



Energy Act 2023

2023 CHAPTER 52

PART 5

INDEPENDENT SYSTEM OPERATOR AND PLANNER

General duties

164 Duty to have regard to particular matters

- (1) The ISOP must, when carrying out its functions, have regard to—
 - (a) the need to facilitate competition between persons who carry out a relevant activity (except to the extent that such persons are, in accordance with or by virtue of an enactment, not subject to competition in relation to the activity);
 - (b) the consumer impact of a relevant activity;
 - (c) the whole-system impact of a relevant activity;
 - (d) the desirability of facilitating innovation in relation to the carrying out of relevant activities.
- (2) The reference in subsection (1)(b) to the consumer impact of a relevant activity is a reference to the impact (or likely impact) of—
 - (a) the behaviour of persons who carry out the activity on existing and future consumers, and
 - (b) the behaviour of existing and future consumers on the carrying out of the activity.
- (3) The reference in subsection (1)(c) to the whole-system impact of a relevant activity is a reference to the impact (or likely impact) of—
 - (a) the carrying out of the activity, and
 - (b) the behaviour of existing and future consumers in relation to the carrying out of the activity,in relation to the carrying out of other relevant activities.