

*Draft licence modifications laid before Parliament under section 42(3) of the Energy Act 2008; draft to lie for forty days pursuant to section 42(4) of that Act, during which period either House of Parliament may resolve that the licence modifications not be made.*

## **ENERGY**

### **FEED-IN TARIFFS**

## **MODIFICATIONS TO THE STANDARD CONDITIONS OF ELECTRICITY SUPPLY LICENCES (No. 1 of 2012)**

The Secretary of State makes the following licence modifications in exercise of the powers conferred by section 41(1) of the Energy Act 2008 (“the Act”).

The Secretary of State has consulted the holders of any licence being modified, the Gas and Electricity Markets Authority and such other persons as the Secretary of State considered appropriate in accordance with section 42(1) of the Act.

A draft of these licence modifications is laid before Parliament in accordance with section 42(3) of the Act.

### **Modifications**

- 1.** Schedule A to Standard Condition 33 of the standard conditions of supply licences granted, or treated as granted, under section 6(1)(d) of the Electricity Act 1989<sup>1</sup> is, with effect from 3rd March 2012, modified as follows.
- 2.** In Part 1-
  - (a) in clause 3.3.2, and in sub-paragraph (a) of clause 3.3.3, for “1st August 2011” substitute “3rd March 2012”; and
  - (b) in clause 3.4.2, after “shall”, insert “, unless Annex 2 specifies otherwise,”.
- 3.** For Annex 2, substitute Annex 2 as set out in the Schedule to this instrument.

Date

*Name*  
Minister of State  
Department of Energy and Climate Change

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<sup>1</sup> Standard Condition 33 was inserted into the standard conditions of electricity supply licences with effect from 1st April 2010, and amended with effect from 1st August 2011, by modifications made by the Secretary of State under section 41(1) of the Act. The full text of Standard Condition 33 is available at [http://epr.ofgem.gov.uk/document\\_fetch.php?documentid=15997](http://epr.ofgem.gov.uk/document_fetch.php?documentid=15997) and the text of the amendments which took effect from 1st August 2011 is at <http://www.decc.gov.uk/assets/decc/11/meeting-energy-demand/renewable-energy/2283-fits-modifications-licence-conditions.pdf>.

# SCHEDULE

## ANNEX 2

### FIT PAYMENT RATE TABLE

Notes:

1. The FIT payment rate for an Eligible Installation of a description specified in the first column of the table is, subject to Note 2, the rate specified in the corresponding entry in the column for the FIT Year in which the installation's Eligibility Date falls. All FIT payment rates in the table are pence per kilowatt hour.
2. FIT payments in respect of FIT Year 3 and subsequent FIT Years are subject to adjustment under clause 3 as a result of changes in the Retail Price Index, except that rates followed by an asterisk are not subject to any adjustment at the start of FIT Year 3.

<i>Description</i>	<i>FIT Year in which the Eligibility Date of an Eligible Installation falls</i>		
	<i>FIT Year 1 2010/11</i>	<i>FIT Year 2 2011/12</i>	<i>FIT Year 3 2012/13</i>
Anaerobic digestion with total installed capacity of 250kW or less	12.1	If Eligibility Date is before 30th September 2011      12.1 If Eligibility Date is on or after 30th September 2011      14.0	14.0
Anaerobic digestion with total installed capacity greater than 250kW but not exceeding 500kW	12.1	If Eligibility Date is before 30th September 2011      12.1 If Eligibility Date is on or after 30th September 2011      13.0	13.0
Anaerobic digestion with total installed capacity greater than 500kW	9.4	9.4	9.4
Hydro generating station with total installed capacity of 15kW or less	20.9	20.9	20.9
Hydro generating station with total installed capacity greater than 15kW but not exceeding 100kW	18.7	18.7	18.7
Hydro generating station with total installed capacity greater than 100kW but not exceeding 2MW	11.5	11.5	11.5
Hydro generating station with total installed capacity greater than 2MW	4.7	4.7	4.7
Combined Heat and Power with total installed electrical capacity of 2kW or less (Tariff available only for 30,000 units)	10.5	10.5	10.5
Solar photovoltaic with total installed capacity of 4kW or less, where attached to or wired to provide electricity to a new building before first occupation	37.8	If Eligibility Date is before 3rd March 2012      37.8 If Eligibility Date is on or after 3rd March 2012: Until 31st March 2012      37.8* From 1st April 2012      21.0*	21.0*

<i>Description</i>	<i>FIT Year in which the Eligibility Date of an Eligible Installation falls</i>		
	<i>FIT Year 1 2010/11</i>	<i>FIT Year 2 2011/12</i>	<i>FIT Year 3 2012/13</i>
Solar photovoltaic with total installed capacity of 4kW or less, where attached to or wired to provide electricity to a building which is already occupied	43.3	If Eligibility Date is before 3rd March 2012 43.3 If Eligibility Date is on or after 3rd March 2012: Until 31st March 2012 43.3* From 1st April 2012 21.0*	21.0*
Solar photovoltaic (other than stand-alone) with total installed capacity greater than 4kW but not exceeding 10kW	37.8	If Eligibility Date is before 3rd March 2012 37.8 If Eligibility Date is on or after 3rd March 2012: Until 31st March 2012 37.8* From 1st April 2012 16.8*	16.8*
Solar photovoltaic (other than stand-alone) with total installed capacity greater than 10kW but not exceeding 50kW	32.9	If Eligibility Date is before 3rd March 2012 32.9 If Eligibility Date is on or after 3rd March 2012: Until 31st March 2012 32.9* From 1st April 2012 15.2*	15.2*
Solar photovoltaic (other than stand-alone) with total installed capacity greater than 50kW but not exceeding 100kW	32.9	If Eligibility Date is before 1st August 2011 32.9 If Eligibility Date is on or after 1st August 2011 and before 3rd March 2012 19.0 If Eligibility Date is on or after 3rd March 2012: Until 31st March 2012 19.0* From 1st April 2012 12.9*	12.9*
Solar photovoltaic (other than stand-alone) with total installed capacity greater than 100kW but not exceeding 150kW	30.7	If Eligibility Date is before 1st August 2011 30.7 If Eligibility Date is on or after 1st August 2011 and before 3rd March 2012 19.0 If Eligibility Date is on or after 3rd March 2012: Until 31st March 2012 19.0* From 1st April 2012 12.9*	12.9*
Solar photovoltaic (other than stand-alone) with total installed capacity greater than 150kW but not exceeding 250kW	30.7	If Eligibility Date is before 1st August 2011 30.7 If Eligibility Date is on or after 1st August 2011 and before 3rd March 2012 15.0 If Eligibility Date is on or after 3rd March 2012: Until 31st March 2012 15.0* From 1st April 2012 12.9*	12.9*
Solar photovoltaic (other than stand-alone) with total installed capacity greater than 250kW	30.7	If Eligibility Date is before 1st August 2011 30.7 If Eligibility Date is on or after 1st August 2011 8.5	8.5
Stand-alone (autonomous) solar photovoltaic (not attached to a building and not wired to provide electricity to an occupied building)	30.7	If Eligibility Date is before 1st August 2011 30.7 If Eligibility Date is on or after 1st August 2011 8.5	8.5
Wind with total installed capacity of 1.5kW or less	36.2	36.2	34.2

<i>Description</i>	<i>FIT Year in which the Eligibility Date of an Eligible Installation falls</i>		
	<i>FIT Year 1 2010/11</i>	<i>FIT Year 2 2011/12</i>	<i>FIT Year 3 2012/13</i>
Wind with total installed capacity greater than 1.5kW but not exceeding 15 kW	28	28	26.7
Wind with total installed capacity greater than 15kW but not exceeding 100kW	25.3	25.3	24.2
Wind with total installed capacity greater than 100kW but not exceeding 500kW	19.7	19.7	19.7
Wind with total installed capacity greater than 500kW but not exceeding 1.5MW	9.9	9.9	9.9
Wind with total installed capacity greater than 1.5MW	4.7	4.7	4.7
Eligible Installations with a declared net capacity of 50kW or less Commissioned on or before 14th July 2009 and accredited under the ROO on or before 31st March 2010.	9.4	9.4	9.4
EXPORT TARIFF	3.1	3.1	3.1