



Energy Act 2004

2004 CHAPTER 20

PART 2

SUSTAINABILITY AND RENEWABLE ENERGY SOURCES

CHAPTER 3

DECOMMISSIONING OF OFFSHORE INSTALLATIONS

Decommissioning regulations

111 Regulations about decommissioning

- (1) The Secretary of State may make regulations relating to the decommissioning of relevant objects in waters regulated under this Chapter.
- (2) The provision that may be contained in regulations under this section includes, in particular—
 - (a) provision prescribing standards in respect of decommissioning;
 - (b) provision prescribing standards and safety requirements in respect of anything left in place where a relevant object is not wholly removed;
 - (c) provision about the security that a person may be required to provide under this Chapter;
 - (d) provision for the prevention of pollution;
 - (e) provision for inspections, including provision as to the payment of the costs of inspections.
- (3) Regulations under this section may include provision making it an offence to contravene provisions of the regulations.
- (4) Where the regulations under this section create an offence, they must make provision as to the mode of trial and punishment of offenders; but there is no power for regulations under this section—

Status: Point in time view as at 01/10/2005.

Changes to legislation: Energy Act 2004, Cross Heading: Decommissioning regulations is up to date with all changes known to be in force on or before 24 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)

- (a) to impose a penalty of imprisonment on summary conviction, or to impose a maximum fine, on summary conviction, of more than the statutory maximum; or
 - (b) to impose a maximum term of imprisonment, on conviction on indictment, of more than two years.
- (5) Before making regulations under this section, the Secretary of State must consult—
- (a) organisations appearing to him to be representative of persons who will be affected by the regulations; and
 - (b) any other persons he considers appropriate.
- (6) Before making regulations under this section containing provision that relates to the decommissioning of relevant objects which are to be or are, wholly or partly—
- (a) in Scottish waters, or
 - (b) in waters in a Scottish part of a Renewable Energy Zone,
- the Secretary of State must consult the Scottish Ministers.
- (7) Regulations under this section are subject to the negative resolution procedure.

Commencement Information

II S. 111 in force at 1.10.2005 by [S.I. 2005/877](#), art. 2(2), [Sch. 2](#)

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