

## Amendment 17 to Clause 292: Non-chargeable amounts of joint venture to be attributed to participants

### Summary

1. This amendment clarifies the treatment of participants in a qualifying joint venture that have an amount of the joint venture undertaking's exceptional receipts which are covered by its revenue allowance attributed to them. It ensures that those receipts are chargeable on the participant in all cases.

### Details of the amendment

2. Amendment 17 inserts new subsection (8) to clause 292 in relation to the treatment of any participant in a qualifying joint venture to whom an appropriate proportion of the joint venture undertaking's non-chargeable amount is allocated under subsection (3) as a qualifying generating undertaking.
3. This amendment ensures that a participant who does not have any generation attributed to it will be treated as a qualifying generating undertaking as defined in clause 278(3).

### Background note

4. This amendment amends clause 292. It ensures the rules operate as intended where a participant does not have any generation attributed to it, so would not otherwise be a qualifying generating undertaking for the purposes of calculating the charge on exceptional generation receipts under clause 278.
5. Clause 292 ensures that generating undertakings with interests in one or more joint ventures do not indirectly benefit from the use of allowances by each joint venture in which it participates, in addition to their own allowance.