
STATUTORY INSTRUMENTS

2014 No. 2043

The Electricity Capacity Regulations 2014

PART 11

Capacity market rules

Procedure

- 79.**—(1) Before making capacity market rules the Authority must consult—
- (a) the Secretary of State;
 - (b) the Delivery Body;
 - (c) any person who is a holder of a licence to supply electricity under section 6(1)(d) of EA 89;
 - (d) any person who is a capacity provider; and
 - (e) such other persons as the Authority considers it appropriate to consult.
- (2) Paragraph (3) applies where any proposal to amend a provision of capacity market rules is made to the Authority by—
- (a) a person mentioned in paragraph (1)(a) to (d);
 - (b) an applicant, or a person wishing to apply to bid in a capacity auction; or
 - (c) a representative body representing persons mentioned in paragraph (1)(c) or (d) or any other class of persons which, in the Authority's opinion, has a sufficient interest in the capacity market.
- (3) The Authority must—
- (a) consider the proposal; and
 - (b) either—
 - (i) consult in accordance with paragraph (1) on whether to make the proposed amendment; or
 - (ii) publish its reasons for rejecting the proposal without consulting on it.