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STATUTORY INSTRUMENTS

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**2013 No. 829**

**ENERGY**

The Promotion of the Use of Energy from  
Renewable Sources (Amendment) Regulations 2013

<i>Made</i>	- - - -	<i>10th April 2013</i>
<i>Laid before Parliament</i>		<i>15th April 2013</i>
<i>Coming into force</i>	- -	<i>1st June 2013</i>

The Secretary of State, being a Minister designated<sup>(1)</sup> for the purposes of section 2(2) of the European Communities Act 1972<sup>(2)</sup> in relation to energy and energy sources, makes the following Regulations in exercise of the powers conferred by that section:

**Citation and commencement**

1.—(1) These Regulations may be cited as the Promotion of the Use of Energy from Renewable Sources (Amendment) Regulations 2013.

(2) These Regulations come into force on 1st June 2013.

**Amendments to regulation 4 of the 2011 Regulations (duty to introduce measures)**

2.—(1) Regulation 4 of the Promotion of the Use of Energy from Renewable Sources Regulations 2011<sup>(3)</sup> is amended as follows.

(2) In paragraph (3)(a)—

- (a) for “within a reasonable period of time” substitute “by a date which occurs within a reasonable timetable”; and
- (b) for “the date on which the calculation is made equals or exceeds 5.4%” substitute “that date is at least 5.4%”.

(3) In paragraph (3)(b)—

- (a) for “within a reasonable period of time” substitute “by a date which occurs within a reasonable timetable”; and

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(1) [S.I. 2010/761](#).

(2) [1972 c. 68](#); section 2(2) was amended by section 27(1)(a) of the Legislative and Regulatory Reform Act [2006 \(c.51\)](#) and Part 1 of the Schedule to the European Union (Amendment) Act [2008 \(c.7\)](#).

(3) [S.I. 2011/243](#).

- (b) for “the date on which the calculation is made equals or exceeds 7.5%” substitute “that date is at least 7.5%”.
- (4) In paragraph (3)(c)—
  - (a) for “within a reasonable period of time” substitute “by a date which occurs within a reasonable timetable”; and
  - (b) for “the date on which the calculation is made equals or exceeds 10.2%” substitute “that date is at least 10.2%”.

10th April 2013

*Michael Fallon*  
Minister of State  
Department of Energy and Climate Change

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations, issued free of charge, amend the Promotion of the Use of Energy from Renewable Sources Regulations 2011 to correct drafting errors in regulation 4, which transposes Article 3(2) of Directive [2009/28/EC](#)(4), as read with Article 4(4) of that Directive.

An impact assessment has not been prepared for these Regulations. An Explanatory Memorandum is available alongside these Regulations on [www.legislation.gov.uk](http://www.legislation.gov.uk).

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(4) Directive [2009/28/EC](#) of the European Parliament and of the Council on the promotion of the use of energy from renewable sources. OJ L 140, 5.6.2009, p.16.