

## SCHEDULE 2

Regulation 35

### Amendments to the Principal Regulations

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1. The Principal Regulations are amended in accordance with paragraphs 2 to 14.
2. In regulation 2(1), after the definition of “the Rules” insert—  
““the Supplier Payment Regulations” means the Electricity Capacity (Supplier Payment etc.) Regulations 2014;”.
3. In regulation 3—
  - (a) in paragraph (1)(a), after “electrical output by a generating unit” insert “or through an electricity interconnector”; and
  - (b) in paragraph (2)—
    - (i) omit “section 28(3) of the Act and”; and
    - (ii) for “customers” substitute “premises”.
4. In regulation 4(9), for “1st April 2014” substitute “8th September 2014”.
5. In regulation 41, after paragraph (3) insert—  
“(3A) The percentages to be included in the capacity market register under regulation 31(2)(f) are—
  - (a) for the annual penalty cap, 100%; and
  - (b) for the monthly penalty cap, 200%.”.
6. In regulation 44(6), in the definition of “liable electricity supplier”, for “customers” substitute “premises”.
7. In regulation 45(1), in the definition of “payer”, before “means” insert “, subject to regulation 47(7),”.
8. In regulation 47, at the end insert—  
“(7) In this regulation, “payer” means a person to whom an invoice is issued under these Regulations or the Supplier Payment Regulations.”.
9. In regulation 67, in paragraph (1)(b), after “these Regulations” insert “, the Supplier Payment Regulations”.
10. In regulations 77(3)(a) and 80(3)(b), after “these Regulations” insert “or the Supplier Payment Regulations”.
11. In regulation 81, in paragraphs (1)(a)(i) and (2)(a), after “these Regulations” insert “and the Supplier Payment Regulations”.
12. In paragraph 2(2) of Schedule 1, for “3 decimal” substitute “10 decimal”.
13. In paragraph 6 of Schedule 1—
  - (a) in sub-paragraph (4), for the formula substitute—  
$$MPC_{im} = MCP_{im} \times F,$$
  - (b) after sub-paragraph (5) insert—

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

“(5A) For the purpose of the second calculation,  $APC_{ix}$  is the annual penalty cap in pounds applying to CMU i in respect of year X, and is to be calculated in accordance with the formula—

$$APC_{ix} = ACP_{ix} \times G.,$$

(c) in sub-paragraph (6)—

(i) omit the definition of “ $APC_{ix}$ ”; and

(ii) before the definition of “ $MaxSP_i$ ” insert—

““ $ACP_{ix}$ ” means the amount of annual capacity payments calculated under paragraph 3 for CMU i in respect of year X;

“F” means the percentage stated on the capacity market register under regulation 31(2)(f) as the monthly penalty cap percentage for CMU i in respect of year X;

“G” means the percentage stated on the capacity market register under regulation 31(2)(f) as the annual penalty cap percentage for CMU i in respect of year X.”.

**14.** In paragraph 1(b) of Schedule 2, after “Regulations” insert “, the Supplier Payment Regulations”.