



Energy Prices Act 2022

2022 CHAPTER 44

Reduction of non-domestic energy bills in Northern Ireland

11 Reduced energy charges for non-domestic customers in Northern Ireland

- (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 NI 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 NI 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—
 - (i) for the wholesale price paid to be the actual wholesale price paid or a wholesale price treated as paid;
 - (ii) for 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.

- (7) Schedule 2 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.

12 Interpretation of section 11 and Schedule 2

- (1) This section applies for the purposes of section 11, this section and Schedule 2.

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 Article 10(1)(c) of the Electricity (Northern Ireland) Order 1992 ([S.I. 1992/231 \(N.I. 1\)](#)).
- (4) “NI non-domestic electricity supply” has the meaning specified in, or determined in accordance with, regulations made by the Secretary of State; and regulations under this subsection are subject to the affirmative procedure.

Expressions relating to gas

- (5) A “licensed gas supplier” is a person who holds a gas supply licence.
- (6) A “gas supply licence” is a licence granted under Article 8(1)(c) of the Gas (Northern Ireland) Order 1996 ([S.I. 1996/275 \(N.I. 2\)](#)).
- (7) “NI non-domestic gas supply” has the meaning specified in, or determined in accordance with, regulations made by the Secretary of State; and regulations under this subsection are subject to the affirmative procedure.

Other expressions

- (8) A reference to a charge for NI non-domestic electricity supply or NI non-domestic gas supply includes a reference to a charge that does not relate to electricity or gas supplied (such as a standing charge).