
Status: Point in time view as at 31/08/2010.

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STATUTORY INSTRUMENTS

2010 No. 1996

CLIMATE CHANGE

The Aviation Greenhouse Gas Emissions Trading Scheme Regulations 2010

<i>Made</i>	- - - -	<i>3rd August 2010</i>
<i>Laid before Parliament</i>		<i>6th August 2010</i>
<i>Coming into force</i>		<i>31st August 2010</i>

THE AVIATION GREENHOUSE GAS EMISSIONS TRADING SCHEME REGULATIONS 2010

PART 1

General

1. Citation and commencement
2. Interpretation
3. Aircraft operator
4. Regulator: general
5. Regulator: assessment of emissions
6. Regulator: change in registered office
7. Authority

PART 2

Application for a free allocation

8. Application of this Part
9. Application for a benchmarking plan
10. Issue of a benchmarking plan
11. Monitoring tonne-kilometre data
12. Reporting tonne-kilometre data
13. Submission of the report to the Secretary of State and the European Commission

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PART 3

Application to the special reserve

14. Application of this Part
15. Eligible UK operator
16. Application to the regulator
17. Submission of an application to the Secretary of State and the European Commission

PART 4

Monitoring and reporting aviation emissions

18. Application for an emissions plan
19. Issue of an emissions plan
20. Monitoring emissions
21. Reporting emissions
22. Duty of the regulator to determine emissions
23. Emissions plan conditions
24. Duty to comply with conditions in an emissions plan
25. Variation of emissions plan

PART 5

Surrendering allowances

26. Duty to surrender allowances
27. Interpretation

PART 6

Charging

28. Charging

PART 7

Information

29. Information

PART 8

Civil penalties

30. Procedure
31. Variable amounts
32. Waiver and modification
33. Failure to submit or resubmit an application for an emissions plan
34. Failure to monitor aviation emissions
35. Failure to report aviation emissions
36. Making false or misleading statements
37. Failure to comply with emissions plan conditions
38. Failure to surrender sufficient allowances
39. Failure to comply with information notices
40. Failure to provide assistance and advice
41. Failure to comply with a direction relating to an operating ban

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PART 9

Detention and sale of aircraft

42. General
43. Release of aircraft
44. Court procedures
45. Proceeds of sale
46. Equipment and documents
47. Assistance of aerodrome operator
48. Interpretation

PART 10

Other sanctions

49. Naming of operators
50. Application for an operating ban
51. Enforcement of an operating ban

PART 11

Appeals

52. General
53. Procedure and appointment

PART 12

Guidance to regulators

54. Guidance to regulators

PART 13

Miscellaneous

55. Confidentiality
56. Notices
57. Submission of reports and applications for plans
58. Functions of the regulator: Northern Ireland
59. Assistance and advice to be provided by the Civil Aviation Authority

PART 14

Revocation and savings etc.

60. Revocation, savings, transitional and transitory provisions
Signature

SCHEDULE 1 — Charging

1. (1) Subject to sub-paragraphs (2) and (3), the regulator may...
2. The regulator— (a) must require a charge for an application...
3. (1) Any charge unpaid may be recovered by the regulator—...
4. In this Schedule— “estimated aviation emissions” means a reasonable estimate...

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SCHEDULE 2 — Steps to be taken before applying for leave to sell an aircraft

1. The steps in this Schedule apply where the regulator proposes...
2. (1) At least 21 days before applying to the court...
3. At the same time as serving any notice under paragraph...
4. A notice under paragraph 2(1) must— (a) state the nationality...
5. (1) A notice under paragraph 2(1) must be served by...

SCHEDULE 3 — Appeals (other than appeals to which Schedule 5 applies)

1. (1) Any person that wishes to appeal to the appeal...
2. (1) Subject to sub-paragraph (2), notice of appeal in accordance...
3. (1) The regulator must, within 16 days of receipt of...
4. (1) Before determining an appeal, the appeal body may afford...
5. (1) Where an appeal under regulation 52 is to be...
6. (1) The appeal body must give notice to the appellant...
7. Where an appeal is made under regulation 52(1)(a) or (b)...
8. Where a determination of the appeal body on an appeal...
9. In this Schedule— (a) “affected party” means an interested party—...

SCHEDULE 4 — Delegation of Appellate Functions

1. In this Schedule— “appointed person” means a person appointed under...
2. An appointment must be in writing and—
3. Subject to the provisions of this Schedule, an appointed person,...
4. (1) If the appellant, the regulator or any person whose...
5. (1) Where under paragraph 2(c) the appointment of the appointed...
6. (1) Anything done or omitted to be done by an...

SCHEDULE 5 — Appeals (Northern Ireland)

1. (1) A person that wishes to appeal to the Planning...
2. Notice of appeal in accordance with paragraph 1 is to...
3. (1) The appeals commission must determine the appeal and paragraphs...
4. An appeal under this Schedule must be accompanied by a...

SCHEDULE 6 — Service of notices

1. The provisions of this Schedule apply to the giving or...
2. A notice must be in writing.
3. A notice may be served on or given to a...
4. In the case of a body corporate, a notice may...
5. In the case of a partnership, a notice may be...
6. If a person to be served with or given a...
7. For the purposes of this Schedule, “proper address” means—
8. For the purposes of paragraph 7, where a body corporate...
9. (1) Where for the purposes of paragraph 7 the person...
10. Where an electronic address for submission of a notice is...

Explanatory Note

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