

*Draft Order laid before Parliament under section 26(6) of the Climate Change and Sustainable Energy Act 2006, for approval by resolution of each House of Parliament.*

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DRAFT STATUTORY INSTRUMENTS

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**2008 No. 0000**

**ENERGY**

**The Climate Change and Sustainable Energy Act 2006  
(Sources of Energy and Technologies) Order 2008**

*Made* - - - - *\*\*\* 2008*  
*Coming into force* - - *23rd July 2008*

The Secretary of State makes the following Order in exercise of the powers conferred by section 26(4) of the Climate Change and Sustainable Energy Act 2006<sup>(1)</sup>.

A draft of this Order was laid before Parliament in accordance with section 26(6) of that Act and approved by resolution of each House of Parliament.

**Citation and commencement**

1. This order may be cited as the Climate Change and Sustainable Energy Act 2006 (Sources of Energy and Technologies) Order 2008 and shall come into force on 23rd July 2008.

**Amendment of section 26(2) of the Climate Change and Sustainable Energy Act 2006**

2. In section 26(2) of the Climate Change and Sustainable Energy Act 2006, after paragraph (h) insert—

“(ha) heat from air, water or the ground;”.

Date

*Name*  
Minister of State for Energy,  
Department for Business, Enterprise and  
Regulatory Reform

## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order amends section 26(2) of the Climate Change and Sustainable Energy Act 2006 (c.19) (“the Act”). Section 26(1) of the Act defines the term “microgeneration” for the purposes of the Act. In order to constitute microgeneration, plant which generates heat or electricity must rely wholly or mainly on a source or technology listed in section 26(2). Additional sources or technologies may be added to the list where the Secretary of State considers that the use of that source of energy or technology would cut emissions of greenhouse gases in Great Britain.

This Order adds heat from air, water or the ground to the list of sources and technologies in section 26(2).

Examples of plant which wholly or mainly rely on heat from air, water or the ground include Air Source Heat Pumps, Ground Source Heat Pumps and Water Source Heat Pumps.

A full regulatory impact assessment has not been produced for this instrument as no impact on the private or voluntary sectors is foreseen.