



Energy Act 2023

2023 CHAPTER 52

PART 7

MARKET REFORM AND CONSUMER PROTECTION

Smart meters

215 Smart meters: extension of time for exercise of powers

- (1) In section 88(5) of the Energy Act 2008 (expiry of power to amend licence conditions etc: smart meters), for “1 November 2023” substitute “1 November 2028”.
- (2) In the Gas Act 1986—
 - (a) in section 8AA(10D) (expiry of provisions requiring proposed transfer of smart meter communication licence to be notified to Secretary of State), for “1 November 2023” substitute “1 November 2028”;
 - (b) in section 41HB(2) (time limit for exercise of power to provide for activities connected with smart meters to be licensable activities), for “1 November 2023” substitute “1 November 2028”.
- (3) In the Electricity Act 1989—
 - (a) in section 7A(10D) (expiry of provisions requiring proposed transfer of smart meter communication licence to be notified to Secretary of State), for “1 November 2023” substitute “1 November 2028”;
 - (b) in section 56FB(2) (time limit for exercise of power to provide for activities connected with smart meters to be licensable activities), for “1 November 2023” substitute “1 November 2028”.
- (4) Subsections (5) and (6) apply if this section comes into force after 1 November 2023.
- (5) Section 89(1) of the Energy Act 2008 (duty to consult on modifications) may be satisfied by consultation before, as well as by consultation after, 1 November 2023.
- (6) Where—

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

- (a) on or before 1 November 2023 the Secretary of State has, in accordance with section 89(3) of the Energy Act 2008, laid before Parliament a draft of proposed modifications under section 88 of that Act, and
- (b) on that date the 40-day period referred to in section 89(4) of that Act has not expired,

in calculating that 40-day period no account is to be taken of the period beginning with 2 November 2023 and ending immediately before the day on which this section comes into force.

(7) In the Smart Meters Act 2018, omit section 1.

Commencement Information

II S. 215 in force at Royal Assent, see [s. 334\(2\)\(k\)](#)

Changes to legislation:

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