



Energy Act 2008

2008 CHAPTER 32

PART 1

GAS IMPORTATION AND STORAGE

CHAPTER 3

STORAGE OF CARBON DIOXIDE

Activities requiring a licence

17 Prohibition on unlicensed activities

- (1) No person may carry on an activity within subsection (2) except in accordance with a licence.
- (2) The activities are—
 - (a) the use of a controlled place for the storage of carbon dioxide (with a view to its permanent disposal, or as an interim measure prior to its permanent disposal);
 - (b) the conversion of any natural feature in a controlled place for the purpose of storing carbon dioxide (with a view to its permanent disposal, or as an interim measure prior to its permanent disposal);
 - (c) the exploration of a controlled place with a view to, or in connection with, the carrying on of activities within paragraph (a) or (b);
 - (d) the establishment or maintenance in a controlled place of an installation for the purposes of activities within this subsection.
- (3) In this section, “controlled place” means a place in, under or over—
 - (a) the territorial sea, or
 - (b) waters in a Gas Importation and Storage Zone.

[^{F1}(3A) In this section, “controlled place” also includes a place—

Changes to legislation: There are currently no known outstanding effects for the Energy Act 2008, Section 17. (See end of Document for details)

- (a) in England, Wales or Northern Ireland, or
- (b) in, under or over so much of the internal waters of the United Kingdom as are adjacent to England, Wales or Northern Ireland.]

[^{F2}(4) In relation to Scotland, “controlled place” includes—

- (a) a place in Scotland, or
- (b) a place within the seaward limits of the territorial sea adjacent to Scotland.]

Textual Amendments

- F1** S. 17(3A) inserted (16.11.2011) by [The Storage of Carbon Dioxide \(Amendment of the Energy Act 2008 etc.\) Regulations 2011 \(S.I. 2011/2453\)](#), **reg. 2**
- F2** S. 17(4) inserted (S.) (1.4.2011) by [The Energy Act 2008 \(Storage of Carbon Dioxide\) \(Scotland\) Regulations 2011 \(S.S.I. 2011/224\)](#), regs. 1, **2(2)**

Modifications etc. (not altering text)

- C1** S. 17(1) restricted (16.9.2011) by [The Storage of Carbon Dioxide \(Access to Infrastructure\) Regulations 2011 \(S.I. 2011/2305\)](#), regs. 1, **16(1)(b)**

Commencement Information

- I1** S. 17 in force at 6.4.2009 by [S.I. 2009/45](#), **art. 4(a)(ii)**

Changes to legislation:

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