
STATUTORY INSTRUMENTS

2023 No. 454

**The Energy Bills Discount Scheme
(Northern Ireland) Regulations 2023**

PART 4

Adjustment of discount or supply quantity in certain cases

CHAPTER 4

**Declarations to be made where customer is making
energy available to end users outside Northern Ireland**

Determination of non-qualifying quantity

63.—(1) Where this Chapter applies in respect of a supply contract, that part of the quantity of electricity or gas supplied (in any period)—

- (a) which was made available to end users at premises located outside Northern Ireland, or
- (b) which was used to make available heating, cooling, hot water or electricity to end users at premises located outside Northern Ireland,

is a “non-qualifying quantity” for the purposes of the scheme.

(2) Where this Chapter applies in respect of a supply contract—

- (a) the supplier must as soon as practicable after receiving the customer’s declaration under regulation 62(1)(b) give notice to the customer of each periodic declaration date and (for each such date) the declaration period;
- (b) the customer must, as soon as practicable and in any event within 14 days after each periodic declaration date, determine and send to the supplier a declaration of the quantity of electricity or gas supplied in the relevant declaration period which is a non-qualifying quantity;
- (c) the supplier must on the basis of the non-qualifying quantity declared in each such declaration—
 - (i) determine the amount of the supply quantity for the declaration period to which the discounted supply price is to apply;
 - (ii) determine or redetermine its charges for energy supplied in the declaration period accordingly.

(3) The contract parties may agree a basis on which an estimate of the non-qualifying quantity will be used in determining charges for a billing period before (and with a subsequent reconciliation when) the steps in paragraph (2) are completed.

Commencement Information

II Reg. 63 in force at 26.4.2023, see [reg. 1\(1\)](#)

Status:

Point in time view as at 27/03/2024.

Changes to legislation:

There are currently no known outstanding effects for the The Energy Bills Discount Scheme (Northern Ireland) Regulations 2023, Section 63.