



# Energy Prices Act 2022

## 2022 CHAPTER 44

### *Reduction of non-domestic energy bills in England, Wales and Scotland*

#### **9 Reduced energy charges for non-domestic customers in Great Britain**

- (1) The Secretary of State may, by regulations, make provision for and in connection with—
  - (a) reducing the amounts that would otherwise be charged for GB non-domestic electricity supply by licensed electricity suppliers, and
  - (b) making payments to those suppliers in respect of those reductions.
- (2) The Secretary of State may, by regulations, make provision for and in connection with—
  - (a) reducing the amounts that would otherwise be charged for GB non-domestic gas supply by licensed gas suppliers, and
  - (b) making payments to those suppliers in respect of those reductions.
- (3) Regulations under this section may, in particular, provide for reductions in amounts charged to be calculated by reference to the difference between—
  - (a) the wholesale price paid for electricity or gas, as a component of the amounts that would otherwise be charged for the supply of electricity or gas, and
  - (b) a notional wholesale price, if it is lower than the wholesale price paid.
- (4) If the regulations make such provision, they may in particular—
  - (a) provide for—
    - (i) the wholesale price paid to be the actual wholesale price paid or a wholesale price treated as paid, and
    - (ii) that wholesale price to be specified in or under the regulations, or determined in accordance with the regulations;
  - (b) provide for the notional wholesale price to be specified in or under the regulations, or determined in accordance with the regulations.
- (5) The Secretary of State may review the operation of regulations under this section.
- (6) Regulations under this section are subject to the affirmative procedure.

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*Status: This is the original version (as it was originally enacted).*

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- (7) Schedule 1 describes particular kinds of provision that may be made by regulations under this section.
- (8) For provision about time limits on the exercise of the powers conferred by this section, see Schedule 6.

## **10 Interpretation of section 9 and Schedule 1**

- (1) This section applies for the purposes of section 9, this section and Schedule 1.

### *Expressions relating to electricity*

- (2) A “licensed electricity supplier” is a person who holds an electricity supply licence.
- (3) An “electricity supply licence” is a licence granted under section 6(1)(d) of the Electricity Act 1989.
- (4) “GB non-domestic electricity supply” is the supply of electricity to premises that are non-domestic premises for the purposes of the relevant standard conditions (as they have effect from time to time).
- (5) In subsection (4) “relevant standard conditions” are the conditions which are, by virtue of section 33(1) of the Utilities Act 2000, the standard conditions for the purposes of electricity supply licences.

### *Expressions relating to gas*

- (6) A “licensed gas supplier” is a person who holds a gas supply licence.
- (7) A “gas supply licence” is a licence granted under section 7A(1) of the Gas Act 1986.
- (8) “GB non-domestic gas supply” is the supply of gas to premises that are non-domestic premises for the purposes of the relevant standard conditions (as they have effect from time to time).
- (9) In subsection (8) “relevant standard conditions” are the conditions which are, by virtue of section 81(2) of the Utilities Act 2000, the standard conditions for the purposes of gas supply licences.