
STATUTORY INSTRUMENTS

2021 No. 1455

The Greenhouse Gas Emissions Trading
Scheme (Amendment) Order 2021

PART 2

Greenhouse Gas Emissions Trading Scheme Order 2020 amended

Article 34H amended (installations: errors in applications for free allocation, etc.)

13.—(1) Article 34H is amended as follows.

(2) For paragraph (1) substitute—

“(1) This article applies where the regulator considers that, as a result of a relevant error—

(a) either—

(i) the final annual number of allowances set out in an allocation table to be allocated in respect of an installation for a scheme year; or

(ii) the number of allowances allocated in accordance with an allocation table under article 34E in respect of an installation for a scheme year,

is materially greater, or materially less, than the number that would otherwise have been set out in the table but for the relevant error; or

(b) there has been a failure to include an entry for an installation in an allocation table.”.

(3) In paragraph (6) in the words before sub-paragraph (a) for the words from “that, as a result of the relevant error” to “but for the relevant error” substitute “that there is a relevant error and, as a result of the relevant error, the circumstances referred to in paragraph (1)(a) or (b) apply in relation to the installation”.