

SCHEDULE 3

Regulations 24, 25 and 28

Industry initiatives

PART 1

Table of industry initiatives

<i>Column 1 – Type of initiative</i>	<i>Column 2 – Exceptions</i>
<p>Payments to organisations which refer to electricity or gas suppliers, or facilitate the referral of, Scotland domestic customers who—</p> <p>(a) are in fuel poverty or in a fuel poverty risk group; and</p> <p>(b) are, or may be, eligible for a benefit under the Scheme or any other assistance from the supplier.</p>	
<p>Providing, or funding the provision by other persons of—</p> <p>(a) benefit entitlement checks for persons who are resident in Scotland; or</p> <p>(b) benefit entitlement checks for persons who are resident in Scotland and assistance to those persons in claiming benefits.</p>	
<p>Providing to Scotland domestic customers, or funding the provision by other persons to Scotland domestic customers, of—</p> <p>(a) energy efficiency measures;</p> <p>(b) thermal efficiency measures;</p> <p>(c) energy efficient appliances; or</p> <p>(d) microgeneration.</p>	<p>A supplier may not count costs arising from the installation of a boiler or central heating system unless—</p> <p>(a) the boiler or central heating system—</p> <p>(i) is fuelled wholly by mains gas;</p> <p>(ii) generates heat wholly or mainly by means of a source of energy or technology mentioned in section 100(4) of the Energy Act 2008⁽¹⁾; or</p> <p>(iii) generates heat only by means of combustion of mains gas and a source of energy or technology mentioned in that section of that Act,</p> <p>(b) where the boiler or central heating system that is installed (“N”) is fuelled wholly or partly by mains gas—</p> <p>(i) N replaces an existing boiler or central heating system which is fuelled (whether wholly or not) by mains gas; and</p>

(1) 2008 c. 32. Subsection (4) of section 100 was amended by S.I. 2011/2195.

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<i>Column 1 – Type of initiative</i>	<i>Column 2 – Exceptions</i>
	<p>(ii) at least one person living in the domestic premises where N is installed—</p> <p>(aa) is aged 65 or over;</p> <p>(bb) is under compulsory school age; or</p> <p>(cc) has significant health problems or a disability which may be exacerbated by the cold, makes the person vulnerable to cold-related illness or means that the person spends the majority of their time in the premises; and</p> <p>(c) the installation meets the requirements of Part 2.</p> <p>A supplier may not count costs arising from the carrying out of repairs to a boiler or central heating system unless the repairs meet the requirements of Part 2.</p>
<p>Providing, or funding the provision by other persons of, energy advice to Scotland domestic customers.</p>	
<p>Training persons, or funding the training of persons, to provide energy advice to Scotland domestic customers.</p>	<p>A supplier may not count costs of training its own employees or contractors, or the employees or contractors of a company in the same group of companies as the supplier.</p>
<p>Providing assistance, or funding the provision by other persons of assistance, to reduce debts for electricity or gas supply to domestic premises, where such assistance is provided as part of a package of measures aimed at providing Scotland domestic customers with long-term relief from fuel poverty.</p>	<p>A supplier may not count—</p> <p>(a) costs arising from a billing error by the supplier; or</p> <p>(b) the part of any costs of debt write-off in relation to a Scotland domestic customer that exceeds £2,000 in a scheme year.</p>
<p>Making, or funding the making by other persons of, payments to eligible occupiers of mobile homes in Scotland.</p>	
<p>Making, or funding the making by other persons of, payments towards the gas or electricity bills of Scotland domestic customers who—</p> <p>(a) are living in domestic premises which are non-gas fuelled;</p> <p>(b) have significant health problems or a disability;</p> <p>(c) are living in domestic premises with a person who has significant health problems or a disability;</p>	<p>A supplier may not count—</p> <p>(a) the part of any payment in relation to a Scotland domestic customer that exceeds £150 in a scheme year; or</p> <p>(b) payments in relation to charges incurred by a Scotland domestic customer before the date on which the payment was made.</p>

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<i>Column 1 – Type of initiative</i>	<i>Column 2 – Exceptions</i>
(d) are living in a community where residents are wholly or mainly in fuel poverty, or in a fuel poverty risk group; (e) are supplied with gas or electricity through a pre-payment meter; or (f) are persons described in Part 1 of Schedule 2.	

PART 2

Installation and repair requirements for boilers and central heating systems

Boilers

1.—(1) The installation of a boiler meets, or repairs to a boiler meet, the requirements of this Part if the conditions in sub-paragraph (2) or (3) are satisfied.

(2) The conditions in this sub-paragraph are—

(a) the boiler is—

(i) installed by, or under the responsibility of, a person who is registered with TrustMark for the purposes of installing boilers; or

(ii) repaired by, or under the responsibility of, a person who is registered with TrustMark for the purposes of repairing boilers; and

(b) a certificate of lodgement is issued by the operator of TrustMark in respect of the installation or repairs.

(3) The conditions in this sub-paragraph are that the boiler is installed, or repaired, subject to arrangements for quality assurance and consumer protection, including installation standards and arrangements for repairs and other remedies, which are equivalent to the requirements under TrustMark.

Central heating systems

2.—(1) The installation of a central heating system meets, or repairs to such a system meet, the requirements of this Part if the conditions in sub-paragraph (2) or (3) are satisfied.

(2) The conditions in this sub-paragraph are—

(a) the system is—

(i) installed by, or under the responsibility of, a person who is registered with TrustMark for the purposes of installing central heating systems; or

(ii) repaired by, or under the responsibility of, a person who is registered with TrustMark for the purposes of repairing central heating systems; and

(b) a certificate of lodgement is issued by the operator of TrustMark in respect of the installation or repairs.

(3) The conditions in this sub-paragraph are that the central heating system is installed, or repaired, subject to arrangements for quality assurance and consumer protection, including installation standards and arrangements for repairs and other remedies, which are equivalent to the requirements under TrustMark.

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PART 3

Interpretation

Interpretation

3.—(1) In this Schedule—

“certificate of lodgement” means a document entitled “TrustMark Certificate of Lodgement” which sets out the address at which a measure has been installed or repaired and the type of measure;

“mains gas” means a supply of a kind mentioned in section 5(1)(b) of the Gas Act 1986⁽²⁾;

“TrustMark” means the scheme of that name operated by TrustMark (2005) Limited, a company registered in England and Wales with company number 05480144.

(2) For the purposes of this Schedule—

(a) the occupier of a mobile home is an eligible occupier if they are, or their partner is, in receipt of guarantee credit; and

(b) premises are non-gas fuelled if the main space heating system is not—

(i) fuelled by mains gas; or

(ii) a district heating system.

(3) For the purposes of sub-paragraph (2)—

(a) “mobile home” and “occupier” have the meanings given by the Mobile Homes Act 1983 (see sections 1 and 5 of that Act⁽³⁾);

(b) “district heating system” means a system which delivers heat through pipes or conduits to two or more domestic premises.

⁽²⁾ 1986 c. 44. Section 5(1)(b) was amended by S.I. 2012/2400.

⁽³⁾ 1983 c. 34. Section 1 was substituted by section 167 of the Housing (Scotland) Act 2006 (asp 1).