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STATUTORY INSTRUMENTS

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**2016 No. 1198 (C. 83)**

**ENERGY**

**The Energy Act 2016 (Commencement No. 3) Regulations 2016**

*Made - - - - 7th December 2016*

The Secretary of State makes the following Regulations in exercise of the power conferred by section 84(3) of the Energy Act 2016<sup>(1)</sup>.

**Citation**

1. These Regulations may be cited as the Energy Act 2016 (Commencement No. 3) Regulations 2016.

**Provisions coming into force on 19th December 2016**

2. The following provisions of the Energy Act 2016 come into force on 19th December 2016—
- (a) section 34 (power of the OGA to require information and samples), except sub-section (1)(b), and
  - (b) section 36 (appeals against decisions of the OGA: information and samples plans) insofar as it applies to a decision of the OGA to give a notice under section 34(1)(a).

7th December 2016

*Neville-Rolfe*  
Minister of State  
Department for Business, Energy and Industrial  
Strategy

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations bring into force specified provisions of the Energy Act 2016 (c. 20) (“the Act”). They are the third commencement regulations made under the Act.

All of the provisions of the Act except sections 30 to 36 have already come into force.

Regulation 2 commences all of section 34 of the Act except section 34(1)(b), and section 36 of the Act insofar as it applies to a decision of the Oil and Gas Authority (“the OGA”) to give a notice under section 34(1)(a). The commenced provisions give the OGA the power to require a relevant person to provide it with petroleum-related information and samples, and provide a right of appeal to the First-tier Tribunal on prescribed grounds against the exercise of this power by the OGA.

An impact assessment of the effect that the Act will have on the costs of business and the voluntary sector has been produced, and a copy is available at [www.legislation.gov.uk](http://www.legislation.gov.uk). No separate impact assessment has been produced for this instrument.

## NOTE AS TO EARLIER COMMENCEMENT REGULATIONS

*(This note is not part of the Regulations)*

The following provisions of the Act have been brought into force by commencement regulations made before the date of these Regulations:

| <i>Provision</i>                       | <i>Date of Commencement</i> | <i>S.I. No.</i>                  |
|--|-----------------------------|----------------------------------|
| Sub-sections (1) to (3) of section 1   | 12th July 2016              | <a href="#">2016/602 (C. 43)</a> |
| Sub-section (4) of section 1           | 24th May 2016               | <a href="#">2016/602 (C. 43)</a> |
| Sub-section (1) of section 2           | 1st October 2016            | <a href="#">2016/920 (C. 66)</a> |
| Sub-sections (2) to (6) of section 2   | 24th May 2016               | <a href="#">2016/602 (C. 43)</a> |
| Sections 3 to 5                        | 12th July 2016              | <a href="#">2016/602 (C. 43)</a> |
| Sections 6 to 12                       | 1st October 2016            | <a href="#">2016/920 (C. 66)</a> |
| Sections 13 and 14                     | 12th July 2016              | <a href="#">2016/602 (C. 43)</a> |
| Sections 15 to 29                      | 1st October 2016            | <a href="#">2016/920 (C. 66)</a> |
| Sections 37 to 65                      | 1st October 2016            | <a href="#">2016/920 (C. 66)</a> |
| Sub-sections (1) and (2) of section 66 | 1st October 2016            | <a href="#">2016/920 (C. 66)</a> |
| Sub-sections (3) and (4) of section 66 | 24th May 2016               | <a href="#">2016/602 (C. 43)</a> |
| Sub-sections (5) to (7) of section 66  | 1st October 2016            | <a href="#">2016/920 (C. 66)</a> |
| Sections 67 to 75                      | 1st October 2016            | <a href="#">2016/920 (C. 66)</a> |
| Section 78                             | 12th July 2016              | <a href="#">2016/602 (C. 43)</a> |
| Schedules 1 and 2                      | 1st October 2016            | <a href="#">2016/920 (C. 66)</a> |

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