

SCHEDULE 4

Amendments to Regulation (EU) 2019/943

17.—(1) Article 18 (charges for access to networks, use of networks and reinforcement) is amended as follows.

- (2) In paragraph 3, omit “at Union level”.
- (3) In paragraph 4, omit point (a).
- (4) In paragraph 7, in the final sentence—
 - (a) for “Member States have implemented the deployment of smart metering systems, regulatory authorities” substitute “smart metering systems have been deployed, the regulatory authority”;
 - (b) omit “in accordance with Article 59 of (EU) 2019/944”.
- (5) After paragraph 8, insert—

“8A. The references to Article 15(1) and (6) of [Directive 2012/27/EU](#) of the second subparagraph of paragraph 1 are to be treated as references to those provisions with the following modifications—

 - (a) Article 15(1), subparagraph 1 is to be read as if—
 - (i) for “Member States” there were substituted “the Secretary of State”;
 - (ii) for “national energy regulatory authorities” there were substituted “the regulatory authority”;
 - (iii) for “Directives [2009/72/EC](#) and [2009/73/EC](#) regarding their” there were substituted “retained EU law regarding its”;
 - (b) Article 15(1), subparagraph 2 is to be read as if—
 - (i) for “Member States” there were substituted “the Secretary of State”;
 - (ii) for “national energy regulatory authorities” there were substituted “the regulatory authority”;
 - (iii) for “[Directive 2009/72/EC](#)” there were substituted “retained EU law”;
 - (c) Article 15(1), subparagraph 4 is to be read as if—
 - (i) for “Member States” there were substituted “the Secretary of State”;
 - (ii) for “Regulation (EC) No [714/2009](#)” there were substituted “Regulation (EU) 2019/943”;
 - (d) Article 15(6) is to be read as if for “Member States” (in both places it occurs) there were substituted “the Secretary of State”;
 - (e) A reference to “the regulatory authority” in Article 15(1) as modified by this Article has the meaning given in Article 2 of this Regulation.”.
- (6) Omit paragraphs 9 and 10.