



# Energy Act 1976

## 1976 CHAPTER 76

*Permanent and reserve powers for energy conservation and control*

### **3 Implementation of reserve powers**

- (1) Her Majesty may by Order in Council declare the powers of sections 1 and 2 above exercisable to their fullest extent because either—
- (a) they are required for the implementation of obligations incumbent on the United Kingdom as a member of the European Communities or the International Energy Agency or a party to the International Energy Agreement to take emergency measures in connection with the reduction, or threatened reduction, of fuel supplies: or
  - (b) there exists or is imminent in the United Kingdom an actual or threatened emergency affecting fuel or electricity supplies which makes it necessary in Her Majesty's opinion that the government should temporarily have at its disposal exceptional powers for controlling the sources and availability of energy;

and any such Order shall be laid before Parliament after it is made.

- (2) An Order in Council under subsection (1) above, if made by virtue of paragraph (b) of the subsection, shall cease to be in force on the expiration of the period of 28 days beginning on the date on which it was made, unless before the end of that period it is approved by resolution of each House of Parliament.

In reckoning that period no account is to be taken of any time during which Parliament is dissolved or prorogued, or during which the House of Commons is adjourned for more than 4 days.

- (3) An Order in Council under subsection (1) may in any case be revoked by a subsequent Order in Council declaring Her Majesty's opinion that the circumstances which led to the making of the earlier Order no longer obtain.
- (4) Without prejudice to subsections (2) and (3) above, an Order made by virtue of subsection (1)(b) shall cease to be in force at the end of the 12 months beginning with

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*Status: This is the original version (as it was originally enacted).*

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the date on which it was made, unless before then both Houses of Parliament have resolved that it be continued for a further period of 12 months.

- (5) An Order may be continued in force under subsection (4) more than once; and on each occasion after the first that subsection applies with the substitution for the period of 12 months there specified of a period of 12 months beginning with the date on which, but for the resolutions of Parliament, the Order would have ceased to be in force.