

SCHEDULE 1

Form of Application for a Gas Conveyance Licence, Gas Storage Licence or Gas Supply Licence

Regulation 3

1. Full name of the applicant(s).

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2. Address of the applicant(s) or, in the case of a body corporate, the registered or principal office.

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3. Where the applicant is a partnership or other joint venture (other than a body corporate), the name and address of each party concerned.

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4. The name, address and telephone number of the person or persons resident in Northern Ireland to whom correspondence or enquiries concerning the application should be directed.

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5. The particular type of licence(s) sought that is to say whether to convey gas and/or store gas and/or supply gas, or an extension of any of these types of licence granted to the applicant at the time of this application.

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6. The date from which the licence or extension is desired to take effect.

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7. Status of the applicant that is to say whether the applicant is a public limited company, private limited company, overseas company, other body corporate, partnership, unincorporated association, sole trader or other entity (and in the last case particulars of the legal status).

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8. If the applicant is a body corporate:

(a) The jurisdiction under which it is incorporated.

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(b) If applicable, its registration number.

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(c) The full names and addresses of its current Directors (including any shadow director within the meaning of Article 9(2) of the 1986 Order) or, where appropriate, the corresponding officers.

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(d) Where incorporated outside Northern Ireland the name, address and telephone number of a person or persons resident in Northern Ireland authorised to accept service of any notices or processes required to be served on the company.

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(e) The name and registered office of any holding company (within the meaning of Article 4 of the 1986 Order as substituted by Article 62 of the 1990 Order) of the applicant and the name and registered or principal office of any parent undertaking (within the meaning of Article 266 of the 1986 Order) of the applicant.

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9. If the applicant is neither a body corporate nor a sole trader, the name(s) and address(es) of the person or persons in whom effective control of the applicant rests.

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10. Where a holding of 20% or more of the shares (see Note 1) of an applicant is held by a body corporate or partnership or an unincorporated association carrying on a trade or business with or without a view to profit, the name(s) and address(es) of the holder(s) of such shares shall be provided specifying in each case the class of share held, the number of shares so held and the percentage of the aggregate number of shares of that class represented thereby.

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11. Details of any licences under the Order or the Electricity (Northern Ireland) Order 1992(a) held, applied for (whether or not successfully) or intended to be applied for by the applicant or (so far as is known to the applicant) by any person who is a related person in relation to the applicant(s). (See Note 2).

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12. In this schedule: —

“the 1986 Order” means the Companies (Northern Ireland) Order 1986(b);

“the 1990 Order” means the Companies (No. 2) (Northern Ireland) Order 1990(c).

Note 1

References to shares:—

- (a) in relation to an applicant with a share capital, are to allotted shares;
- (b) in relation to an applicant with capital but no share capital, are to rights to share in the capital of the applicant; and
- (c) in relation to an applicant without capital, are to interests:—
 - (i) conferring any rights to share in the profits or liability to contribute to the losses of the applicant; or
 - (ii) giving rise to an obligation to contribute to the debts or expenses of the applicant in the event of a winding up.

(a) S.I. 1992 No. 331 (N.I. 1)

(b) S.I. 1986/1072 (N.I. 6)

(c) S.I. 1990/593 (N.I. 5)

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Note 2

"Related person" means:—

- (a) in relation to an applicant who is an undertaking within the meaning of Article 267 of the 1986 Order ("the principal undertaking"), a parent or subsidiary undertaking of the principal undertaking, or a subsidiary undertaking of a parent undertaking of the principal undertaking, in each case within the meaning of Article 266 of the 1986 Order; and
- (b) in relation to any applicant (including such an undertaking) or connected person of the applicant with the meaning of Section 286 of the Taxation of Chargeable Gains Act 1992(a).

(a) 1992 c. 12