

DECC Sixth Statement of New Regulation

July – December 2013

10 July 2013

Sixth Statement of New Regulation

The Sixth's Statement of New Regulation (SNR 6) demonstrates DECC's commitment to reducing the regulatory burden on business. In this way we help to achieve the Government's objectives at the least cost to the economy and promoting economic growth and prosperity. Regulations coming into force during the SNR 6 period will not introduce additional costs to business and are expected to have a positive net impact overall.

Background

The Sixth Statement of New Regulation (SNR 6) covers regulations coming into force between 1 July 2013 and 31 December 2013. The Department for Business, Innovation and Skills (BIS) published SNR 6 on 10 July 2013. DECC is publishing this document to give more details of the One In Two Out (OITO) and Red Tape Challenge measures the Department intends to introduce in the second half of 2013.

Summary of measures

DECC plans to introduce five measures which are in scope of "One In, Two Out" (OITO). There are no "ins", three "outs" and two measures which are "zero net cost". DECC is also implementing six Red Tape Challenge 'scraps' and 'improves' in the SNR6 period which, although not contributing to the OITO balance, will further improve the regulatory landscape for business. All of these measures are directly aimed at reducing the regulatory burden on business and none adds additional costs under OITO. The measures will save business £3.6 million annually.

One "out" which will come into force in SNR6 will result in increased flexibility of the planning system for existing power station development consents under s36 of the Electricity Act, but are not yet built. This will allow project developers to take account of the latest design improvements, including advances in technology and improvements in environmental protection, without having to re-start their application under the Planning Act. These changes have been introduced as part of the Growth and Infrastructure Act 2013, with the secondary legislation expected to come into force later this month, and will save business £1.8 million annually.

There are two additional "outs" which are also part of the Red Tape Challenge. One measure is the enhancement of the UK Oil Portal by integrating additional application processes and thus reducing the administrative burden for developers of complying with the regulatory regime, and

which will save business £1.9 million annually. A second measure will grant an exemption from the Gas Transporter Licence requirements for onshore producers of gas and will save business £0.04 million annually. Finally, a measure being implemented which is “zero net cost” is aimed at improving the current legislative framework for wayleave applications for Distribution Network Operators and the Transmission Network Operator to enable earlier and more effective communications between parties and allow faster processing of applications and hearings.

See the [statement](#) in full for an overview of the regulations due to come into force between 1 July and 31 December 2013 across all Government departments.

Statement of New Regulation 6: Table of Measures

Title of the measure	Purpose of the measure	Date the measure is due to come into force	Equivalent Annual Net Cost to Business	Status
Amendment of electricity development consents under section 36 of the Electricity Act 1989	To update the s36 consents framework by enabling developers to seek variations on their electricity development consents.	Jul-13	-£1.78m	OUT
UK Oil Portal Enhancement Project	To simplify the application and reporting requirements for developers of offshore oil and gas installations by enhancing the existing electronic portal.	Oct-13	-£1.88m	OUT (Red Tape Challenge)
The Gas Act 1986 (Exemption) (Onshore Gas) Order 2013	To grant an exemption from the Gas Transporter Licence requirements for onshore producers of gas (namely, for pipes that connect onshore production facilities to the grid rather than supply gas to end-users).	Oct-13	- £0.04m	OUT
Electricity (Compulsory Wayleaves) (Hearings Procedure) Rules 1967	To update and improve application and hearing rules for compulsory wayleave rights for electricity operators to install or retain overhead lines on private land where a voluntary agreement with landowners has not been possible, and to introduce fees to recover the cost to Government of providing	Oct-13	£0	Zero Net Cost (Red Tape Challenge)

Title of the measure	Purpose of the measure	Date the measure is due to come into force	Equivalent Annual Net Cost to Business	Status
	these services.			
Smart Meters – Tranche 3 of the approved measures ¹	To enable the roll-out of smart meters through a series of changes to the existing regulatory and commercial framework governing the electricity and gas markets. This tranche focuses on enduring meter arrangements to be delivered as part of the mass roll-out. This includes licence condition modifications related to operational requirements of metering equipment and the Smart Energy Code.	Jul-13	---	Zero Net Cost
EU Congestion Management Procedure (CMP) Network Code	To provide Ofgem with enforcement powers relating to the EU CMP Network Code, which is a new EU code aimed at freeing capacity in the gas network.	Oct-13	N/A ²	EU
Gas Act 1986 (Exemption) Orders	To repeal redundant regulations related to the gas markets.	Oct-13	N/A	Out of Scope (Red Tape Challenge)

¹ The IN for this measure has already been accounted for in SNR4. The EANCB figure was validated by the RPC on 19/07/2012. A final stage IA will be submitted for RPC approval and reported in a future SNR.

² To be confirmed.

Title of the measure	Purpose of the measure	Date the measure is due to come into force	Equivalent Annual Net Cost to Business	Status
Gas Transit (EEC Requirements) Regulations 1992, SI 1992/1190	To repeal SI 1992/1190 (which transposes aspects of Council Directive 91/296/EEC) as it has been superseded and is now redundant.	Oct-2013	N/A	Out of Scope (Red Tape Challenge)
Gas (Register) Order 1988	To repeal this Order which prescribes the hours and fees for accessing the register maintained by the Director General of Gas Supply.	Jul-2013	N/A	Out of Scope (Red Tape Challenge)
Electricity (Register) Order 1990, SI 1990/194	To repeal this Order which prescribes the hours and fees for accessing the register maintained by the Director General of Electricity Supply.	Jul-2013	N/A	Out of Scope (Red Tape Challenge)
Gas (Transporter Pipe-line Works (Environmental Impact Assessment) (Amendment) Regulations 2007, SI 2007/1996 & Gas (Transporter Pipe-line Works (Environmental Impact Assessment) Regulations 1999, SI 1999/1672	To address duplications with the IPC EIA regulations.	Dec-2013	N/A	Out of Scope (Red Tape Challenge)
Energy Act 2004 (Designation of Companies and Designated Date) Order	To repeal redundant regulations related to the establishment of the Nuclear Decommissioning Authority.	Dec-2013	N/A	Out of Scope (Red Tape

Title of the measure	Purpose of the measure	Date the measure is due to come into force	Equivalent Annual Net Cost to Business	Status
2005, SI 2005/884 & Energy Act 2004 (Designation of Publicly Owned Companies) Order 2007, SI 2007/3479				Challenge)

