



# Energy Act 2011

## 2011 CHAPTER 16

### PART 2

#### SECURITY OF ENERGY SUPPLIES

### CHAPTER 5

#### SPECIAL ADMINISTRATION

#### *Special administration under this Chapter*

#### **102 Interpretation of Chapter 5**

(1) In this Chapter—

“business”, “member” and “property” have the same meanings as in the Insolvency Act 1986;

“company” means—

- (a) a company registered under the Companies Act 2006, or
- (b) an unregistered company;

“court”, in relation to a company, means the court—

- (a) having jurisdiction to wind up the company, or
- (b) that would have such jurisdiction apart from section 221(2) or 441(2) of the Insolvency Act 1986 (exclusion of winding up jurisdiction in case of companies having principal place of business in, or incorporated in, Northern Ireland);

“energy administrator” has the meaning given by section 94(2) and is to be construed in accordance with subsection (2) of this section;

“energy supply company administration order” has the meaning given by section 94(1);

“energy supply company” has the meaning given by section 94(5);

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*Status: Point in time view as at 07/06/2013.*

*Changes to legislation: There are currently no known outstanding effects for the Energy Act 2011, Section 102. (See end of Document for details)*

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“modification” includes omission, addition or alteration, and cognate expressions are to be construed accordingly;

“non-GB company” means a company incorporated outside Great Britain;

“objective of the energy supply company administration” is to be construed in accordance with section 95;

“relevant licence” has the meaning given by section 94(5);

“subsidiary” and “wholly-owned subsidiary” have the meanings given by section 1159 of the Companies Act 2006;

“unregistered company” means a company that is not registered under the Companies Act 2006.

- (2) In this Chapter references to the energy administrator of a company—
- (a) include references to a person appointed under paragraph 91 or 103 of Schedule B1 to the Insolvency Act 1986, as applied by Part 1 of Schedule 20 to the Energy Act 2004 and section 96 of this Act to be the energy administrator of that company; and
  - (b) where two or more persons are appointed to be the energy administrator of that company, are to be construed in accordance with the provision made under section 158(5) of the Energy Act 2004, as applied by section 96 of this Act.

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**Modifications etc. (not altering text)**

**C1** Ss. 93-102 modified (E.W.) (7.6.2013) by [The Energy Supply Company Administration Rules 2013](#) (S.I. 2013/1046), rules 1, **205(2)** (with rules 3, 208)

**Status:**

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**Changes to legislation:**

There are currently no known outstanding effects for the Energy Act 2011, Section 102.