



Energy Act 2011

2011 CHAPTER 16

PART 1

ENERGY EFFICIENCY

CHAPTER 5

INFORMATION ABOUT ENERGY CONSUMPTION, EFFICIENCY AND TARIFFS

Energy performance certificates

74 Access to register of energy performance certificates etc: England and Wales

- (1) The Secretary of State may make regulations for the purpose of authorising the person keeping a register to disclose, in accordance with the provision made in the regulations, the documents or data entered onto the register.
- (2) The power under subsection (1) may be exercised, in particular, to make provision—
 - (a) excluding a document or data, or a specified part of a document or data, from disclosure where the document or data relates to a specified description of buildings;
 - (b) excluding a document or data, or a specified part of a document or data, from disclosure to a specified description of persons;
 - (c) restricting the number of disclosures made to a specified description of persons;
 - (d) for a disclosure made to a specified description of persons to be subject to specified conditions;
 - (e) as to the sanctions for non-compliance with any condition specified by virtue of paragraph (d) (including sanctions preventing or restricting future disclosures);
 - (f) in consequence of any provision which is made by virtue of paragraphs (a) to (e).

Changes to legislation: There are currently no known outstanding effects for the Energy Act 2011, Cross Heading: Energy performance certificates. (See end of Document for details)

- (3) In subsection (1) “a register” means a register maintained under Part 6 of the Energy Performance of Buildings (Certificates and Inspections) (England and Wales) Regulations 2007 (S.I. 2007/991).
- (4) In subsection (2) “specified” means specified in the regulations made under this section.
- (5) Regulations under this section may make different provision for different cases or circumstances or for different purposes.
- (6) Regulations under this section are subject to the negative procedure.
- (7) For the purposes of this section a reference to the disclosure of a document or data includes a reference to disclosure of information derived from the document or data.

75 Access to register of energy performance certificates etc: Scotland

- (1) The Scottish Ministers may make regulations for the purpose of authorising or requiring the person keeping a register to disclose, in accordance with the provision made in the regulations, the documents or data entered onto the register.
- (2) The power under subsection (1) may be exercised, in particular, to make provision—
 - (a) excluding a document or data, or a specified part of a document or data, from disclosure where the document or data relates to a specified description of buildings;
 - (b) excluding a document or data, or a specified part of a document or data, from disclosure to a specified description of persons;
 - (c) restricting the number of disclosures made to a specified description of persons;
 - (d) for a disclosure made to a specified description of persons to be subject to specified conditions;
 - (e) as to the sanctions for non-compliance with any condition specified by virtue of paragraph (d) (including sanctions preventing or restricting future disclosures);
 - (f) in consequence of any provision which is made by virtue of paragraphs (a) to (e).
- (3) In subsection (1) “a register” means a register maintained under regulation 10 of the Energy Performance of Buildings (Scotland) Regulations 2008 (S.S.I. 2008/309).
- (4) In subsection (2) “specified” means specified in the regulations made under this section.
- (5) Regulations under this section may make different provision for different cases or circumstances or for different purposes.
- (6) Regulations under this section are subject to the negative procedure.
- (7) For the purposes of this section a reference to the disclosure of a document or data includes a reference to disclosure of information derived from the document or data.

Changes to legislation: There are currently no known outstanding effects for the Energy Act 2011, Cross Heading: Energy performance certificates. (See end of Document for details)

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Commencement Information

II S. 75 in force at 22.6.2012 by S.S.I. 2012/191, art. 2(1)(2)(e)

Changes to legislation:

There are currently no known outstanding effects for the Energy Act 2011, Cross Heading: Energy performance certificates.