



Infrastructure Act 2015

2015 CHAPTER 7

PART 6

ENERGY

Petroleum and geothermal energy in deep-level land

45 Payment scheme

- (1) The Secretary of State may, by regulations, require relevant energy undertakings to make payments in respect of the proposed exercise, or exercise, of^{F1}—
- (a) the right to use deep-level land in England for the purposes of exploiting petroleum, and
 - (b) the right to use deep-level land for the purposes of exploiting deep geothermal energy.]

[^{F2}(1A) The Welsh Ministers may, by regulations, require relevant energy undertakings to make payments in respect of the proposed exercise, or exercise, of the right to use deep-level land in Wales for the purposes of exploiting petroleum.]

- (2) [^{F3}Regulations under subsection (1)] may require payments to be made—
- (a) to owners of relevant land or interests in relevant land;
 - (b) to other persons for the benefit of areas in which relevant land is situated.

- (3) [^{F3}Regulations under subsection (1)] may—
- (a) specify the amount or amounts of payments;
 - (b) make provision for determining the amount or amounts of payments.

- (4) [^{F3}Regulations under subsection (1)] may require relevant energy undertakings to provide the Secretary of State, or any other specified person, with specified information about—
- (a) the proposed exercise, or exercise, of the right of use; [^{F4}to which the regulations relate]

Changes to legislation: There are currently no known outstanding effects for the Infrastructure Act 2015, Section 45. (See end of Document for details)

- (b) the making of payments in accordance with regulations under [F5subsection (1)].
- [F6(4A) Regulations under subsection (1A) may require relevant energy undertakings to provide the Welsh Ministers, or any other specified person, with specified information about—
- (a) the proposed exercise, or exercise, of the right of use to which the regulations relate;
 - (b) the making of payments in accordance with regulations under subsection (1A).]
- (5) Before making any regulations under [F7subsection (1)], the Secretary of State must consult such persons as the Secretary of State considers appropriate.
- [F8(6) Before making any regulations under subsection (1A), the Welsh Ministers must consult such persons as they consider appropriate.]

Textual Amendments

- F1** Words in s. 45(1) substituted (1.10.2018) by [Wales Act 2017 \(c. 4\), ss. 25\(2\)\(a\)](#), 71(4) (with [Sch. 7 paras. 1, 6](#)); [S.I. 2017/1179, reg. 4\(a\)](#)
- F2** S. 45(1A) inserted (1.10.2018) by [Wales Act 2017 \(c. 4\), ss. 25\(2\)\(b\)](#), 71(4) (with [Sch. 7 paras. 1, 6](#)); [S.I. 2017/1179, reg. 4\(a\)](#)
- F3** Words in s. 45(4) substituted (1.10.2018) by [Wales Act 2017 \(c. 4\), s. 71\(4\)](#), [Sch. 6 para. 28\(2\)\(a\)](#) (with [Sch. 7 paras. 1, 6](#)); [S.I. 2017/1179, reg. 4\(b\)](#)
- F4** Words in s. 45(4)(a) inserted (1.10.2018) by [Wales Act 2017 \(c. 4\), s. 71\(4\)](#), [Sch. 6 para. 28\(2\)\(b\)](#) (with [Sch. 7 paras. 1, 6](#)); [S.I. 2017/1179, reg. 4\(b\)](#)
- F5** Words in s. 45(4)(b) substituted (1.10.2018) by [Wales Act 2017 \(c. 4\), s. 71\(4\)](#), [Sch. 6 para. 28\(2\)\(c\)](#) (with [Sch. 7 paras. 1, 6](#)); [S.I. 2017/1179, reg. 4\(b\)](#)
- F6** S. 45(4A) inserted (1.10.2018) by [Wales Act 2017 \(c. 4\), s. 71\(4\)](#), [Sch. 6 para. 28\(3\)](#) (with [Sch. 7 paras. 1, 6](#)); [S.I. 2017/1179, reg. 4\(b\)](#)
- F7** Words in s. 45(5) substituted (1.10.2018) by [Wales Act 2017 \(c. 4\), s. 71\(4\)](#), [Sch. 6 para. 28\(4\)](#) (with [Sch. 7 paras. 1, 6](#)); [S.I. 2017/1179, reg. 4\(b\)](#)
- F8** S. 45(6) inserted (1.10.2018) by [Wales Act 2017 \(c. 4\), s. 71\(4\)](#), [Sch. 6 para. 28\(5\)](#) (with [Sch. 7 paras. 1, 6](#)); [S.I. 2017/1179, reg. 4\(b\)](#)

Commencement Information

- I1** S. 45 in force at 12.4.2015, see s. 57(7)(b)

Changes to legislation:

There are currently no known outstanding effects for the Infrastructure Act 2015, Section 45.