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STATUTORY INSTRUMENTS

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**2014 No. 1318**

**CLIMATE CHANGE LEVY**

**The Climate Change Agreements (Eligible Facilities) (Amendment) Regulations 2014**

<i>Made</i>	- - - -	<i>21st May 2014</i>
<i>Laid before the House of Commons</i>	- - - -	<i>27th May 2014</i>
<i>Coming into force</i>	- -	<i>1st July 2014</i>

The Secretary of State makes the following Regulations, in exercise of the powers conferred by paragraphs 50(3), 50(4) and 146 of Schedule 6 to the Finance Act 2000<sup>(1)</sup>:

**Citation and commencement**

1. These Regulations may be cited as the Climate Change Agreements (Eligible Facilities) (Amendment) Regulations 2014 and come into force on 1st July 2014.

**Amendments to the Climate Change Agreements (Eligible Facilities) Regulations 2012**

2. (1) The Climate Change Agreements (Eligible Facilities) Regulations 2012<sup>(2)</sup> are amended as follows.

(2) In regulation 2 after the definition of “coating material”, insert—

““data facility” means a room, or rooms sharing the same electricity supply circuit, occupied mainly or exclusively by computer equipment which is enabled to transfer data electronically, and where in respect of the room or rooms—

- (a) the temperature and humidity is regulated in connection with the operation of the computer equipment;
- (b) the electricity supply is at least 200kW; and
- (c) electricity is supplied by a back-up electricity supply when the mains supply is interrupted;”.

(3) In regulation 2 after the definition of “relevant commodities”, insert—

““semi-processing” means debarking and sawing an unprocessed log;

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(1) 2000 c.17.

(2) S.I. 2012/2999, to which there are amendments not relevant to these Regulations.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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“unprocessed log” means a log from which the branches have been removed, but to which no other processing has been applied;”.

(4) At the end of the Schedule insert—

“**37.** Where the business activity is the leasing or licensing of a data facility which is being used as a data centre.

**38.** Where—

- (a) an unprocessed log undergoes semi-processing (“a semi-processed log”); or
- (b) a semi-processed log is kiln dried, graded, planed, shaped, or chemically treated where this occurs at the same installation or site where the log underwent semi-processing”.

21st May 2014

*Gregory Barker*  
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 amend the Climate Change Agreements (Eligible Facilities) Regulations 2012 ([S.I.2012/2999](#)) by adding two new paragraphs to the Schedule to those regulations. These paragraphs add two new descriptions of relevant processes and activities carried out at an installation or a site for the purposes of determining whether or not the installation or site is a facility that is eligible for inclusion in a climate change agreement.

An impact assessment has not been produced for this instrument as no impact on the private or voluntary sectors is foreseen.