
STATUTORY INSTRUMENTS

2012 No. 2782

The Feed-in Tariffs Order 2012

PART 3

Accreditation and matters relating to accreditation

CHAPTER 3

Matters relating to accreditation

Tariff codes

13. The Authority must assign a tariff code to each accredited FIT installation in accordance with—

- (a) the eligible low-carbon energy source used by, and capacity of, the accredited FIT installation;
- (b) the period in which the tariff date for the accredited FIT installation falls; and
- (c) such other information as may be relevant,

so that the tariff code enables identification of the FIT payment rates which apply to the installation.

Unique identifiers for accredited FIT installations

14. The Authority must assign an identifier which is unique to each accredited FIT installation.

Site of accredited FIT installations

15.—(1) Where an application has been made to the Authority—

- (a) for accreditation of an eligible installation as mentioned in article 4(a); or
- (b) for preliminary accreditation of an eligible installation,

before granting accreditation or preliminary accreditation the Authority must determine the site of the eligible installation in accordance with this article.

(2) Subject to paragraphs (3) to (5), the Authority must determine the site of an installation by reference to such of the following criteria as the Authority considers appropriate—

- (a) the meter point administration number (“MPAN”) of the meter measuring the supply of electricity to the premises at which the installation is, or is to be, located;
- (b) the address of the premises at which the installation is, or is to be, located;
- (c) the Ordnance Survey grid reference at which the installation is, or is to be, located; and
- (d) any other factors which the Authority considers relevant.

(3) Where—

- (a) two installations (“A” and “B”) share, or are to share, a single grid connection;

- (b) A and B are not otherwise electrically or mechanically connected; and
(c) any of the circumstances in paragraph (4) applies,
paragraph (2)(a) is not to be taken into account in determining the site of A or B.
- (4) The circumstances in this paragraph are that—
- (a) A and B are, or are to be, attached to separate self-contained private residential dwellings;
(b) A and B are, or are to be, hydro generating stations which are supplied with water by or from different civil works;
(c) A and B are, or are to be, hydro generating stations which are supplied with water by or from the same civil works, and A or B consists of one or more turbines (with their associated infrastructure) driven by a compensation flow supplied by or from those civil works in a natural water course where there is a statutory obligation to maintain that compensation flow in that water course.
- [^{F1}(d) at least one of A or B is owned, or is to be owned, by a community organisation and the conditions in paragraph (7) are met.]
- ^{F2}(5)
- (6) In this article, “civil works”, in relation to a hydro generating station, means all man-made structures or works for holding water which are located on the inlet side of a turbine (turbine A), other than any such structures or works which supply water to another turbine before water is supplied to the structures or works which supply turbine A.
- [^{F3}(7) The conditions referred to in paragraph (4)(d) are that—
- (a) only A and B share, or are to share, the single grid connection referred to in paragraph (3) (a); and
(b) for both A and B—
- (i) the Tariff Dates; or
(ii) the Eligibility Dates,
are on or after 1st April 2015.]

Textual Amendments

- F1** Art. 15(4)(d) inserted (1.4.2015) by [The Feed-in Tariffs \(Amendment\) Order 2015 \(S.I. 2015/35\)](#), arts. 1, **7(a)**
- F2** Art. 15(5) omitted (15.1.2016) by virtue of [The Feed-in Tariffs \(Amendment\) \(No. 3\) Order 2015 \(S.I. 2015/2045\)](#), arts. 1, **12** (with art. 24)
- F3** Art. 15(7) inserted (1.4.2015) by [The Feed-in Tariffs \(Amendment\) Order 2015 \(S.I. 2015/35\)](#), arts. 1, **7(b)**

Calculating and publishing FIT payment rates

[^{F4}**16.**—(1) On or before 1st February 2016, the Authority must publish a table setting out, for FIT year 7, the generation tariffs and export tariffs which are to apply to all accredited FIT installations with a tariff date before 15th January 2016.

(2) On or before 1st February in each subsequent year the Authority must publish a table setting out, for the following FIT year (“the relevant FIT year”) the generation tariffs and export tariffs which are to apply to all accredited FIT installations with a tariff date before the start of the relevant FIT year.

[^{F5}(2A) On or before 1st April 2017, the Authority must publish a table setting out, for FIT year 8, the generation tariffs and export tariffs which are to apply to all accredited FIT installations with a tariff date before 1st April 2017 and, for the purposes of Standard Licence Condition 33, this table replaces any other table published under paragraph (2) with respect to FIT year 8.]

(3) Within the first 5 working days of each tariff period, the Authority must publish a table (“the Quarterly Tariff Table”)—

- (a) setting out the generation tariffs which are to apply to eligible installations with a tariff date in that tariff period;
 - (b) if article 8C applies, setting out adjustments to the limit applicable for installations of a particular description as set out in Table 1 to Schedule 1A for that tariff period, in accordance with paragraph (2) to that article.
- (4) The Authority must determine the FIT payment rates under paragraphs (1), (2) and (3)—
- (a) in accordance with Annexes 3, 4, 4A and 5 to Schedule A to Standard Licence Condition 33; and
 - (b) by reference to the data published by the Authority under article [^{F6}35A] and Schedule 2.]

Textual Amendments

- F4** Art. 16 substituted (15.1.2016) by [The Feed-in Tariffs \(Amendment\) \(No. 3\) Order 2015 \(S.I. 2015/2045\)](#), arts. 1, **13** (with art. 24)
- F5** Art. 16(2A) inserted (20.3.2017) by [The Feed-in Tariffs \(Amendment\) Order 2017 \(S.I. 2017/131\)](#), arts. 1, **5(a)**
- F6** Word in art. 16(4)(b) substituted (20.3.2017) by [The Feed-in Tariffs \(Amendment\) Order 2017 \(S.I. 2017/131\)](#), arts. 1, **5(b)**

Withdrawal of accreditation, etc.

17.—(1) The Authority may take any of the actions mentioned in paragraph (2) in relation to an accredited FIT installation if—

- (a) the Authority has reason to believe that any of the circumstances mentioned in paragraph (3) apply; and
- (b) the Authority considers the action to be appropriate having regard to those circumstances.

(2) The actions referred to in paragraph (1) are—

- (a) withdrawing accreditation of the installation;
- (b) suspending accreditation of the installation;
- (c) changing the tariff code assigned to the installation;
- (d) attaching conditions to the accreditation; or
- (e) amending conditions attached to the accreditation.

(3) The circumstances referred to in paragraph (1)(a) are that—

- (a) the decision to grant the accreditation (or, if the installation had preliminary accreditation, the decision to grant the preliminary accreditation) was based on information which was incorrect in a material particular;
- (b) any condition attached to the accreditation has not been complied with;
- (c) the installation has been extended or otherwise modified in such a way that it would not be entitled to accreditation; or

- (d) the Authority has received notice from a relevant public authority that the construction or operation of the installation is in breach of any provision of legislation or of any licence or consent granted for the installation;
- (4) In paragraph (3)(d), “relevant public authority” means a court or tribunal, or a public authority responsible for enforcing the legislative provision or the licence or authorisation in question.
- (5) If the Authority takes any action under this article in relation to an accredited FIT installation it must—
- (a) amend the central FIT register to record the action; and
 - (b) give notice to the FIT licensee and FIT generator, which must—
 - (i) include reasons for taking the action; and
 - (ii) specify the date on which the action taken has effect.
- (6) The Authority may revoke or vary any action taken under this article and, if it does so, paragraph (5) applies to the variation or revocation as it does to the taking of that action.

[^{F7}Withdrawal of preliminary accreditation for certain hydro generating stations

- 17A.**—(1) The Authority must withdraw any preliminary accreditation granted under article 9 in respect of a relevant hydro generating station if—
- (a) it is requested to do so by notice from the prospective FIT generator in respect of that relevant hydro generating station; and
 - (b) it is satisfied that the application for preliminary accreditation in respect of the relevant hydro generating station was received by the Authority during the period beginning with 1st December 2012 and ending with 31st December 2012.
- (2) Where the Authority withdraws a preliminary accreditation in accordance with paragraph (1) it must give notice to the prospective FIT generator specifying the date on which the withdrawal has effect.
- (3) In this article—
- “prospective FIT generator” has the same meaning as in article 9; and
- “relevant hydro generating station” means a hydro generating station with a total installed capacity greater than 100kW but not exceeding 500kW.]

Textual Amendments

- F7** Art. 17A inserted (14.7.2014) by [The Feed-in Tariffs \(Amendment\) Order 2014 \(S.I. 2014/1601\)](#), arts. 1, 2

Changes to legislation:

There are currently no known outstanding effects for the The Feed-in Tariffs Order 2012,
CHAPTER 3.