
STATUTORY INSTRUMENTS

2014 No. 2011

The Contracts for Difference (Allocation) Regulations 2014

PART 4

Applications for CFDs

CHAPTER 2

Applications and determinations

Determinations: qualifying applicants

17.—(1) The delivery body must determine whether or not an application qualifies to take part in the allocation process applicable to the application.

(2) Where an application does so qualify, that application is “a qualifying application” and the applicant in respect of that application is “a qualifying applicant”.

(3) An application is not a qualifying application unless the application—

- (a) is one to which an allocation process applies in the allocation round;
- (b) is not an excluded application;
- (c) meets the general qualification requirements set out or referred to in Chapter 3; and
- (d) where applicable, meets the additional qualification requirements set out or referred to in Chapter 4.

(4) An applicant must provide with the application—

- (a) the information necessary to enable the delivery body—
 - (i) to make the determination under paragraph (1); and
 - (ii) to give a CFD notification were the application to be a successful application, including the information listed or referred to in Schedule 1;
- (b) where more than one set of standard terms⁽¹⁾ applies in an allocation round, a statement by the applicant which identifies the set which would apply in respect of the application were a CFD to be allocated; and
- (c) where the applicant has reached a modification agreement⁽²⁾, a statement by the applicant which identifies the agreement.

⁽¹⁾ See section 11(1) of the Energy Act 2014.

⁽²⁾ See section 15(2) of the Energy Act 2014.