
DRAFT STATUTORY INSTRUMENTS

2019 No.

The Electricity Capacity (No. 1) Regulations 2019

PART 4

Capacity agreements: miscellaneous

CHAPTER 2

Modifications of Principal Regulations

Non-completion fees: modifications

- 27.—(1) The modifications in paragraph (2) apply in respect of—
- (a) the conditional agreement auction, including the rights and obligations arising out of, or in relation to, this auction; and
 - (b) capacity agreements that existed on 15th November 2018.
- (2) Regulation 43A (non-completion fee) of the Principal Regulations applies as if in paragraph (6)—
- (a) in paragraph (a), “; and” were omitted;
 - (b) in paragraph (b), for “.” there were inserted “; and”; and
 - (c) after paragraph (b), there were inserted—
 - “(c) if a non-completion notice is issued during the standstill period, a direction to the Delivery Body to withdraw the termination notice and to terminate a capacity agreement on the ground specified in capacity market rules is to be construed as a reference to a direction to the Delivery Body to withdraw the non-completion notice.”.