

SCHEDULE 4

Civil sanctions

Modifications etc. (not altering text)

- C1 Sch. 4 applied (with modifications) (1.11.2022) by [The Energy Bill Relief Scheme Pass-through Requirement \(Heat Suppliers\) \(England and Wales and Scotland\) Regulations 2022 \(S.I. 2022/1101\)](#), regs. 1(2), **10** (as amended (7.12.2022) by [S.I. 2022/1280](#), **reg. 8**)
- C1 Sch. 4 applied (with modifications) (7.12.2022) by [The Energy Bill Relief Scheme Pass-through Requirement \(Heat Suppliers\) \(England and Wales and Scotland\) Regulations 2022 \(S.I. 2022/1101\)](#), **reg. 12** (as inserted by [S.I. 2022/1280](#), regs. 1(2), **9**)
- C1 Sch. 4 applied (with modifications) (7.12.2022) by [The Energy Bill Relief Scheme Pass-through Requirement \(Heat Suppliers\) \(Northern Ireland\) Regulations 2022 \(S.I. 2022/1124\)](#), **reg. 11** (as inserted by [S.I. 2022/1280](#), regs. 1(2), **16**)
- C1 Sch. 4 applied (with modifications) (E.W.S.) (26.4.2023) by [The Energy Bills Discount Scheme Regulations 2023 \(S.I. 2023/453\)](#), regs. 1(1), 73, **Sch. 1** (with regs. 3, 4, 66)
- C2 Sch. 4 applied (with modifications) (N.I.) (26.4.2023) by [The Energy Bills Discount Scheme \(Northern Ireland\) Regulations 2023 \(S.I. 2023/454\)](#), regs. 1(1), 78, **Sch. 1** (with regs. 3, 4, 71)
- C3 Sch. 4 applied (with modifications) (E.W.S.) (26.4.2023) by [The Energy Bills Discount Scheme Pass-through Requirement \(Heat Suppliers\) Regulations 2023 \(S.I. 2023/455\)](#), regs. 1(2), **10**

PART 7

Guidance and publicity

Guidance as to use of civil sanctions

- 17.—(1) The authorised person must publish guidance about its use of civil sanctions.
- (2) The authorised person must revise and update the guidance where appropriate.
- (3) In the case of guidance about compliance notices and non-compliance penalties, the guidance must contain information as to—
- (a) the circumstances in which the civil sanction is likely to be imposed; and
 - (b) the circumstances in which it is not likely to be imposed.
- (4) In the case of guidance about non-compliance penalties, the guidance must contain information about—
- (a) the matters likely to be taken into account by the authorised person in determining the amount of the penalty (including voluntary reporting by a person of their own non-compliance); and
 - (b) rights to make representations and objections and rights of appeal.
- (5) In the case of guidance about enforcement undertakings, the guidance must contain information as to—
- (a) the circumstances in which the authorised person is likely to accept an enforcement undertaking; and
 - (b) the circumstances in which the authorised person is not likely to accept an enforcement undertaking.

Changes to legislation: There are currently no known outstanding effects for the The Heat Network (Metering and Billing) Regulations 2014, PART 7. (See end of Document for details)

Consultation on guidance

18. The authorised person must consult such persons as it considers appropriate before publishing any guidance or revised guidance.

Modifications etc. (not altering text)

C4 Sch. 4 para. 18 excluded (26.4.2023) by [The Energy Bills Discount Scheme Pass-through Requirement \(Heat Suppliers\) Regulations 2023 \(S.I. 2023/455\)](#), regs. 1(2), 12

Publication of enforcement action

19.—(1) The authorised person must from time to time publish—

- (a) the cases in which civil sanctions have been imposed; and
- (b) cases in which an enforcement undertaking has been entered into.

(2) In sub-paragraph (1)(a) the reference to cases in which civil sanctions have been imposed does not include cases where the sanction has been imposed but overturned on appeal.

(3) This paragraph does not apply in cases where the authorised person considers that publication would be inappropriate.

Changes to legislation:

There are currently no known outstanding effects for the The Heat Network (Metering and Billing) Regulations 2014, PART 7.