STATUTORY INSTRUMENTS

1984 No. 136

ELECTRICITY

The Electricity (Private Generating Stations and Requests by Private Generators and Suppliers) Regulations 1984

Made - - - -	*6th February* 1984
Laid before Parliament	*9th February* 1984
Coming into Operation	*1st March* 1984

The Secretary of State for Energy in relation to England and Wales and the Secretary of State for Scotland in relation to Scotland, in exercise of the powers conferred on them by sections 2(2) and 5(6) of the Energy Act 1983 (**a**) (hereinafter called "the Act") and of all other powers enabling them in that behalf, hereby make the following regulations:—

Citation and commencement

1. These regulations may be cited as the Electricity (Private Generating Stations and Requests by Private Generators and Suppliers) Regulations 1984 and shall come into operation on 1st March 1984.

Notice of a proposal to construct or extend a generating station

2.—(1) A notice that a person is required to give under section 2 of the Act to an Area Board (**b**) or, in Scotland, a Scottish Board (**b**) shall contain the particulars specified in Schedule 1 to these regulations.

(2) In any case where the work of construction or extension is development for which planning permission is required under section 23 of the Town and Country Planning Act 1971 (**c**) or, in Scotland, under section 20 of the Town and Country Planning (Scotland) Act 1972 (**d**) but permission for the development is not granted by a development order made under either of those Acts (**e**), the notice shall be given—

(a) where the application for planning permission was made on or before 1st March 1984, not later than 1st June 1984; or

(b) where the application for planning permission is made after 1st March 1984 but before 1st June 1984, at the same time as the application for planning permission is made; or

(c) otherwise, not later than three months before the application for planning permission is made.

(3) In any other case, the notice shall be given before whichever is the later of 1st June 1984 and a date not later than six months before the commencement of the work of construction or extension.

(**a**) 1983 c.25.
(**b**) Defined in section 26 of the Act.
(**c**) 1971 c.78.
(**d**) 1972 c.52.
(**e**) Section 24 of the Town and Country Planning Act 1971 confers power to make general or special development orders in relation to England and Wales; section 21 of the Town and Country Planning (Scotland) Act 1972 confers the like power in relation to Scotland.

Requests by private generators and suppliers

3. A request to an Electricity Board **(a)** under section 5 of the Act shall contain the particulars specified in Schedule 2 to these regulations.

Fees

4.—(1) Subject to paragraph (4) of this regulation, on the making of a request under section 5(2)*(b)* or *(c)* of the Act the private generator or supplier shall pay to the Board the initial fee specified in Schedule 3 to these regulations.

(2) At any time thereafter the Board may by notice in writing require the private generator or supplier to pay such a further fee as will, when aggregated with the initial fee paid under paragraph (1) of this regulation, meet the amount of the Board's administrative expenses as certified by a person nominated by the Board for the purpose as having been incurred by it in dealing with the request.

(3) If the Board's administrative expenses as certified as aforesaid are less than the initial fee paid by the private generator or supplier under paragraph (1) of this regulation, the Board shall repay to the private generator or supplier the amount by which that fee exceeds those expenses.

(4) If a private generator or supplier makes at the same time and to the same Board a request under paragraph *(b)* and a request under paragraph *(c)* of section 5(2) of the Act one initial fee equal to whichever is the greater of the fee payable under Part I or Part II of Schedule 3 shall be payable on the making of the requests.

(5) A person shall not be nominated by a Board for the purpose of certifying the amount of its administrative expenses pursuant to paragraph (2) of this regulation unless he is a member of one or more of the following bodies—

the Institute of Chartered Accountants in England and Wales;

the Institute of Chartered Accountants of Scotland;

the Association of Certified Accountants.

(6) Where a request under section 5(2)*(b)* or *(c)* of the Act is transferred pursuant to section 11 thereof**(b)** from one Board ("the first Board") to another Board ("the second Board")—

(a) the first Board shall repay the whole of the initial fee to the private generator or supplier and the first Board may not require the private generator or supplier to pay any further fee pursuant to paragraph (2) of this regulation; and

(b) the private generator or supplier shall pay to the second Board the initial fee specified in Schedule 3 to these regulations and paragraphs (2) and (3) of this regulation shall apply to the second Board.

Peter Walker,
Secretary of State for Energy.

6th February 1984.

George Younger,
Secretary of State for Scotland.

6th February 1984.

(a) Defined in section 26 of the Act.

(b) Section 11 of the Act provides for the transfer of requests from one Board to another Board by agreement between the Boards concerned or pursuant to a determination by the Secretary of State.

Regulation 2(1) SCHEDULE 1

PARTICULARS TO BE CONTAINED IN NOTICE OF PROPOSAL TO CONSTRUCT OR EXTEND A GENERATING STATION

Particulars to be given in all cases.

1. Name and address of person or persons proposing to construct or extend a generating station.

2. Address or location of proposed development accompanied by such plans as may be necessary to enable the Board to identify the site concerned and to appreciate the nature and extent of the proposed development.

3. Anticipated capacity of proposed new or extended generating station in kilowatts generated and kilowatts sent out, and present capacity of existing station if an existing station is being extended.

4. Expected number of generators and capacity of each generator.

5. Type of plant proposed and type of primary energy.

6. Whether or not it is proposed to seek or materially modify a connection with an Electricity Board's system. If it is not proposed to seek or so modify such a connection, the notice shall specify the load to be supplied from the generating station.

7. Estimated date of attaining full commissioned output from the plant proposed.

Additional particulars to be given if it is proposed to seek a connection with an Electricity Board's system.

8. Summary of the technical specifications of each generator including (i) the potential short-circuit current infeeds from the generator at the proposed points of connection with the Board's system, and (ii) the reactive capability of each generator expressed as maximum kilovars generated and maximum kilovars absorbed.

9. Proposed voltage at which the connection with the Board's system will be required.

10. Target date for synchronisation of each generator with a Board's system.

11. Anticipated maximum electrical demand to be the subject of a request for purchase or transmission by a Board.

12. The expected life of the generating station.

SCHEDULE 2 Regulation 3

PARTICULARS TO BE CONTAINED IN A REQUEST TO AN ELECTRICITY BOARD

PART I

Particulars to be contained in a request under section 5(2)*(a)* of the Act.

Particulars to be given in all cases.

1. Name and address of person or persons making the request.

2. Address or location at which a supply of electricity is requested.

3. Maximum capacity to be supplied at each address or location.

4. Technical specification of supply requested including requested voltage or voltages at point or points of connection to the Board's system and whether or not a continuous supply is requested.

5. Date from which supply requested.

6. Potential short circuit current infeeds of any equipment (other than the generating equipment referred to in paragraph 7 below) at the point or points of connection with the Board's system.

Additional particulars to be given when generating equipment of the private generator or supplier is to be operated in parallel with or electrically connected to the Board's system.

7. Schematic diagram showing proposed electrical connections of plant to the Board's system.

8. A summary of the technical specifications of each generator including (i) the potential short-circuit current infeeds from each generator at the point or points of connection with the Board's system, (ii) the reactive capability of each generator expressed as maximum kilovars generated and maximum kilovars absorbed and (iii) the maximum capacity of each generator.

9. Technical specification of electrical protection equipment and estimated fault clearance times.

10. Technical specification of control and communication equipment to be used in normal and emergency conditions.

11. Any other particulars considered by the person or persons making the request to be relevant to enable the Board to make an offer to comply with the request.

PART II

Particulars to be contained in a request under section 5(2)*(b)* of the Act.

1. Name and address of person or persons making the request.

2. Address or location of generating equipment together with a plan showing the proposed point of supply to the Board's system.

3. Maximum capacity of generating station equipment in kilowatts generated and kilowatts sent out.

4. Number of generators and capacity of each generator.

5. Type of plant and type of primary energy.

6. A summary of the technical specifications of each generator including (i) the potential short-circuit current infeeds from each generator at the point or points of

connection with the Board's system, and (ii) the reactive capability of each generator expressed as maximum kilovars generated and maximum kilovars absorbed.

7. Schematic diagram showing proposed electrical connections of plant to the Board's system.

8. Requested voltage or voltages at point or points of connection with the Board's system.

9. Intended operating regime of generating equipment and pattern of total output to be sold to the Board expressed, so far as is technically practicable, hourly, daily, weekly, monthly and annually and date from which output is to be sold to the Board.

10. Technical specification of electrical protection equipment and estimated fault clearance times.

11. Technical specification of control and communication equipment to be used in normal and emergency conditions.

12. Any other particulars considered by the person or persons making the request to be relevant to enable the Board to make an offer to comply with the request.

PART III

Particulars to be contained in a request under section 5(2)*(c)* of the Act.

1. Name and address of person or persons making the request.

2. Address or location of each of the premises to be supplied.

3. Maximum capacity to be supplied to those premises, and date or dates from which the system is to be used to supply those premises.

4. Technical specification of supply requested including requested voltage or voltages at the point or points of connection with the Board's system.

5. Address or location of generating equipment together with a plan showing the proposed point or points of connection to a Board's system.

6. Maximum capacity of generating equipment in kilowatts generated and kilowatts sent out.

7. Number of generators and capacity of each generator.

8. Type of plant and type of primary energy.

9. A summary of the technical specifications of each generator including (i) the potential short-circuit current infeeds from each generator at the point or points of connection with a Board's system, and (ii) reactive capability of each generator expressed as maximum kilovars generated and maximum kilovars absorbed.

10. Intended operating regime of all generating equipment to be operated in parallel with the Board's system, expressed, so far as is technically practicable, as total output in kilowatts generated and kilovars generated hourly, daily, weekly, monthly and annually.

11. Expected pattern of electricity to be put into and taken from each point of connection with a Board's system expressed, so far as is technically practicable, hourly, daily, weekly, monthly and annually.

12. Technical specification of electrical protection equipment and estimated fault clearance times.

13. Technical specification of control and communication equipment to be used in normal and emergency conditions.

14. Any other particulars considered by the person or persons making the request to be relevant to enable the Board to make an offer to comply with the request.

SCHEDULE 3 Regulation 4(1)

INITIAL FEES PAYABLE ON THE MAKING OF A REQUEST UNDER SECTION 5(2)*(b)* AND *(c)* OF THE ACT

PART I

Initial fee payable on the making of a request under section 5(2)(b) of the Act

1. £25 for each megawatt, or part thereof, of the maximum capacity of the generating equipment in respect of whose output the request is being made, subject to a minimum of £100 and a maximum of £5,000.

PART II

Initial fee payable on the making of a request under section 5(2)(c) of the Act

2. £25 for each megawatt, or part thereof, of whichever is the greater of either—
   (i) the maximum capacity to be conveyed by the Board pursuant to the request, or
   (ii) the maximum capacity of the generating equipment whose output is to be conveyed by the Board,

subject to a minimum of £100 and a maximum of £5,000.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations prescribe the time when a notice is to be given to an Area Board or a Scottish Board by a person who proposes to construct or extend a generating station.

They also prescribe the minimum particulars to be contained in a request by a private generator or supplier to an Electricity Board and make provision for the fees payable to the Board by the person making the request.

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