

SCHEDULE 6

Allocation and adjustment of allowances

Notification of preliminary annual number of allowances: new entrants and significant capacity extensions

4.—(1) The regulator must, within 28 days after the date of the notice referred to in paragraph 2(6) or 3(5) notify the preliminary total annual amount calculated under paragraph 2(5)(c) or 3(4)(c) to—

- (a) the authority;
- (b) the Secretary of State (where the Secretary of State is not the authority); and
- (c) the European Commission, pursuant to Article 19(4) of the Free Allocation Decision.

(2) Where the European Commission notifies the regulator that the preliminary total annual amount is rejected the regulator must, as soon as is reasonably practicable, notify the operator giving the reasons for rejection provided by the European Commission.