
STATUTORY INSTRUMENTS

2011 No. 2305

**The Storage of Carbon Dioxide (Access
to Infrastructure) Regulations 2011**

Publication requirements

Publication of capacity

- 17.—(1) The owner of relevant infrastructure must publish—
- (a) no later than the first anniversary of the relevant date, the information set out in paragraph (3) relating to available capacity and technical and operating requirements for access; and
 - (b) any changes to the published information as soon as reasonably practicable after they become effective.
- (2) In paragraph (1), the “relevant date”—
- (a) in relation to a relevant storage site, means the date on which consent is granted in respect of the storage site;
 - (b) in relation to a relevant pipeline, means—
 - (i) the date on which consent or planning permission was granted for the construction of the pipeline as a relevant pipeline; or
 - (ii) where the pipeline was not constructed as a relevant pipeline, the date on which the pipeline was first used to convey carbon dioxide for the purposes of an activity within section 17(2)(a) to (c) of the Energy Act 2008.
- (3) The information referred to in paragraph (1) is—
- (a) in the case of a relevant pipeline the capacity, or in the case of a relevant storage site the authorised capacity, which is or can reasonably be made available in the relevant infrastructure in question taking into account the quantities of carbon dioxide which—
 - (i) are required or may reasonably be expected to be required to be conveyed or stored by the owner or an associate of the owner for the purposes of any business carried on by the owner or associate; or
 - (ii) are required to be conveyed or stored by another person with a right to have carbon dioxide conveyed by the relevant pipeline or stored in the relevant storage site in the exercise of that right; and
 - (b) subject to paragraph (4), the technical specifications of the CO₂ stream that must be met in order to secure access to the relevant infrastructure.
- (4) If there is no capacity which is or can reasonably be made available as described in sub-paragraph (3)(a), the owner is not required to publish the information mentioned in paragraph (3)(b).