

2019 No.

ELECTRICITY, ENGLAND

The Electricity (Individual Exemptions from the Requirement for a Transmission Licence) (England) Order 2019

<i>Made</i>	- - - -	***
<i>Laid before Parliament</i>		***
<i>Coming into force</i>	- -	***

The Secretary of State makes the following Order in exercise of the powers conferred by section 5(1) of the Electricity Act 1989(a).

The Secretary of State has given notice of the proposal to make this Order in accordance with section 5(2) and (3) of that Act [and has considered representations made in respect of the proposal].

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Electricity (Individual Exemptions from the Requirement for a Transmission Licence) (England) Order 2019 and comes into force on [12th March 2019].

(2) In this Order, “the Act” means the Electricity Act 1989.

Exemptions from section 4(1)(b) of the Electricity Act 1989 (prohibition on unlicensed supply etc.)

2.—(1) Each person described in the first column of the table is granted exemption from section 4(1)(b) of the Act(b) (prohibition on unlicensed transmission of electricity for supply) in respect of transmission taking place over the transmission system (or anything forming it) connected to the generating station described in the corresponding entry in the second column for the period described in paragraph (2).

(2) The period in this paragraph, in respect of each person named in the first column of the table—

- (a) begins with the date specified in the corresponding entry in the third column; and
- (b) ends with the date specified in the corresponding entry in the fourth column.

(3) But if the transmission system connected to the generating station described in the second column of the table is transferred to the successful bidder before the date specified in the fourth column of the table, the exemption ceases to apply on the day after the day on which the transfer is completed.

(a) 1989 c. 29. Section 5 was substituted by section 29 of the Utilities Act 2000 (c. 27) and amended by section 145(1) and (4) of the Energy Act 2004, S.I. 2006/1964, S.I. 2012/2400 and S.I. 2014/631.
(b) Section 4(1)(b) was substituted by section 135(1) and (2) of the Energy Act 2004 (c. 20).

(4) In this article—

- (a) “offshore transmission licence” has the same meaning given in section 6C (competitive tenders for offshore transmission licences);
- (b) “successful bidder” has the meaning given in section 6D of the Act (section 6C: supplemental provision);
- (c) “transmission system” means the transmission system in respect of which the offshore transmission licence is (or is to be) granted.

<i>(1)</i> <i>Name of person</i>	<i>(2)</i> <i>Description of generating station</i>	<i>(3)</i> <i>Exemption start date</i>	<i>(4)</i> <i>Exemption end date</i>
Race Bank Wind Farm Limited, a company registered in England and Wales with company number 05017828.	Race Bank Offshore Wind Farm located approximately 27 kilometres to 33.3 kilometres from the shore, off the North Norfolk coast, its coordinates being Latitude 53.276479 and Longitude 0.841785.	12th March 2019	9th November 2019
Galloper Wind Farm Limited, a company registered in England and Wales with company number 07320597.	Galloper Offshore Wind Farm located approximately 27 kilometres to 37.3 kilometres from the shore, off the Suffolk coast, its coordinates being Latitude 51.893 and Longitude 2.034.	13th September 2019	12th March 2020
Walney Extension Limited, a company registered in England and Wales with company number 07306956.	Walney Extension Wind Farm, located approximately 19 kilometres to 29 kilometres from the shore, in the Irish Sea, off Walney Island coast in Cumbria, its coordinates being Latitude 54.087619 and Longitude - 3.737710.	21st September 2019	12th June 2020
Rampion Offshore Wind Limited, a company registered in England and Wales with company number 07199847.	Rampion Offshore Wind Farm located approximately 13 kilometres to 17.2 kilometres from the shore, in the English Channel, off the Sussex coast, its coordinates being Latitude 50.668 and Longitude -0.279.	21st May 2019	27th November 2020

Claire Perry
Minister of State

Date

Department for Business, Energy and Industrial Strategy

EXPLANATORY NOTE

(This note is not part of the Order)

This Order grants exemptions from section 4(1)(b) of the Electricity Act 1989 (which prohibits the transmission of electricity for supply without a licence) in relation to four offshore wind farms in England, for the periods specified in the Order.

A Regulatory Impact Assessment has not been prepared for this instrument as it has no impact (exceeding the de minimis limit) on business, charities or voluntary bodies.

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