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STATUTORY INSTRUMENTS

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**2014 No. 2043**

**The Electricity Capacity Regulations 2014**

**PART 3**

Electricity capacity reports

**Annual electricity capacity report**

- 7.—(1) The Delivery Body must, before 1st June in 2015 and each subsequent year—
- (a) prepare a report in accordance with this Part (an “electricity capacity report”); and
  - (b) send the report to the Secretary of State.
- (2) An electricity capacity report must include, for each forecast period specified in paragraph (3)
- (a) a forecast of the peak demand for electricity by customers in Great Britain during the forecast period;
  - (b) an estimate of the total amount of capacity needed to meet that demand, having regard to the reliability standard; and
  - (c) forecasts of how much of the demand for electricity, at times of peak demand, will be met by—
    - (i) interconnected capacity [<sup>F1</sup>, in relation to each electricity interconnector that has or is likely to have been commissioned before the end of the forecast period concerned];
    - (ii) capacity from generating units in Great Britain or the offshore area which do not meet the general eligibility criteria;
    - (iii) capacity from generating units which already have a capacity obligation for the forecast period;
    - (iv) capacity from generating units (other than generating units described in paragraph (ii) or (iii)) which are connected to a distribution network; and
    - (v) demand side response.
- (3) The forecast periods for the purposes of paragraph (2) are—
- (a) the capacity year starting on 1st October in the calendar year in which the electricity capacity report is sent to the Secretary of State; and
  - (b) each of the subsequent 14 capacity years.
- (4) An electricity capacity report must include recommendations as to—
- (a) the portion of the target capacity that should be used in a T-4 auction in the following auction window (if such an auction is held);
  - (b) in 2017 and each subsequent year, the portion of the target capacity that should be used in a T-1 auction in the following auction window (if such an auction is held); and
  - (c) the de-rating factors that should apply to—

**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Electricity Capacity Regulations 2014. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

<sup>F2</sup>(i) .....

<sup>F2</sup>(ii) .....

[<sup>F3</sup>(iii) interconnector CMUs],

for the purposes of capacity auctions held in the following auction window.

[<sup>F4</sup>(5) An electricity capacity report must include the de-rating factors that the Delivery Body estimates will apply to—

- (a) generating CMUs in each generating technology class; and
- (b) demand side response CMUs;

for the purposes of capacity auctions held in the following auction window.]

[<sup>F5</sup>(6) The Delivery Body must before 1<sup>st</sup> August 2016—

- (a) prepare an annex to the last electricity capacity report prepared before 1<sup>st</sup> June 2016; and
- (b) send that annex to the Secretary of State.

(7) The annex prepared under paragraph (6) must include a recommendation as to the target capacity for any supplementary auction that may be held.]

[<sup>F6</sup>(8) The Delivery Body must, as soon as reasonably practicable after the date on which the Electricity Capacity (No. 2) Regulations 2019 come into force—

- (a) prepare an annex to the last electricity capacity report prepared before 1st June 2019; and
- (b) send that annex to the Secretary of State.

(9) The annex prepared under paragraph (8) must include a recommendation as to the target capacity that should be included in the T-3 auction (if this auction is held).]

#### Textual Amendments

- F1** Words in [reg. 7\(2\)\(c\)\(i\)](#) inserted (24.3.2015) by [The Electricity Capacity \(Amendment\) Regulations 2015 \(S.I. 2015/875\)](#), [reg. 1\(2\)](#), [Sch. 1 para. 3\(1\)](#)
- F2** [Reg. 7\(4\)\(c\)\(i\)\(ii\)](#) omitted (14.7.2016) by virtue of [The Electricity Capacity \(Amendment\) Regulations 2016 \(S.I. 2016/742\)](#), [reg. 1\(2\)](#), [Sch. 1 para. 43\(a\)](#)
- F3** [Reg. 7\(4\)\(c\)\(iii\)](#) and word inserted (24.3.2015) by [The Electricity Capacity \(Amendment\) Regulations 2015 \(S.I. 2015/875\)](#), [reg. 1\(2\)](#), [Sch. 1 para. 3\(2\)](#)
- F4** [Reg. 7\(5\)](#) inserted (14.7.2016) by [The Electricity Capacity \(Amendment\) Regulations 2016 \(S.I. 2016/742\)](#), [reg. 1\(2\)](#), [Sch. 1 para. 43\(b\)](#)
- F5** [Reg. 7\(6\)\(7\)](#) inserted (14.7.2016) by [The Electricity Capacity \(Amendment\) Regulations 2016 \(S.I. 2016/742\)](#), [reg. 1\(2\)](#), [Sch. 1 para. 2](#)
- F6** [Reg. 7\(8\)\(9\)](#) inserted (18.7.2019) by [The Electricity Capacity \(No. 2\) Regulations 2019 \(S.I. 2019/1139\)](#), [regs. 1\(2\)](#), [2\(3\)](#)

#### Electricity capacity reports: supplementary

8.—(1) The Delivery Body must—

- (a) make any forecast, estimate or recommendation for the purposes of an electricity capacity report; and
- (b) express the forecast, estimate or recommendation in the report,

in accordance with any directions given by the Secretary of State under regulation 9(2).

(2) The Delivery Body must set out in an electricity capacity report any assumptions upon which a forecast, estimate or recommendation in the report is based.

(3) The Delivery Body must publish an electricity capacity report.

### **Information, directions, and assumptions**

**9.**—(1) The Secretary of State must give to the Delivery Body each year any data held by the Secretary of State which the Secretary of State considers should be made available to the Delivery Body for the purpose of preparing that year's electricity capacity report.

(2) The Secretary of State may give directions to the Delivery Body as to—

(a) any assumptions to be used by the Delivery Body in preparing an electricity capacity report; or

(b) the way in which any forecast, estimate or recommendation is to be expressed in the report.

(3) The information referred to in paragraph (1), and any directions under paragraph (2), must be given to the Delivery Body no later than 22nd April in the year in which the electricity capacity report is to be provided.

**Changes to legislation:**

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

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

- Sch. 1 para. 2(5) words substituted by [S.I. 2024/434 reg. 12\(a\)](#)
- reg. 3(3) words inserted by [S.I. 2024/434 reg. 8](#)
- reg. 4(b) word substituted by [S.I. 2024/434 reg. 9\(c\)](#)
- reg. 4(2)(aa) inserted by [S.I. 2024/434 reg. 9\(b\)\(iii\)](#)
- reg. 19(aa) inserted by [S.I. 2024/434 reg. 11\(b\)](#)