

THIRD SUPPLEMENT TO THE GIBRALTAR GAZETTE

No. 5085 GIBRALTAR Thursday 7th September 2023

B. 23/23

BILL

FOR

AN ACT to provide for the amendment of the Environment (Energy Performance of Buildings) Regulations 2012, and for matters connected thereto.

ENACTED by the Legislature of Gibraltar.

Short title.

1. This Act may be cited as the Energy Performance of Buildings (Amendment of Regulations) Act 2023.

Commencement.

2. This Act comes into operation on the day of publication.

Power to amend regulations.

3.(1) The Government may make regulations, from time to time, to amend the Environment (Energy Performance of Buildings) Regulations 2012 for such purposes as the Government deems fit.

(2) Without limiting the generality of subsection (1), such regulations may-

- (a) establish a regime whereby a sum of money becomes payable in cases where the nearly-zero energy buildings obligations cannot be fully met;
- (b) provide for the charging of fees for any applications and any other administrative matters connected to the operation of the regime;
- (c) provide for the recovery of any sums due;
- (d) require the payment of any sums collected under the regime into any climate change related fund;
- (e) any other matters that are reasonably required or are incidental to the creation and administration of the regime.

EXPLANATORY MEMORANDUM

This Bill confers a regulation making power that is exercisable by the Government in order to be able to make amendments to the Environment (Energy Performance of Buildings) Regulations 2012 as and when the circumstances require.

Regulations under this Bill also allow for the creation of a regime whereby a sum of money may be paid in order to make up for a projected shortfall in meeting the nearly zero-energy building obligations.

The regulations may also provide that monies recovered are to be paid in to any climate change fund.