
STATUTORY INSTRUMENTS

2012 No. 2782

The Feed-in Tariffs Order 2012

PART 3

Accreditation and matters relating to accreditation

CHAPTER 2

Preliminary accreditation and pre-registration

Effect of preliminary accreditation

- 10.**—(1) Paragraph (2) applies where—
- (a) an installation has been granted preliminary accreditation; and
 - (b) during the period of validity of the preliminary accreditation—
 - (i) the installation is commissioned; and
 - (ii) the Authority receives an application for accreditation of the installation.
- (2) The Authority must grant the accreditation if it is satisfied that the installation has been commissioned unless—
- (a) article 7 applies;
 - (b) the installation which has been commissioned is materially different from the installation for which preliminary accreditation was granted;
 - (c) there has been a material change in circumstances since the preliminary accreditation was granted such that, had the application for preliminary accreditation been made after the change, it would have been refused;
 - (d) any condition attached to the preliminary accreditation has not been complied with;
 - (e) the information on which the decision to grant the preliminary accreditation was based was incorrect in a material particular such that, had the Authority known the true position when the application for preliminary accreditation was made, it would have been refused.
- [^{F1}(3) If the Authority grants the application for accreditation pursuant to paragraph (2), the installation's tariff date is the later of the date on which—
- (a) the application for preliminary accreditation is received by the Authority; or
 - [^{F2}(b) the tariff period within which the installation qualifies for accreditation commences.]]
- (4) For the purposes of this article, a commissioned installation is materially different from an installation for which preliminary accreditation was granted if—
- (a) its site is different;
 - (b) it uses a different eligible low-carbon energy source;
 - (c) either—

Status: Point in time view as at 20/03/2017. This version of this provision has been superseded.

*Changes to legislation: There are currently no known outstanding effects for the
The Feed-in Tariffs Order 2012, Section 10. (See end of Document for details)*

- (i) it does not have a grid connection, and the application for preliminary accreditation stated that it would have a grid connection; or
- (ii) it has a grid connection, and the application for preliminary accreditation stated that it would not have a grid connection;
- [^{F3}(d) its total installed capacity is greater;]
- [^{F3}(da) its total installed capacity is less, such that electricity generated by the installation would be eligible for payment at a different generation tariff to that which would have been payable had the total installed capacity of the installation been as stated in the application for preliminary accreditation;]
- ^{F4}(e)
- [^{F5}(f) the application for preliminary accreditation specified that the installation—
 - (i) would not be stand-alone solar photovoltaic and it is stand-alone solar photovoltaic; or
 - (ii) would be stand-alone solar photovoltaic and it is not stand-alone solar photovoltaic;]
- [^{F5}(g) the application for preliminary accreditation specified that the installation would be owned by a community organisation and the Authority is not satisfied that it is owned by a community organisation.]

Textual Amendments	
F1	Art. 10(3) substituted (15.1.2016) by The Feed-in Tariffs (Amendment) (No. 3) Order 2015 (S.I. 2015/2045) , arts. 1, 9(a) (with art. 24)
F2	Art. 10(3)(b) substituted (31.3.2016) by The Feed-in Tariffs (Amendment) Order 2016 (S.I. 2016/319) , arts. 1, 4(5)(a)
F3	Art. 10(4)(d)(da) substituted for art. 10(4)(d) (31.3.2016) by The Feed-in Tariffs (Amendment) Order 2016 (S.I. 2016/319) , arts. 1, 4(5)(b)
F4	Art. 10(4)(e) omitted (15.1.2016) by virtue of The Feed-in Tariffs (Amendment) (No. 3) Order 2015 (S.I. 2015/2045) , arts. 1, 9(c) (with art. 24)
F5	Art. 10(4)(f)(g) inserted (1.4.2015) by The Feed-in Tariffs (Amendment) Order 2015 (S.I. 2015/35) , arts. 1, 5(b)

Status:

Point in time view as at 20/03/2017. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the The Feed-in Tariffs Order 2012, Section 10.