



# Energy Act 2023

## 2023 CHAPTER 52

### PART 2

#### CARBON DIOXIDE CAPTURE, STORAGE ETC AND HYDROGEN PRODUCTION, TRANSPORT AND STORAGE

### CHAPTER 5

#### CARBON STORAGE INFORMATION AND SAMPLES

##### *Requirements relating to information and samples*

#### **110 Information and samples plans: supplementary**

- (1) Where an information and samples plan has effect in relation to a licence event, the OGA and the responsible person may agree changes to the plan.
- (2) Once changes are agreed, the plan has effect subject to those changes.
- (3) Where—
  - (a) two or more persons are the responsible person in relation to a licence event, and
  - (b) those persons include a company that has, since the licence event, been dissolved,the reference to the responsible person in [subsection \(1\)](#) does not include that company.
- (4) An information and samples plan, in relation to a licence event, may provide as appropriate for—
  - (a) the retention, by the responsible person, of any carbon storage information or carbon storage samples held by or on behalf of that person before the licence event,
  - (b) the transfer of any such information or samples to a new licensee, or

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*Status: This is the original version (as it was originally enacted).*

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- (c) appropriate storage of such information or samples.
- (5) Where an information and samples plan makes provision under [subsection \(4\)](#) for a person, other than the responsible person, to hold information or samples in accordance with the plan—
- (a) the plan may, with the consent of that other person, impose requirements on that person in connection with the information and samples, and
  - (b) any such requirements are sanctionable in accordance with this Chapter.
- (6) An information and samples plan prepared by the OGA under [section 109](#) may not include provision under [subsection \(4\)\(b\)](#) for the transfer of information or samples to another person without the consent of the responsible person.
- (7) An information and samples plan may provide for the storage of information or samples as mentioned in [subsection \(4\)\(c\)](#) to be the responsibility of the OGA.
- (8) Where a transfer of rights under a carbon storage licence relates to only part of the area in relation to which the licence was granted, the information and samples plan prepared in connection with the transfer is to relate to all carbon storage information and carbon storage samples held by the responsible person before the licence event, and not only information and samples in respect of that part of the area.
- (9) In this section, “licence event” and “responsible person” have the same meaning as in [section 109](#).