
STATUTORY INSTRUMENTS

2023 No. 1182

**The Energy Savings Opportunity
Scheme (Amendment) Regulations 2023**

Regulation 26 amended (duty to carry out an energy audit)

16.—(1) In regulation 26—

(a) after paragraph (3), insert—

“(3A) An energy audit must include visits to sites that the responsible undertaking considers are representative of how energy is used by the assets held, and activities carried on, by the participant during the 12 month period referred to in paragraph (3).”;

(b) omit paragraph (8);

(c) at the end, insert—

“(9) The responsible undertaking must record details of how it has carried out each energy audit in accordance with this Chapter including—

(a) the period during which the energy audit was carried out,

(b) the 12 month period to which the energy audit relates,

(c) as measured in accordance with paragraph (3)—

(i) the participant’s energy consumption in relation to its areas of significant energy consumption, or

(ii) where paragraph (1)(b) applies, the participant’s total energy consumption,

(d) the number of sites at which the participant holds assets, or carries on activities, to which the energy audit relates,

(e) the number of sites visited for the energy audit,

(f) the reasons why the sites visited for the energy audit are considered to be representative of how energy is used by the range of assets held, and activities carried on, by the participant during the 12 month period to which the energy audit relates, and

(g) where paragraph (7)(a) applies, details of the extent to which, and the reasons why, 12 months’ verifiable data was not used.”