



Energy Act 2023

2023 CHAPTER 52

PART 2

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

CHAPTER 1

REVENUE SUPPORT CONTRACTS

General provision about counterparties

81 Further provision about designations

- (1) A designation under [section 59](#), [61](#), [63](#), [65](#), or [67](#) ceases to have effect if—
 - (a) the Secretary of State revokes the designation by notice given to the person designated (in which case the designation ends on the date specified in the notice), or
 - (b) the person withdraws consent to the designation by giving not less than 3 months' notice in writing to the Secretary of State.
- (2) At any time after the first designation under [section 59](#), [61](#), [63](#), [65](#) or [67](#) has effect, the Secretary of State must, except where the Secretary of State considers it unnecessary or not reasonably practicable to do so, exercise the power to designate so as to ensure that at least one designation has effect under that section.
- (3) The Secretary of State must publish a notice given to a person under—
 - (a) [section 59\(1\)](#), [61\(1\)](#), [63\(1\)](#), [65\(1\)](#) or [67\(1\)](#), or
 - (b) [subsection \(1\)\(a\)](#).
- (4) Revenue support regulations may make provision enabling a person who has ceased to be a carbon dioxide transport and storage counterparty, hydrogen transport counterparty, hydrogen storage counterparty, hydrogen production counterparty or

Status: Point in time view as at 26/12/2023.

*Changes to legislation: There are currently no known outstanding effects
for the Energy Act 2023, Section 81. (See end of Document for details)*

carbon capture counterparty to continue to be treated as such a counterparty, including provision about the circumstances in which, and the period for which, such a person may be so treated.

Commencement Information

- I1** S. 81(1)-(3) in force at Royal Assent for specified purposes, see [s. 334\(2\)\(a\)\(iv\)](#)
- I2** S. 81(1)-(3) in force at 26.12.2023 in so far as not already in force, see [s. 334\(3\)\(b\)](#)
- I3** S. 81(4) in force at 26.12.2023, see [s. 334\(3\)\(b\)](#)

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