

## SCHEDULES

### SCHEDULE 15

#### COMPETITIVE TENDERS FOR ELECTRICITY PROJECTS

##### PART 1

##### AMENDMENTS OF ELECTRICITY ACT 1989

23 After paragraph 36 insert—

*“Transmission owner and distribution network owner of last resort*

- 36A (1) Before directing the holder of a transmission licence to act as a transmission owner of last resort pursuant to the conditions of the licence, the Authority may publish a notice—
- (a) stating that it proposes to give the direction, and
  - (b) identifying the licence holder to whom it proposes to give the direction.
- (2) Where a notice is published under sub-paragraph (1), this Schedule has effect as if—
- (a) the licence holder is the preferred bidder in relation to a tender exercise, and
  - (b) the notice is one published under paragraph 35(2), identifying the licence holder as the preferred bidder.
- (3) Paragraph 35(4) applies in relation to a notice published under sub-paragraph (1) of this paragraph as it applies to a notice published under paragraph 35(2).
- (4) Where the Authority directs the holder of a transmission licence to act as a transmission owner of last resort pursuant to the conditions of the licence, this Schedule has effect as if—
- (a) the licence holder is the holder of a transmission licence granted as a result of a tender exercise in which the licence holder was the successful bidder, and
  - (b) a notice has been published under paragraph 36 identifying the licence holder as the successful bidder in relation to the tender exercise.
- 36B (1) Before directing the holder of a distribution licence to act as a distribution network owner of last resort pursuant to the conditions of the licence, the Authority may publish a notice—
- (a) stating that it proposes to give the direction, and

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*Status: This is the original version (as it was originally enacted).*

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- (b) identifying the licence holder to whom it proposes to give the direction.
- (2) Where a notice is published under sub-paragraph (1), this Schedule has effect as if—
  - (a) the licence holder is the preferred bidder in relation to a tender exercise, and
  - (b) the notice is one published under paragraph 35(2), identifying the licence holder as the preferred bidder.
- (3) Paragraph 35(4) applies in relation to a notice published under sub-paragraph (1) of this paragraph as it applies to a notice published under paragraph 35(2).
- (4) Where the Authority directs the holder of a distribution licence to act as a distribution network owner of last resort pursuant to the conditions of the licence, this Schedule has effect as if—
  - (a) the licence holder is the holder of a distribution licence granted as a result of a tender exercise in which the licence holder was the successful bidder, and
  - (b) a notice has been published under paragraph 36 identifying the licence holder as the successful bidder in relation to the tender exercise.”