

STATUTORY INSTRUMENTS

**2012 No. 2782**

**The Feed-in Tariffs Order 2012**

**PART 8**

Functions of the Secretary of State

**Determinations relating to levelisation**

**38.**—(1) The Secretary of State must determine in respect of each FIT year—

(a) the value to FIT licensees, in pence per kilowatt hour, of deemed exports for the purpose of calculating the net deemed export payments of FIT licensees;

<sup>F1</sup>(b) .....

(c) the costs of licensees which constitute qualifying FIT costs <sup>F2</sup>...

<sup>F3</sup>(d) a lower and a higher limit for the unpaid amounts (as referred to in article 30A(1)(b) and defined in article 30A(9)) that will trigger a mutualisation (“the mutualisation trigger range”).]

<sup>F4</sup>(e) the reasonable costs of the Authority incurred as the result of administering the FIT scheme for the purposes of article 25.][<sup>F5</sup>; and]

<sup>F6</sup>(f) for FIT year 10 and each subsequent FIT year, the value to FIT licensees, in pence per kilowatt hour, of metered exported electricity for the purpose of calculating the net metered export payments of FIT licensees.]

(2) The Secretary of State must publish a determination under paragraph (1) not less than one month before the beginning of the FIT year to which it relates.

- F1** Art. 38(1)(b) omitted (1.7.2013) by virtue of [The Feed-in Tariffs \(Amendment\) Order 2013 \(S.I. 2013/1099\)](#), arts. 1, **7(2)(a)**
- F2** Word in art. 38(1)(c) omitted (1.2.2019) by virtue of [The Feed-in Tariffs \(Closure, etc.\) Order 2018 \(S.I. 2018/1380\)](#), arts. 1, **15(2)(a)**
- F3** Art. 38(1)(d) and word inserted (1.7.2013) by [The Feed-in Tariffs \(Amendment\) Order 2013 \(S.I. 2013/1099\)](#), arts. 1, **7(2)(b)**
- F4** Art. 38(1)(e) inserted (15.1.2016) by [The Feed-in Tariffs \(Amendment\) \(No. 3\) Order 2015 \(S.I. 2015/2045\)](#), arts. 1, **20** (with art. 24)
- F5** Word in art. 38(1)(e) inserted (1.2.2019) by [The Feed-in Tariffs \(Closure, etc.\) Order 2018 \(S.I. 2018/1380\)](#), arts. 1, **15(2)(b)**
- F6** Art. 38(1)(f) inserted (1.2.2019) by [The Feed-in Tariffs \(Closure, etc.\) Order 2018 \(S.I. 2018/1380\)](#), arts. 1, **15(2)(c)**

**Changes to legislation:**

There are currently no known outstanding effects for the The Feed-in Tariffs Order 2012, Section 38.