

**Changes to legislation:** Wales Act 2017, Cross Heading: Energy Act 2004 (c. 20) is up to date with all changes known to be in force on or before 02 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

## SCHEDULES

### SCHEDULE 6

#### MINOR AND CONSEQUENTIAL AMENDMENTS

#### PART 3

#### OTHER AMENDMENTS

#### *Energy Act 2004 (c. 20)*

- 60 (1) Section 192 of the Energy Act 2004 (powers exercisable by statutory instrument) is amended as follows.
- (2) In subsection (1), after ““the Secretary of State”” insert “ , the Welsh Ministers ”.
- (3) In subsection (2)(a), after ““regulations”” insert “ made by the Secretary of State or the Treasury ”.
- (4) After subsection (2) insert—
- “(2A) Where —
- (a) this Act provides for an order or regulations made by the Welsh Ministers to be subject to the negative resolution procedure, and
- (b) a draft of the order or regulations has not been required, in accordance with this or any other enactment, to be laid before and approved by a resolution of the National Assembly for Wales,
- the statutory instrument containing the order or regulations shall be subject to annulment in pursuance of a resolution of the National Assembly for Wales.”
- (5) In subsection (3), for ““the power”” substitute “ a power of the Secretary of State or the Treasury ”.
- (6) In subsection (4), after ““the Secretary of State”” insert “ , the Welsh Ministers ”.

#### Commencement Information

**I1** Sch. 6 para. 60 in force at 1.4.2018 by S.I. 2017/1179, reg. 3(r)

- 61 In Schedule 16 to that Act (applications and proposals for notices under section 95), in paragraph 9(a), after ““the Secretary of State”” insert “ or the Welsh Ministers ”.

#### Commencement Information

**I2** Sch. 6 para. 61 in force at 1.4.2019 by S.I. 2017/1179, reg. 5(b)

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**Changes and effects yet to be applied to :**

- specified provision(s) transitional and savings provisions for commencing S.I. 2017/1179 by [S.I. 2018/278](#) [reg. 2](#)[Sch.](#)