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STATUTORY INSTRUMENTS

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**2018 No. 1286**

**The Electricity and Gas (Powers to Make Subordinate Legislation) (Amendment) (EU Exit) Regulations 2018**

**PART 2**

Amendments to retained direct EU legislation

CHAPTER 3

Amendment of REMIT

**Amendment of Article 8**

- 18.**—(1) Article 8 (data collection) is amended as follows.
- (2) In paragraph 1, for “the Agency” substitute “ the national regulatory authority ”.
- (3) In paragraph 2—
- (a) in the first subparagraph, for “The Commission shall, by means of implementing acts”, substitute “ A national authority may, by regulations ”;
- (b) in the second subparagraph—
- (i) omit the first sentence; and
- (ii) in the second sentence, for “They” substitute “ Regulations under this paragraph ”.
- (4) In paragraph 3, in the second subparagraph—
- (a) for “the implementing acts referred to in”, substitute “ regulations under ”; and
- (b) for “the Agency” substitute “ the national regulatory authority ”.
- (5) In paragraph 5, for “the Agency and national regulatory authorities”, substitute “ the national regulatory authority ”.
- (6) In paragraph 6—
- (a) in the first subparagraph, for “The Commission shall, by means of implementing acts”, substitute “ A national authority may, by regulations ”;
- (b) in the second subparagraph—
- (i) omit the first sentence; and
- [<sup>F1</sup>(ii) for the second sentence substitute “Regulations under this paragraph shall take account of existing reporting obligations under the Gas Regulation and Electricity Regulation.”]
- (7) After paragraph 6 insert—

“7. The powers to make regulations under paragraphs 2 and 6 include power to amend or replace any provision of an implementing act which—

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**Changes to legislation:** There are currently no known outstanding effects for the *The Electricity and Gas (Powers to Make Subordinate Legislation) (Amendment) (EU Exit) Regulations 2018, Section 18.* (See end of Document for details)

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- (a) was made by the Commission under those paragraphs as they applied before [F<sup>2</sup>IP completion day]; and
- (b) is retained direct EU legislation.”.

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**Textual Amendments**

- F1** Reg. 18(6)(b)(ii) substituted (15.9.2020) by [The Electricity and Gas etc. \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1016\)](#), regs. 1(2), **2(7)(a)**
- F2** Words in reg. 18(7) substituted (15.9.2020) by [The Electricity and Gas etc. \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1016\)](#), regs. 1(2), **2(7)(b)**

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**Commencement Information**

- I1** Reg. 18 in force at 4.12.2018 for specified purposes and in force on IP completion day otherwise (in accordance with [2020 c. 1](#), **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Electricity and Gas (Powers to Make Subordinate Legislation) (Amendment) (EU Exit) Regulations 2018, Section 18.