



Energy Act 2023

2023 CHAPTER 52

PART 2

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

CHAPTER 5

CARBON STORAGE INFORMATION AND SAMPLES

Enforcement of sanctionable requirements

118 Revocation notices

- (1) A revocation notice may be given only in respect of a failure to comply with a sanctionable requirement imposed on a licensee in that capacity.
- (2) Where two or more persons are the licensee in respect of a carbon storage licence, the revocation notice must be given jointly to all of those persons.
- (3) A revocation notice is a notice which—
 - (a) specifies the sanctionable requirement in question,
 - (b) gives details of the failure to comply with the requirement,
 - (c) informs the person or persons to whom the notice is given that—
 - (i) where no storage permit has been granted under the carbon storage licence, the licence is to be terminated, or
 - (ii) where a storage permit has been granted under the carbon storage licence, the permit is to be revoked,on the date specified in the notice (“the revocation date”).
- (4) The revocation date must not be earlier than the end of the period of 28 days beginning with the day on which the revocation notice is given.

Status: Point in time view as at 26/12/2023.

*Changes to legislation: There are currently no known outstanding effects
for the Energy Act 2023, Section 118. (See end of Document for details)*

- (5) A revocation notice may not be given in circumstances where the carbon storage licence to be terminated, or the storage permit to be revoked, in accordance with the notice is one which, on the date the notice is given, the OGA would not have the power to grant.
- (6) Where a carbon storage licence is terminated in accordance with a revocation notice—
- (a) the rights granted to the licensee by the licence cease on the revocation date;
 - (b) the revocation does not affect any obligation or liability imposed on or incurred by the licensee under the terms and conditions of the licence;
 - (c) the terms and conditions of the licence apply as if the licence had been terminated in accordance with those terms and conditions, subject to [section 115\(7\)\(b\)](#).
- (7) Where a storage permit is revoked in accordance with a revocation notice—
- (a) the authorisation granted by the storage permit ceases on the revocation date;
 - (b) the revocation does not affect any obligation or liability imposed or incurred under the terms and conditions of the storage permit;
 - (c) the terms and conditions of the carbon storage licence apply as if the storage permit had been revoked in accordance with those terms and conditions, subject to [section 115\(7\)\(b\)](#).

Commencement Information

II S. 118 in force at 26.12.2023, see [s. 334\(3\)\(b\)](#)

Status:

Point in time view as at 26/12/2023.

Changes to legislation:

There are currently no known outstanding effects for the Energy Act 2023, Section 118.