

**L.N. 103 of 2012****MALTA RESOURCES AUTHORITY ACT  
(CAP. 423)****Electricity Supply (Amendment) Regulations, 2012**

IN exercise of the powers conferred by articles 20 and 39 of the Enemalta Act, Enemalta, with the approval of the Minister for Finance, the Economy and Investment, and with the approval of the Malta Resources Authority and the Minister for Resources and Rural Affairs has made the following regulations:-

Citation.

S.L. 423.01

Amends  
regulation 2 of  
the principal  
regulations.

**1.** The title of these regulations is the Electricity Supply (Amendment) Regulations, 2012, and these regulations shall be read and construed as one with the Electricity Supply Regulations, hereinafter referred to as "the principal regulations".

**2.** Regulation 2 of the principal regulations shall be amended as follows:

(a) immediately after the definition "Office", there shall be added the following new definition:

" "primary residence" means the dwelling house in which an individual habitually resides as his sole or principal place of abode, whether in Malta or elsewhere, as may be established by documentary evidence:

Provided that such a dwelling house shall not be considered as primary residence if the property is also predominantly used for commercial or manufacturing purposes or for any form of trade or profession;" and

(b) immediately after the definition "reading", there shall be added the following new definition:

" "secondary residence" means any immovable property used solely for residential purposes, other than that residence which serves as an individual's primary residence;"

Amends  
regulation 36 of  
the principal  
regulations.

**3.** Regulation 36 of the principal regulations shall be amended as follows:

(a) sub-regulation (6) thereof shall be substituted by the following new sub-regulation:

"(6) For the purposes of these regulations, a

consumer shall be entitled to submit an application requesting the Chairman to register individuals having their primary residence in Malta on a Residential Premises Service in relation to such primary residence:

Provided that no one individual shall be registered on more than one Residential Premises Service at the same time and that no individual shall be registered on a garage or on the common parts of a condominium."; and

(b) immediately after sub-regulation (7) thereof, there shall be added the following new sub-regulation:

"(8) The following provisions shall apply with respect to the registration of persons on a Domestic Premises Service or on a Residential Premises Service:

(a) a consumer shall furnish in writing to Enemalta, within such time as may be stipulated by Enemalta, any information together with any supporting documents which may be required for the purpose of such registration;

(b) a consumer shall notify Enemalta in writing of any change in the circumstances, on the basis of which such registration is made, not later than one month from when such change occurs;

(c) any change in the number of persons registered on a Domestic Premises Service or on a Residential Premises Service shall be taken into account, for the purpose of such registration, from the date of the first normal meter reading following the date on which the change in the number of persons occurs or the date on which Enemalta is notified in writing of such a change, at the discretion of Enemalta;

(d) a person residing in a tenement may apply to Enemalta so that he shall be registered on a tenement as a Domestic Premises Service other than that in which he resides;

(e) any application shall be made in such form as may be issued by Enemalta from time to time;

(f) every arrangement made in terms of this sub-regulation shall be valid until the 31st December of the year in which it was made or for which it was renewed, and it shall be deemed to have been renewed for the next following year, unless the consumer, not later than the last day of November of the year in which the arrangement is in force, gives notice in writing to Enemalta that he does not want the said arrangement to be so renewed."

Amends the First Schedule to the principal regulations.

**4.** The First Schedule to the principal regulations shall be amended as follows:

(a) for the first paragraph of item 4 thereof, there shall be substituted the following:

"Without prejudice to the other provisions of these regulations, a Residential Premises Service, which is provided to the primary residence of an individual, shall be eligible for an Eco Reduction of the amount due for consumption of electricity for the billing period in question, which shall be calculated in accordance with the following rates, on a *pro rata* basis of the relative annual cumulative consumption:"; and

(b) for the first proviso to item 4 thereof, there shall be substituted the following:

"Provided that no one individual shall be registered on more than one Service at the same time and that the Eco Reduction shall only apply to the primary residence of an individual registered under regulation 36(6):".

Amends the Third Schedule to the principal regulations.

**5.** Item 5 of the Third Schedule to the principal regulations shall be deleted.

