
DRAFT STATUTORY INSTRUMENTS

2018 No.

**The Electricity and Gas (Powers to Make Subordinate
Legislation) (Amendment) (EU Exit) Regulations 2018**

PART 2

Amendments to retained direct EU legislation

CHAPTER 3

Amendment of REMIT

Amendment of Article 8

- 18.**—(1) Article 8 (data collection) is amended as follows.
- (2) In paragraph 1, for “the Agency” substitute “the national regulatory authority”.
- (3) In paragraph 2—
- (a) in the first subparagraph, for “The Commission shall, by means of implementing acts”, substitute “A national authority may, by regulations”;
- (b) in the second subparagraph—
- (i) omit the first sentence; and
- (ii) in the second sentence, for “They” substitute “Regulations under this paragraph”.
- (4) In paragraph 3, in the second subparagraph—
- (a) for “the implementing acts referred to in”, substitute “regulations under”; and
- (b) for “the Agency” substitute “the national regulatory authority”.
- (5) In paragraph 5, for “the Agency and national regulatory authorities”, substitute “the national regulatory authority”.
- (6) In paragraph 6—
- (a) in the first subparagraph, for “The Commission shall, by means of implementing acts”, substitute “A national authority may, by regulations”;
- (b) in the second subparagraph—
- (i) omit the first sentence; and
- (ii) in the second sentence, for “They” substitute “Regulations under this paragraph”.
- (7) After paragraph 6 insert—
- “7. The powers to make regulations under paragraphs 2 and 6 include power to amend or replace any provision of an implementing act which—
- (a) was made by the Commission under those paragraphs as they applied before exit day; and
- (b) is retained direct EU legislation.”.