



# Energy Act 2023

## 2023 CHAPTER 52

### PART 2

#### CARBON DIOXIDE CAPTURE, STORAGE ETC AND HYDROGEN PRODUCTION, TRANSPORT AND STORAGE

### CHAPTER 1

#### REVENUE SUPPORT CONTRACTS

#### *Information and advice*

### 83 Information and advice

- (1) Revenue support regulations may make provision about the provision and publication of information and advice.
- (2) The provision that may be made by virtue of [subsection \(1\)](#) includes provision—
  - (a) for the Secretary of State to require a revenue support counterparty, to provide advice to the Secretary of State or any other person, or persons of any description, specified in the regulations;
  - (b) for the Secretary of State to require any party to a revenue support contract to provide information to the Secretary of State or any other person, or persons of any description, specified in the regulations;
  - (c) for the Secretary of State to require any of the following to provide information or advice to the Secretary of State or any other person, or persons of any description, specified in the regulations—
    - (i) a hydrogen levy administrator;
    - (ii) an allocation body;
    - (iii) the GEMA;
    - (iv) any other person or description of persons specified in the regulations;

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**Changes to legislation:** There are currently no known outstanding effects for the Energy Act 2023, Cross Heading: Information and advice. (See end of Document for details)

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- (d) for a revenue support counterparty to require a person specified, or of a description specified, in the regulations to provide information to it;
  - (e) for a hydrogen levy administrator to require—
    - (i) a revenue support counterparty,
    - (ii) an allocation body,
    - (iii) a relevant market participant, or
    - (iv) any other person or description of persons specified in the regulations, to provide information to it;
  - (f) for an allocation body to require any party to a hydrogen production revenue support contract or carbon capture revenue support contract to provide information to it;
  - (g) for the classification and protection of confidential or sensitive information;
  - (h) for the enforcement of any requirement imposed by virtue of [paragraphs \(a\) to \(g\)](#).
- (3) The prohibition on disclosure of information by—
- (a) section 105(1) of the Utilities Act 2000;
  - (b) Article 63(1) of the Energy (Northern Ireland) Order 2003 ([S.I. 2003/419 \(N.I. 6\)](#));
- does not apply to a disclosure required by virtue of this section.

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**Commencement Information**

- I1** [S. 83](#) in force at Royal Assent for specified purposes, see [s. 334\(2\)\(a\)\(v\)](#)
- I2** [S. 83](#) in force at 26.12.2023 in so far as not already in force, see [s. 334\(3\)\(b\)](#)

**Changes to legislation:**

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Information and advice.