

**Changes to legislation:** Electricity Act 1989, SCHEDULE 6A is up to date with all changes known to be in force on or before 14 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

## F<sup>1</sup> SCHEDULES

### [F<sup>1</sup>] SCHEDULE 6A

Section 25(8)

#### PROVISIONS IMPOSING OBLIGATIONS ENFORCEABLE AS RELEVANT REQUIREMENTS

##### Textual Amendments

**F1** Sch. 6A inserted (10.11.2011) by [The Electricity and Gas \(Internal Markets\) Regulations 2011 \(S.I. 2011/2704\)](#), regs. 1(1), 39(5), **Sch. 4** (as amended (14.1.2015) by [S.I. 2014/3332](#), regs. 1(1), 7)

##### Modifications etc. (not altering text)

**C1** Sch. 6A: power to amend conferred (18.12.2013) by [Energy Act 2013 \(c. 32\)](#), ss. **38(c)**, 156(3)

#### *All licence holders*

1. The following are relevant provisions in relation to all licence holders [F<sup>2</sup>(except the holder of a smart meter communication licence)] —
  - (a) sections 32 to 32M;
  - (b) section 42C;
  - (c) section 25(5) of the Consumers, Estate Agents and Redress Act 2007 (directions to comply with requirements under section 24 of that Act);
  - F<sup>3</sup>(ca) .....
  - (d) in the Electricity Regulation—
    - (i) [F<sup>4</sup>Article 50(5)] (provision of information relating to the transmission system etc),
    - (ii) [F<sup>5</sup>Article 16(10) and (12)] (duties relating to intended use of capacity);
  - F<sup>6</sup>(e) .....
  - F<sup>7</sup>l .....
  - F<sup>8</sup>(f) .....
  - (g) in the Transparency Regulation—
    - (i) Article 4 (submission and publication of data),
    - (ii) Article 6 (information on total load),
    - (iii) Article 7 (information relating to the unavailability of consumption units),
    - (iv) Article 8 (year-ahead forecast margin),
    - (v) Article 9 (transmission infrastructure),
    - (vi) Article 10 (information relating to the unavailability of transmission infrastructure),
    - (vii) Article 11 (information relating to the estimation and offer of cross zonal capacities),

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- (viii) Article 12 (information relating to the use of cross zonal capacities),
- (ix) Article 13 (information relating to congestion management measures),
- (x) Article 14 (forecast generation),
- (xi) Article 15 (information relating to the unavailability of generation and production units),
- (xii) Article 16 (actual generation),
- (xiii) Article 17 (balancing).]

#### Textual Amendments

- F2** Words in Sch. 6A para. 1 inserted (19.9.2012) by [The Electricity and Gas \(Smart Meters Licensable Activity\) Order 2012 \(S.I. 2012/2400\)](#), arts. 1, **16(2)**
- F3** Sch. 6A para. 1(ca) omitted (31.12.2020) by virtue of S.I. 2019/530, reg. 62(1A)(a) (as inserted by [The Electricity and Gas etc. \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1016\)](#), regs. 1(2), **3(25)(b)**)
- F4** Words in Sch. 6A para. 1(d)(i) substituted (25.2.2020) by [The Electricity and Gas \(Internal Markets\) Regulations 2020 \(S.I. 2020/96\)](#), regs. 1, **3(9)(a)(ii)(aa)**
- F5** Words in Sch. 6A para. 1(d)(ii) substituted (25.2.2020) by [The Electricity and Gas \(Internal Markets\) Regulations 2020 \(S.I. 2020/96\)](#), regs. 1, **3(9)(a)(ii)(bb)**
- F6** Sch. 6A para. 1(e) omitted (25.2.2020) by virtue of [The Electricity and Gas \(Internal Markets\) Regulations 2020 \(S.I. 2020/96\)](#), regs. 1, **3(9)(a)(iii)**
- F7** Sch. 6A para. 1(f) omitted (31.12.2020) by virtue of S.I. 2019/530, reg. 62(1A)(b) (as inserted by [The Electricity and Gas etc. \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1016\)](#), regs. 1(2), **3(25)(b)**)
- F8** Sch. 6A para. 1(f)(g) inserted (25.2.2020) by [The Electricity and Gas \(Internal Markets\) Regulations 2020 \(S.I. 2020/96\)](#), regs. 1, **3(9)(a)(iv)**

#### *Generation licence holders*

2. <sup>[F9]</sup>Article 50(6)] of the Electricity Regulation (duty to keep specified information at the disposal of the Authority) is a relevant provision in relation to the holder of a generation licence.

#### Textual Amendments

- F9** Words in Sch. 6A para. 2 substituted (25.2.2020) by [The Electricity and Gas \(Internal Markets\) Regulations 2020 \(S.I. 2020/96\)](#), regs. 1, **3(9)(b)**

#### *Transmission licence holders*

3. The following are relevant provisions in relation to all holders of a transmission licence—
  - (a) section 9;
  - (b) sections 26 to 29 of the Energy Act 2010 (adjustment of charges to help disadvantaged groups of customers).

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*Persons required to be certified as to independence*

4. The following are relevant provisions in relation to a person who holds a transmission licence or an interconnector licence and is required to be certified under section 10D—
- (a) section 10A;
  - (b) section 10B(4) and (6);
  - (c) section 10J(2) and (4);
  - [<sup>F10</sup>(ca) any Article of <sup>F11</sup>... the Electricity Balancing Regulation <sup>F12</sup>...;]
  - [<sup>F13</sup>(d) in the Electricity Regulation—
    - (i) Article 6(13) (duties in respect of publication of information),
    - (ii) Article 7 (duties in relation to day-ahead and intraday markets),
    - (iii) Article 9 (duties in relation to forward markets),
    - (iv) Article [<sup>F14</sup>16(1), (2), (4)], (6), (10) and (11) (duties concerning capacity allocation and congestion management),
    - <sup>F15</sup>(v) .....
    - (vi) Article 18(1), (3), (4) and (6) (duties relating to charges for access to networks, use of network and reinforcement),
    - (vii) Article 19(2) and (3) (congestion income),
    - <sup>F16</sup>(viii) .....
    - <sup>F16</sup>(ix) .....
    - <sup>F16</sup>(x) .....
    - <sup>F16</sup>(xi) .....
    - (xii) Article 50(1) to (4) (duties relating to publication of specified information),
    - <sup>F17</sup>(xiii) .....
  - (da) Article 8 (publication on the internet) of the Electricity Transmission System Operation Regulation;
  - (db) in the Network Code on Electricity Emergency and Restoration—
    - (i) Article 36(2) (publication of rules for suspension and restoration of market activities),
    - (ii) Article 39(1) duty to develop and publish rules for settlement in case of suspension of market activities;]
  - <sup>F18</sup>(e) .....
  - (f) Article 2 of the ITC Regulation (duty to apply access charges in accordance with guidelines);
  - <sup>F19</sup>(g) .....
  - [<sup>F20</sup>(h) in the Transparency Regulation—
    - (i) Article 6 (information on total load),
    - (ii) Article 7 (information relating to the unavailability of consumption units),
    - (iii) Article 8 (year-ahead forecast margin),
    - (iv) Article 9 (transmission infrastructure),
    - (v) Article 10 (information relating to the unavailability of transmission infrastructure),
    - (vi) Article 11 (information relating to the estimation and offer of cross zonal capacities),

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- (vii) Article 12 (information relating to the use of cross zonal capacities),
- (viii) Article 13 (information relating to congestion management measures),
- (ix) Article 14 (forecast generation),
- (x) Article 15 (information relating to the unavailability of generation and production units),
- (xi) Article 16 (actual generation),
- (xii) Article 17 (balancing).]

#### Textual Amendments

- F10** Sch. 6A para. 4(ca) inserted (25.2.2020) by [The Electricity and Gas \(Internal Markets\) Regulations 2020 \(S.I. 2020/96\)](#), regs. 1, **3(9)(c)(i)**
- F11** Words in Sch. 6A para. 4(ca) omitted (31.12.2020) by virtue of S.I. 2019/530, reg. 62(2)(a)(i) (as substituted by [The Electricity and Gas etc. \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1016\)](#), regs. 1(2), **3(25)(c)**)
- F12** Words in Sch. 6A para. 4(ca) omitted (31.12.2020) by virtue of S.I. 2019/530, reg. 62(2)(a)(ii) (as substituted by [The Electricity and Gas etc. \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1016\)](#), regs. 1(2), **3(25)(c)**)
- F13** Sch. 6A para. 4(d)-(db) substituted for Sch. 6A para. 4(d) (25.2.2020) by [The Electricity and Gas \(Internal Markets\) Regulations 2020 \(S.I. 2020/96\)](#), regs. 1, **3(9)(c)(ii)**
- F14** Words in Sch. 6A para. 4(d)(iv) substituted (31.12.2020) by S.I. 2019/530, reg. 62(2)(b)(i) (as substituted by [The Electricity and Gas etc. \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1016\)](#), regs. 1(2), **3(25)(c)**)
- F15** Sch. 6A para. 4(d)(v) omitted (31.12.2020) by virtue of S.I. 2019/530, reg. 62(2)(b)(ii) (as substituted by [The Electricity and Gas etc. \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1016\)](#), regs. 1(2), **3(25)(c)**)
- F16** Sch. 6A para. 4(d)(viii)-(xi) omitted (31.12.2020) by virtue of S.I. 2019/530, reg. 62(2)(b)(iii) (as substituted by [The Electricity and Gas etc. \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1016\)](#), regs. 1(2), **3(25)(c)**)
- F17** Sch. 6A para. 4(d)(xiii) omitted (31.12.2020) by virtue of S.I. 2019/530, reg. 62(2)(b)(iv) (as substituted by [The Electricity and Gas etc. \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1016\)](#), regs. 1(2), **3(25)(c)**)
- F18** Sch. 6A para. 4(e) omitted (25.2.2020) by virtue of [The Electricity and Gas \(Internal Markets\) Regulations 2020 \(S.I. 2020/96\)](#), regs. 1, **3(9)(c)(iii)**
- F19** Sch. 6A para. 4(g) omitted (31.12.2020) by virtue of S.I. 2019/530, reg. 62(2)(c) (as substituted by [The Electricity and Gas etc. \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1016\)](#), regs. 1(2), **3(25)(c)**)
- F20** Sch. 6A para. 4(h) inserted (25.2.2020) by [The Electricity and Gas \(Internal Markets\) Regulations 2020 \(S.I. 2020/96\)](#), regs. 1, **3(9)(c)(iv)**

#### *Distribution licence holders*

5. The following are relevant provisions in relation to the holder of a distribution licence—
- (a) section 9;
  - (b) sections 16 to 23;
  - (c) section 40A;
  - (d) sections 42 and 42A;
  - (e) section 42AB;

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- (f) sections 43, 46 and 47 of the Consumers, Estate Agents and Redress Act 2007 (complaints);
- (g) sections 26 to 29 of the Energy Act 2010 (adjustment of charges to help disadvantaged groups of consumers).

#### *Supply licence holders*

6. The following are relevant provisions in relation to the holder of a supply licence—
- (a) section 40;
  - (b) sections 42 and 42A;
  - (c) section 42AB;
  - (d) sections 43, 46 and 47 of the Consumers, Estate Agents and Redress Act 2007 (complaints);
  - (e) paragraph 3(4) of Schedule 2ZA;
  - (f) in the Energy Act 2010—
    - (i) section 9 (schemes for reducing fuel poverty),
    - (ii) section 11 (reconciliation mechanism),
    - (iii) sections 26 to 29 (adjustment of charges to help disadvantaged groups of consumers).
  - <sup>F21</sup>(g) [ section 2(2) of the Energy Prices Act 2022, except section 2(2)(c) insofar as non-compliance with the terms of the designated scheme involves the amounts payable by or to the Secretary of State under the scheme;
  - (h) section 22 of the Energy Prices Act 2022.]

#### **Textual Amendments**

**F21** Sch. 6A para. 6(g)(h) inserted (25.10.2022) by Energy Prices Act 2022 (c. 44), s. 30(6), Sch. 7 para. 2 (with ss. 2, 29)

#### *Distribution exemption holders*

7. The following paragraphs of Schedule 2ZA are relevant provisions in relation to a distribution exemption holder—
- (a) paragraph 1(3), (4) and (6) to (8);
  - (b) paragraph 2(2) to (4), (6) and (9);
  - (c) paragraph 3(6), (12)(a) and (13);
  - (d) paragraph 5(1) to (4), (6), (8) and (9);
  - (e) paragraph 6(2);
  - (f) paragraph 7(2) and (4);
  - (g) paragraph 8(4) and (9);
  - (h) paragraph 9;
  - (i) paragraph 13(2);
  - (j) paragraph 14(5), (6), (9) and (12);
  - (h) paragraph 15(1).

#### *Supply exemption holders*

8. The following are relevant provisions in relation to a supply exemption holder—

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- (a) paragraph 3(4) of Schedule 2ZA;
- (b) the following paragraphs of Schedule 2ZB—
  - (i) paragraph 1(2), (3), (6) and (7),
  - (ii) paragraph 2(6),
  - (iii) paragraph 3(1) and (3),
  - (iv) paragraph 4,
  - (v) paragraph 5(1), (6) and (8),
  - (vi) paragraph 6,
  - (vii) paragraph 7.

*Electricity undertakings which are relevant producers or suppliers*

9. The following are relevant provisions in relation to an electricity undertaking which is a relevant producer or supplier—
- (a) section 10B(5) and (6);
  - (b) section 10J(3) and (4);
  - (c) section 8D(5) and (6) of the Gas Act 1986 (duties concerning supply of information for application for certification as to independence);
  - (d) section 8L(3) and (4) of that Act (duties concerning supply of information for review of certification as to independence);
  - <sup>F22</sup>(e) .....
  - <sup>F23</sup>(f) .....

**Textual Amendments**

- F22** Sch. 6A para. 9(e) omitted (31.12.2020) by virtue of [The Electricity and Gas etc. \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/530\)](#), regs. 1(1), **62(3)(a)** (with reg. 62(5)) (as amended by S.I. 2020/1016, regs. 1(2), 3(25)(e)); 2020 c. 1, Sch. 5 para. 1(1)
- F23** Sch. 6A para. 9(f) omitted (31.12.2020) by virtue of [The Electricity and Gas etc. \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/530\)](#), regs. 1(1), **62(3)(b)** (with reg. 62(5)); 2020 c. 1, Sch. 5 para. 1(1)

<sup>F24</sup>*Smart meter communication licence holders*

**Textual Amendments**

- F24** Sch. 6A para. 9A and cross-heading inserted (19.9.2012) by [The Electricity and Gas \(Smart Meters Licensable Activity\) Order 2012 \(S.I. 2012/2400\)](#), **art. 16(3)**

- 9A. The following are relevant provisions in relation to the holder of a smart meter communication licence—
- (a) section 42C; and
  - (b) section 25(5) of the Consumers, Estate Agents and Redress Act 2007 (directions to comply with requirements under section 24 of that Act).]

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*[<sup>F25</sup>Nominated electricity market operators]*

**Textual Amendments**

**F25** Sch. 6A para. 9B inserted (24.4.2017) by [The Electricity and Gas \(Internal Markets\) Regulations 2017 \(S.I. 2017/493\)](#), regs. 1(1), **6(3)**

<sup>F26</sup>9B. ....

**Textual Amendments**

**F26** Sch. 6A para. 9B omitted (31.12.2020) by virtue of [The Electricity and Gas etc. \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/530\)](#), **reg. 62(4)** (with **reg. 62(5)**) (as amended by [S.I. 2020/1016](#), regs. 1(2), 3(25)(e)); 2020 c. 1, Sch. 5 para. 1(1)

*[<sup>F27</sup>Interpretation*

**Textual Amendments**

**F27** Sch. 6A para. 10 and cross-heading substituted (25.2.2020) by [The Electricity and Gas \(Internal Markets\) Regulations 2020 \(S.I. 2020/96\)](#), regs. 1, **3(9)(e)**

10. In this Schedule—

“the Electricity Balancing Regulation” means Commission Regulation (EU) 2017/2195 of 23 November 2017 establishing a guideline on electricity balancing;

“the Electricity Transmission System Operation Regulation” means Commission Regulation (EU) 2017/1485 of 2 August 2017 establishing a guideline on electricity transmission system operation;

<sup>F28</sup> ...

“the ITC Regulation” means Commission Regulation (EU) 2010/838 of 23 September 2010 on laying down guidelines relating to the inter-transmission system operator compensation mechanism and a common regulatory approach to transmission charging;

“the Network Code on Electricity Emergency and Restoration” means Commission Regulation (EU) 2017/2196 of 24 November 2017 establishing a network code on electricity emergency and restoration;

“the Transparency Regulation” means [Commission Regulation \(EU\) No 543/2013](#) of 14 June 2013 on submission and publication of data in electricity markets and amending Annex I to Regulation (EC) No 714/2009 of the European Parliament and of the Council.]

**Textual Amendments**

**F28** Words in [Sch. 6A para. 10](#) omitted (31.12.2020) by virtue of [S.I. 2019/530](#), **reg. 62(4A)** (as inserted by [The Electricity and Gas etc. \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1016\)](#), regs. 1(2), **3(25)(d)**)

<sup>F29</sup>11. ....]

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#### Textual Amendments

- F29** Sch. 6A para. 11 omitted (14.1.2015) by virtue of [The Electricity and Gas \(Internal Markets\) Regulations 2014 \(S.I. 2014/3332\)](#), regs. 1(1), **6**



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**Changes and effects yet to be applied to :**

- Sch. 6A para. 4(d)(i)-(v) omitted by [S.I. 2019/530 reg. 62\(2\)\(a\)](#) (This amendment not applied to [legislation.gov.uk](#). Reg. 62(2) substituted (15.9.2020) by [S.I. 2020/1016](#), regs. 1(2), 3(25)(c))
- Sch. 6A para. 4(e)(iii) omitted by [S.I. 2019/530 reg. 62\(2\)\(b\)\(ii\)](#) (This amendment not applied to [legislation.gov.uk](#). Reg. 62(2) substituted (15.9.2020) by [S.I. 2020/1016](#), regs. 1(2), 3(25)(c))
- Sch. 6A para. 4(e)(vi) word omitted by [S.I. 2019/530 reg. 62\(2\)\(b\)\(iv\)](#) (This amendment not applied to [legislation.gov.uk](#). Reg. 62(2) substituted (15.9.2020) by [S.I. 2020/1016](#), regs. 1(2), 3(25)(c))
- Sch. 6A para. 4(e)(i) word substituted by [S.I. 2019/530 reg. 62\(2\)\(b\)\(i\)](#) (This amendment not applied to [legislation.gov.uk](#). Reg. 62(2) substituted (15.9.2020) by [S.I. 2020/1016](#), regs. 1(2), 3(25)(c))

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 4(1)(f) and word inserted by [2023 c. 52 s. 186\(3\)\(b\)](#)
- s. 4(1)(ca) inserted by [2023 c. 52 s. 166\(2\)](#)
- s. 4(1)(da) inserted by [2023 c. 52 s. 205\(2\)\(b\)](#)
- s. 4(3H)(3I) inserted by [2023 c. 52 s. 186\(4\)](#)
- s. 4(3CA) inserted by [2023 c. 52 s. 205\(3\)](#)
- s. 4(3EA) inserted by [2023 c. 52 s. 205\(5\)](#)
- s. 6(1)(g) and word inserted by [2023 c. 52 s. 186\(7\)\(b\)](#)
- s. 6(1)(ea) inserted by [2023 c. 52 s. 205\(8\)\(b\)](#)
- s. 6(2C) inserted by [2023 c. 52 s. 186\(8\)](#)
- s. 6(2AA) inserted by [2023 c. 52 s. 205\(9\)](#)
- s. 6(6E) inserted by [2023 c. 52 s. 205\(10\)](#)
- s. 7(3GA) inserted by [2023 c. 52 s. 186\(17\)](#)
- s. 7A(11B) inserted by [2023 c. 52 s. 186\(18\)](#)
- s. 8A(1C) inserted by [2023 c. 52 s. 206\(6\)](#)
- s. 10NA inserted by [2023 c. 52 s. 207\(2\)](#)
- s. 11E(2)(d) and word inserted by [2013 c. 32 s. 138\(5\)\(b\)\(iii\)](#)
- s. 11AA inserted by [2018 c. 14 s. 13\(3\)](#)
- s. 15(2)(aa) inserted by [S.I. 2019/93](#), Sch. 1 para. 3(2)(b) (as substituted) by [S.I. 2019/1245 reg. 19](#) (This amendment not applied to [legislation.gov.uk](#). The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.)
- s. 25(8A) inserted by [2023 c. 52 Sch. 14 para. 7\(3\)](#)
- s. 44A inserted by [1992 c. 43 s. 23](#)
- s. 44A(6)(b)(i) words substituted by [2013 c. 22 Sch. 9 para. 52](#)
- s. 44B(1)(a)(iia) inserted by [2023 c. 52 Sch. 17 para. 8](#)
- s. 56C(6)(d) and word inserted by [2013 c. 32 s. 138\(5\)\(d\)\(ii\)](#)
- Sch. 5A para. 2(1A) inserted by [2018 c. 14 s. 13\(4\)](#)
- Sch. 6A para. 9ZA and cross-heading inserted by [2023 c. 52 Sch. 14 para. 8](#)