximum power at which electricity may be required to be conveyed through the connection.
  - (3) The person requiring a connection shall also give the distributor such other information in relation to the required connection as the distributor may reasonably request.
  - (4) A request under subsection (3) shall be made as soon as practicable after the notice under subsection (1) is given (if not made before that time).
- [ The Secretary of State may, after consulting the Authority, make provision by
- <sup>F2</sup>(4A) regulations for the purpose of entitling an electricity distributor to require a person requiring a connection in pursuance of section 16(1) to pay connection offer expenses to such extent as is reasonable in all the circumstances.
- (4B) In this section “connection offer expenses” means expenses which—
- (a) are of a kind specified by the regulations, and
  - (b) have been reasonably incurred by the electricity distributor.

*Status: Point in time view as at 23/05/2018.*

*Changes to legislation: Electricity Act 1989, Section 16A is up to date with all changes known to be in force on or before 14 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

- (4C) Regulations under subsection (4A) may specify—
- (a) circumstances in which an electricity distributor may not require the payment of connection offer expenses by virtue of the regulations;
  - (b) the manner in which expenses reasonably incurred by an electricity distributor are to be calculated for the purposes of subsection (4B)(b).]
- (5) As soon as practicable after receiving the notice under subsection (1)<sup>F3</sup>, any information requested under subsection (3) and any amount payable by virtue of subsection (4A) to the distributor by the person requiring the connection, the distributor shall give to that person] a notice—
- (a) stating the extent (if any) to which his proposals are acceptable to the distributor and specifying any counter proposals made by him;
  - (b) specifying any payment which that person will be required to make under section 19(1)<sup>F4</sup> ... [<sup>F5</sup>or regulations under Schedule 5B];
  - (c) specifying any security which that person will be required to give under section 20; and
  - (d) stating any other terms which that person will be required to accept under section 21.
- (6) A notice under subsection (5) shall also contain a statement of the effect of section 23.]

#### Textual Amendments

- F1** Ss. 16, 16A, 17 and cross-heading substituted for ss. 16, 17 (1.10.2001) by 2000 c. 27, s. 44; S.I. 2001/3266, art. 2, Sch. (subject to transitional provisions in arts. 3-20)
- F2** Ss. 16A(4A)-(4C) inserted (26.1.2009) by Energy Act 2008 (c. 32), ss. 98(2), 110(2); S.I. 2009/45, art. 2(d)(v)
- F3** Words in s. 16A(5) substituted (26.1.2009) by Energy Act 2008 (c. 32), ss. 98(3), 110(2); S.I. 2009/45, art. 2(d)(v)
- F4** Words in s. 16A(5)(b) omitted (6.4.2017) by virtue of Infrastructure Act 2015 (c. 7), ss. 52(5)(a), 57(7)(c); S.I. 2017/108, reg. 2 (with reg. 3)
- F5** Words in s. 16A(5)(b) inserted (6.4.2017) by Infrastructure Act 2015 (c. 7), ss. 52(5)(b), 57(7)(c); S.I. 2017/108, reg. 2

**Status:**

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**Changes to legislation:**

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