

Energy Act (Northern Ireland) 2011

Deemed contracts and provision for determining the “appropriate supplier”

19 April 2017

Whereas –

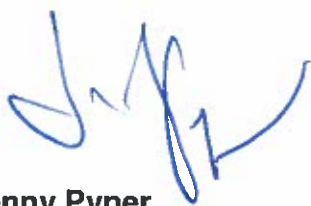
- (A) Section 12 of the Energy Act (Northern Ireland) 2011 (the **Energy Act**) makes provision for a contract to be deemed to exist, in certain circumstances, between a gas supplier and the consumer being supplied with gas.
- (B) Sub-paragraph 12(2) specifies the circumstances in which a contract will be deemed to exist between the owner/occupier of premises and an ‘**appropriate supplier**’.
- (C) Sub-paragraph 12(4) provides for the Northern Ireland Authority for Utility Regulation (the **Authority**) to publish a document containing provision for determining the appropriate supplier.

Now –

1. This document is published by the Authority in accordance with sub-paragraph 12(4) of the Energy Act.
2. Paragraphs 3 and 4 of this document make provision for determining the appropriate supplier for the purposes of sub-paragraph 12(2) of the Energy Act.
3. Paragraph 4 of this document applies where the Authority has issued a direction in accordance with the Gas (Supplier of Last Resort) Regulations (Northern Ireland) 2009 (known as a ‘**Last Resort Supply Direction**’). The Authority can issue any such direction to any person (the **licensee**) who holds a gas supply licence granted, or treated as granted, under Article 8(1)(c) of the Gas (Northern Ireland) Order 1996 (the **licence**).

4. Where this paragraph applies, the licensee shall be the appropriate supplier in respect of each of the premises identified, or falling within a description of premises specified, in the Last Resort Supply Direction.

Dated 19th April 2017



Jenny Pyper

For and on behalf of the Northern Ireland Authority for Utility Regulation