



Climate Change Act 2008

2008 CHAPTER 27

PART 1

CARBON TARGET AND BUDGETING

Limit on use of carbon units

11 Limit on use of carbon units

- (1) It is the duty of the Secretary of State to set a limit on the net amount of carbon units that may be credited to the net UK carbon account for each budgetary period.
- (2) The “net amount of carbon units” means—
 - (a) the amount of carbon units credited to the net UK carbon account for the period in accordance with regulations under section 27, less
 - (b) the amount of carbon units debited from the net UK carbon account for the period in accordance with such regulations.
- (3) The limit for a budgetary period must be set—
 - (a) for the period 2008-2012, not later than 1st June 2009, and
 - (b) for any later period, not later than 18 months before the beginning of the period in question.
- (4) The Secretary of State must set a limit under this section by order.
- (5) The order may provide that carbon units of a description specified in the order do not count towards the limit.
- (6) An order under this section is subject to affirmative resolution procedure.
- (7) Before laying before Parliament a draft of a statutory instrument containing an order under this section in relation to a budgetary period, the Secretary of State must—
 - (a) take into account the advice of the Committee on Climate Change under section 34(1)(b) (advice on use of carbon units) in relation to that period, and
 - (b) consult the other national authorities.