



Energy Act 2016

2016 CHAPTER 20

PART 2

FURTHER FUNCTIONS OF THE OGA RELATING TO OFFSHORE PETROLEUM

CHAPTER 2

DISPUTES

23 Procedure for consideration of disputes

- (1) This section applies where the OGA—
 - (a) accepts a reference of a dispute under section 21(1), or
 - (b) decides to consider a dispute under section 22(1).
- (2) The OGA must—
 - (a) consider the dispute, and
 - (b) make a recommendation for resolving it.
- (3) The OGA—
 - (a) must draw up a timetable for performing its duties under subsection (2), and
 - (b) may give directions with which the relevant parties to the dispute are to comply in order to enable the OGA to carry out those duties.
- (4) The OGA's recommendation must be one which it considers will enable the dispute to be resolved in a way which best contributes to the fulfilment of the principal objective whilst having regard to the need to achieve an economically viable position for the parties to the dispute.
- (5) The procedure for considering the dispute and making a recommendation is the procedure that the OGA considers most appropriate.
- (6) Where the OGA makes a recommendation under this section, the OGA may publish—
 - (a) the recommendation or any part of it;

Status: This is the original version (as it was originally enacted).

- (b) a summary of the recommendation or of any part of it.
- (7) Before publishing anything under subsection (6), the OGA must give an opportunity to be heard to each relevant party to the dispute.
- (8) The OGA must issue guidance about the matters to which it will have regard when performing its duties under this section.
- (9) Requirements imposed by directions under subsection (3)(b) are sanctionable in accordance with Chapter 5.