



# Gas Act 1995

## CHAPTER 45

### GAS ACT 1995

#### *Introductory*

- 1 General duties under 1986 Act
- 2 Duties under 1986 Act with respect to safety

#### *Licensing of activities relating to gas*

- 3 Prohibition on unlicensed activities
- 4 Exemptions from prohibition
- 5 Licensing of public gas transporters
- 6 Licensing of gas suppliers and gas shippers
- 7 Licences: general
- 8 Standard conditions of licences

#### *Miscellaneous*

- 9 The gas code
- 10 Other amendments of Part I of 1986 Act
- 11 Amendments of Part III of 1986 Act. 1976 c. 34
- 12 Acquisition of rights to use gas processing facilities

#### *Supplemental*

- 13 Duty of Director to advise etc
- 14 Financial provisions
- 15 Interpretation
- 16 Minor and consequential amendments
- 17 Transitional provisions, savings and repeals
- 18 Short title, commencement and extent

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SCHEDULES

SCHEDULE 1 —

SCHEDULE 2 —

SCHEDULE 3 — Other amendments of Part I of 1986 Act

*Assignment of licences*

1 After section 8 of the 1986 Act there shall be...

*Modification or removal of certain limits*

2 (1) In subsection (1) of section 8A of the 1986...

*Powers and duties of public gas transporters*

3 For section 9 of the 1986 Act there shall be...

*Duty to connect certain premises*

4 For section 10 of the 1986 Act there shall be...

*Power to require security*

5 For section 11 of the 1986 Act there shall be...

*Methods of calculating therms*

6 For section 12 of the 1986 Act there shall be...

*Calorific values: tests of apparatus etc.*

7 For section 13 of the 1986 Act there shall be...

*Fixing of tariffs*

8 Section 14 of the 1986 Act (fixing of tariffs) shall...

*Determination of disputes*

9 Section 14A of the 1986 Act (which is superseded by...

*Billing disputes*

10 (1) In subsection (2) of section 15A of the 1986...

*Promotion of efficient use of gas*

11 Section 15B of the 1986 Act (which is superseded by...

*Standards of quality*

12 For section 16 of the 1986 Act there shall be...

*Meter testing and stamping*

13 For section 17 of the 1986 Act there shall be...

*Safety regulations*

14 (1) In subsection (2) of section 18 of the 1986...

*Gas escape regulations*

15 After section 18 of the 1986 Act there shall be...

*Acquisition of rights to use pipe-line systems*

16 For section 19 of the 1986 Act there shall be...

*Construction of pipe-lines*

17 Section 20 of the 1986 Act (construction of pipe-lines) shall...

*Increase of capacity etc. of pipe-lines*

18 (1) For subsection (1) of section 21 of the 1986...

*Effect of directions as respects pipe-lines*

19 In subsection (1) of section 22 of the 1986 Act...

*Construction of pipe-lines by public gas transporters*

20 After section 22 of the 1986 Act there shall be...

*Modification of licences by agreement*

21 For section 23 of the 1986 Act there shall be...

*Modification references to Monopolies Commission*

22 (1) For subsection (1) of section 24 of the 1986...

*Reports on modification references*

23 (1) In subsection (1)(c) of section 25 of the 1986...

*Modification following report*

24 (1) In subsection (1) of section 26 of the 1986...

*Modification by order under other enactments*

25 For section 27 of the 1986 Act there shall be...

*Determination of certain disputes*

26 After section 27 of the 1986 Act there shall be...

*Orders for securing compliance with certain provisions*

27 (1) In subsections (1), (2) and (4) of section 28...

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*Procedural requirements*

28 In subsections (2) to (4), (6) and (7) of section...

*Validity and effect of orders*

29 (1) In subsection (1) of section 30 of the 1986...

*Duty of Director to investigate certain matters*

30 (1) In subsections (1) and (2) of section 31 of...

*Duty of Council to investigate certain matters*

31 (1) For subsection (2) of section 32 of the 1986...

*Preliminary investigation by Council of certain disputes*

32 In subsection (1) of section 32A of the 1986 Act...

*Power of Council to investigate other matters*

33 (1) In subsection (2) of section 33 of the 1986...

*Standards of performance in individual cases*

34 (1) In subsection (1) of section 33A of the 1986...

*Overall standards of performance*

35 (1) In subsection (1) of section 33B of the 1986...

*Standards for promoting efficient use of gas*

36 After section 33B of the 1986 Act there shall be...

*Information with respect to levels of performance*

37 (1) In subsection (1) of section 33C of the 1986...

*Information to be given to customers about overall performance*

38 (1) In subsection (1) of section 33D of the 1986...

*Procedures for dealing with complaints*

39 (1) In subsection (1) of section 33E of the 1986...

*General functions of Director*

40 (1) In subsection (1) of section 34 of the 1986...

*Publication of information and advice*

41 In subsection (1) of section 35 of the 1986 Act...

*Keeping of register*

42 (1) In subsection (1) of section 36 of the 1986...

*Functions with respect to competition*

43 After section 36 of the 1986 Act there shall be...

*Functions with respect to gas measuring equipment etc.*

44 After section 36A of the 1986 Act there shall be...

*Maximum prices for reselling gas*

45 For section 37 of the 1986 Act there shall be...

*Power to require information etc.*

46 (1) In subsection (1) of section 38 of the 1986...

*Duty to consider representations and give reasons*

47 After section 38 of the 1986 Act there shall be...

*Annual and other reports*

48 After subsection (2) of section 39 of the 1986 Act...

*General duty of Council to advise Director*

49 In section 40 of the 1986 Act (general duty of...

*General restrictions on disclosure of information*

50 (1) After subsection (1) of section 42 of the 1986...

*Making of false statements etc.*

51 After subsection (1) of section 43 of the 1986 Act...

*Service of notices etc.*

52 (1) In subsection (1) of section 46 of the 1986...

*Provisions as to regulations*

53 (1) In subsection (3) of section 47 of the 1986...

*Interpretation of Part I and savings*

54 (1) In subsection (1) of section 48 of the 1986...

*The Director General of Gas Supply*

55 In paragraph 10 of Schedule 1 to the 1986 Act...

*Acquisition of land by public gas transporters*

56 In Schedule 3 to the 1986 Act (acquisition of land...

*Power of public gas transporters to break up streets, bridges etc.*

57 (1) In Schedule 4 to the 1986 Act (power of...

## SCHEDULE 4 — Minor and consequential amendments

*Interpretation*

- 1 In this Schedule “public gas transporter” has the same meaning...

*Enactments relating to statutory undertakers etc.*

- 2 (1) A public gas transporter shall be deemed to be...

*Public Health Act 1936 (c. 49)*

- 3 In section 229 of the Public Health Act 1936 (power...

*Statistics of Trade Act 1947 (c. 39)*

- 4 (1) In relation to gas, subsection (5)(b) of section 9...

*Rights of Entry (Gas and Electricity Boards) Act 1954 (c. 21)*

- 5 (1) In subsection (2) of section 1 of the Rights...

*Pipe-lines Act 1962 (c. 58)*

- 6 (1) In section 58(1) of the Pipe-lines Act 1962 (exclusion...

*Gas Act 1965 (c. 36)*

- 7 (1) In Part II of the Gas Act 1965 for...

*Local Government (Scotland) Act 1966 (c. 51)*

- 8 In paragraph (b) of subsection (4) of section 18 of...

*Post Office Act 1969 (c. 48)*

- 9 In paragraph (ca) of subsection (1A) of section 7 of...

*Health and Safety at Work etc. Act 1974 (c. 37)*

- 10 (1) Part I of the Health and Safety at Work...

*Energy Act 1976 (c. 76)*

- 11 (1) In subsection (1) of section 9 of the Energy...

*Water (Scotland) Act 1980 (c. 45)*

- 12 In paragraph (c) of the proviso to section 36 of...

*Bankruptcy (Scotland) Act 1985 (c. 66)*

- 13 In paragraph (a) of subsection (4) of section 70 of...

*Insolvency Act 1986 (c. 45)*

- 14 (1) For paragraph (a) of subsection (3) of section 233...

*Consumer Protection Act 1987 (c. 43)*

15 (1) In paragraph (c) of subsection (7) of section 10...

*Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22)*

16 In paragraph 8 of Schedule 5 to the Road Traffic...

*Electricity Act 1989 (c. 29)*

17 (1) In paragraph 3 of Schedule 4 to the Electricity...

*Town and Country Planning Act 1990 (c. 8)*

18 (1) In section 252 of the Town and Country Planning...

*Enterprise and New Towns (Scotland) Act 1990 (c. 35)*

19 In section 9(5) of the Enterprise and New Towns (Scotland)...

*Natural Heritage (Scotland) Act 1991 (c. 28)*

20 In section 7 of the Natural Heritage (Scotland) Act 1991...

*Central Rating Lists Regulations 1994 (S.I. 1994/3121)*

21 In Part 3 of the Schedule to the Central Rating...

SCHEDULE 5 — Transitional provisions and savings  
Part I — PUBLIC GAS SUPPLIERS' AUTHORISATIONS

*Preliminary*

1 (1) The provisions of this Part of this Schedule have...

*Duty of public gas supplier to nominate associates and make transfer scheme*

2 (1) Before such date as the Secretary of State may...

*Functions of Secretary of State in relation to nominations and transfer scheme*

3 (1) If the public gas supplier fails, before the date...

*Duty of Secretary of State to make licensing scheme*

4 (1) As soon as practicable after the date specified in...

*Information etc. for purposes of Secretary of State's functions*

5 (1) It shall be the duty of the public gas...

*Effect of schemes*

6 (1) Subject to the provisions of paragraph 7 below, on...

*Supplementary provisions as to transfers*

7 (1) The provisions of Schedule 10 to the Electricity Act...

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*Shares issued to public gas supplier by transferee*

8 Any shares issued to the public gas supplier by the...

*Statutory accounts*

9 (1) This paragraph has effect for the purposes of any...

*Corporation tax*

10 (1) Any shares issued to the public gas supplier by...

*Petroleum revenue tax and gas levy*

11 Where any transfer is effected by paragraph 6 above, the...

*Consequential modifications of rating provisions*

12 (1) This paragraph applies where any transfer effected by paragraph...  
Part II — OTHER TRANSITIONAL PROVISIONS AND SAVINGS

*Approvals under section 5(3)*

13 Any approval— (a) which has been given by the Secretary...

*Notifications under section 6*

14 (1) This paragraph applies where any notification given, or having...

*Applications for authorisation under section 7*

15 (1) This paragraph applies where— (a) an application has been...

*Individual authorisations under section 8*

16 (1) The provisions of this paragraph have effect as respects...

*Class authorisations under section 8*

17 (1) Subject to sub-paragraph (2) below, any authorisation granted under...

*Gas shipping arrangements already made*

18 (1) Any arrangement— (a) which any person has made with...

*Former tariff customers*

19 (1) This paragraph applies where immediately before the appointed day...

*Connection charges*

20 (1) Sub-paragraph (2) below applies where— (a) a public gas...

*Promotion of efficient use of gas*

21 Any determination or direction— (a) which has been made as...



*Meter testing and stamping*

22 (1) Any regulations— (a) which have been made, or have...

*Restrictions on use of certain information*

23 Notwithstanding the repeal by this Act of section 63 of...

*Recovery of gas charges etc.*

24 (1) Where— (a) such a demand as is mentioned in...

*Use of antifluctuators and valves*

25 Any notice— (a) which has been given by a public...

*Restoration of supply without consent*

26 (1) Where— (a) a supply of gas to any premises...

*Failure to notify connection or disconnection of service pipe*

27 Any notice— (a) which has been given to a public...

*Entry warrants*

28 (1) Any warrant— (a) which has been granted under section...

*Street works notices*

29 Any notice— (a) which has been given by a public...

*Restrictive trade practices*

30 (1) In relation to any supply of gas before the...

*Rating provisions*

31 Nothing in this Act shall affect the operation of the...

SCHEDULE 6 — Repeals