

*These notes refer to the Energy Act 2011 (c.16)  
which received Royal Assent on 18 October 2011*

# ENERGY ACT 2011

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## EXPLANATORY NOTES

### COMMENTARY ON SECTIONS

#### **Part 2: Security of Energy Supplies**

#### *Chapter 3: Upstream Petroleum Infrastructure*

#### *Section 85: Variation of notices under sections 82 and 84*

235. This section allows for variation of notices under sections 82 and 84 once they have been issued, enabling amendments to be made to a notice without having to restart the dispute resolution procedure from the beginning.
236. *Subsection (1)* allows the persons to whom notice is given to agree to, vary or set aside the notice.
237. *Subsection (2)* allows the Secretary of State to vary a notice on the application of one of the persons to whom it has been given.
238. *Subsection (3)* provides that he may do so only if satisfied that it is necessary to resolve a dispute about the notice between its recipients.
239. *Subsection (4)* requires the Secretary of State to give an opportunity to be heard to the persons specified in the subsection.