
DRAFT STATUTORY INSTRUMENTS

2020 No. XXX

CLIMATE CHANGE

The Greenhouse Gas Emissions Trading Scheme Order 2020

Made - - - - - *******

Coming into force in accordance with article 2

**THE GREENHOUSE GAS EMISSIONS
TRADING SCHEME ORDER 2020**

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- 1. Submission of applications, notices, etc. to regulators
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- 2. Article 1 is to be read as if for the...
- 3. Article 2 is to be read as if for the...
- 4. Article 3 is to be read as if—
- 5. Article 4 is to be read as if for “under...
- 6. Article 5 is to be read as if for the...
- 7. Article 9 is to be read as if for “Article...
- 8. Article 12 is to be read as if paragraph 3...
- 9. Article 13 is to be read as if—
- 10. Article 14(1) is to be read as if “in accordance...
- 11. Article 15 is to be read as if—
- 12. Article 16(1) is to be read as if for the...
- 13. Article 18 is to be read as if—
- 14. Article 19(3) is to be read as if—
- 15. Article 20 is to be read as if—
- 16. Article 26(3) is to be read as if after “source streams”...
- 17. Article 31(1)(b) is to be read as if for “Member...
- 18. Article 38 is to be read as if—
- 19. Article 39 is to be read as if—
- 20. Article 42(1) is to be read as if, in the...
- 21. Article 47(1) is to be read as if for “Annex...
- 22. Article 48(2) is to be read as if—

23. Article 49 is to be read as if—
24. Article 50 is to be read as if—
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26. Article 53 is to be read as if—
27. Article 54 is to be read as if—
28. Article 55(2) is to be read as if for “Commission”...
29. Article 58(1) is to be read as if the second...
30. Article 68 is to be read as if for the...
31. Article 71 is to be read as if—
32. Article 72(3) is to be read as if “calculating the...
33. Article 73 is to be read as if—
34. Article 78 is to be read as if the words...
35. Annex 1 is to be read as if—
36. Annex 2 is to be read as if, before section...
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38. Annex 4 is to be read as if—
39. Section 2(7) of Annex 9 is to be read as...
40. Annex 10 is to be read as if—

SCHEDULE 5 — Amendments to the Verification Regulation 2018

1. The Verification Regulation 2018 is amended as follows.
2. For “competent authority” in each place it occurs substitute “regulator”....
3. In Article 1, for “2012 Regulations” substitute “2020 Order”.
4. In Article 2, for the words from “2019” to the...
5. In Article 3— (a) for the words before point (A1),...
6. Omit Article 3a.
7. In Article 5, for “bodies” substitute “body”.
8. In Article 7— (a) in paragraph 3, for “competent authorities”...
9. In Article 10(1)(a), omit “greenhouse gas emissions”.
10. In Article 17(4) for “and the CO₂” substitute “or transferred...
11. In Article 27(3)(g), for “activity, other than aviation, listed in...
12. In Article 31— (a) in paragraph 1, for “a” in...
13. In Article 36— (a) in paragraphs 2(b) and 6, for...
14. In Article 37— (a) in paragraph 2, for “an” substitute...
15. In Article 38— (a) for “EU ETS” in each place...
16. In Article 39(2), for “an EU” substitute “a UK”.
17. In Article 40, for “EU” in each place it occurs...
18. In Article 43(1), at the end insert “or under the...
19. In Article 45, in the words before point (a), for...
20. In Article 47(1), for “each” substitute “the”.
21. In Article 59(1)(b), for “Directive 2003/87/EC” substitute “the 2020 Order”....
22. In Article 60(2)(a), for “Directive 2003/87/EC” substitute “the 2020 Order”....
23. In Article 69— (a) in paragraph 1, omit “in accordance...
24. In Article 70— (a) in paragraph 1—
25. In Article 71— (a) in paragraph 1, in the words...
26. In Article 76(1)— (a) for “National accreditation bodies, or where...

SCHEDULE 6 — Permits

PART 1 — Application for greenhouse gas emissions permits

1. Greenhouse gas emissions permits: application
2. Greenhouse gas emissions permits: content of application

Draft Legislation: This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: The Greenhouse Gas Emissions Trading Scheme Order 2020 No. 1265

3. Greenhouse gas emissions permits: issue of permit
4. Greenhouse gas emissions permits: content of permit
5. Greenhouse gas emissions permits: effect of permit, etc.
 - PART 2 — Greenhouse gas emissions permits and hospital or small emitter permits
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6. Obtaining hospital or small emitter status for 2026-2030 allocation period: Conditions A, B and C
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10. Hospital or small emitter permits: conversion of existing greenhouse gas emissions permit for 2026-2030 allocation period
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13. Hospitals and small emitters: modifications to Monitoring and Reporting Regulation 2018
14. Former ultra-small emitters: hospital or small emitter permits coming into force after beginning of scheme year
 - PART 4 — Emissions targets
15. Emissions targets other than for hospital-qualifying installations may not exceed maximum amount
16. Emissions targets for 2021-2025 allocation period
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19. Emissions targets: hospital or small emitters must not exceed targets
20. Emissions targets: banking overachieved target
21. Emissions targets: targets for 2026-2030 allocation period for hospital or small emitters in 2021-2025 allocation period
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SCHEDULE 9 — Appeals to Scottish Land Court

1. (1) A person who wishes to appeal to the Scottish...
2. (1) Subject to sub-paragraph (2), the appropriate form must be...
3. (1) The Scottish Land Court may determine an appeal, or...
4. (1) The regulator must, within 16 days of receipt of...

SCHEDULE 10 — Appeals to Planning Appeals Commission (Northern Ireland)

1. (1) A person who wishes to appeal to the Planning...
2. A notice of appeal under paragraph 1 must be given...
3. (1) An appellant may withdraw an appeal by giving notice...
4. (1) The Planning Appeals Commission must determine the appeal; and...

SCHEDULE 11 — Transitional provisions: installations

1. Permits under GGETSR 2012
2. Applications for permits, etc. under GGETSR 2012
3. Schedule does not apply to permits for relevant Northern Ireland electricity generators, etc.

Explanatory Note