
STATUTORY INSTRUMENTS

2018 No. 1183

The Electricity and Gas (Energy
Company Obligation) Order 2018

PART 6

Notification of completed measures

Deadline for notification of completed measures

- 25.**—(1) For the purposes of article 24, a notification of a measure is made on time if it is made—
- (a) before the original deadline, which is—
 - (i) in the case of a measure completed before the commencement date, the end of the second month immediately following the month in which this Order comes into force;
 - (ii) in the case of a measure completed on or after the commencement date, the end of the first month immediately following the month in which the measure was completed;
 - (b) following an application under paragraph (4) which has been accepted by the Administrator, on or before the date specified by the Administrator under paragraph (6); or
 - (c) in the case of a measure falling within the 5% notification threshold for the participant (“the notifying participant”), before the earlier of—
 - (i) the end of the fourth month after the month in which the measure was completed; and
 - (ii) the end of June 2022.
- (2) For the purposes of paragraph (1)(c), a measure falls within the 5% notification threshold for the notifying participant if—
- (a) the measure is notified to the Administrator after the original deadline; and
 - (b) at the time the measure is notified, the result of the following formula is less than or equal to 0.05—

$$\frac{F - G}{H}$$

- (3) In paragraph (2)—
- “F” is the number of measures (also counting the measure being notified) which are—
- (a) completed in the same month as the measure being notified; and
 - (b) notified after the original deadline by—
 - (i) the notifying participant; or
 - (ii) by any other participant that is a member of the same group as the notifying participant;
- “G” is the number of measures which are—

- (a) completed in the same month as the measure being notified;
 - (b) the subject of an application under paragraph (4) which is accepted by the Administrator; and
 - (c) notified, after the original deadline and on or before the date specified by the Administrator under paragraph (6), by—
 - (i) the notifying participant; or
 - (ii) any other participant that is a member of the same group as the notifying participant;
- “H” is the greater of 1 and the number of measures which are—
- (a) completed in the same month as the measure being notified; and
 - (b) notified within the original deadline by—
 - (i) the notifying participant; or
 - (ii) any other participant that is a member of the same group as the notifying participant.
- (4) A participant may apply at any time to the Administrator in writing for a measure to be notified after the original deadline.
- (5) An application under paragraph (4) must include—
- (a) details of why the participant is seeking an extension of time to notify the measure; and
 - (b) such other information relating to the measure as the Administrator may require.
- (6) Following receipt of an application under paragraph (4), the Administrator must—
- (a) accept the application and specify a date, as it thinks fit but falling after the original deadline, for the notification of the measure; or
 - (b) reject the application.
- (7) In this article, “original deadline” has the meaning given in paragraph (1)(a).