
STATUTORY INSTRUMENTS

2022 No. 1173

The Greenhouse Gas Emissions Trading
Scheme (Amendment) (No. 2) Order 2022

PART 2

Greenhouse Gas Emissions Trading Scheme Order 2020 amended

Article 34W amended (notice to withhold allowances)

7.—(1) Article 34W is amended as follows.

(2) After paragraph (1)(g) insert—

“(ga) in relation to allowances that would otherwise have been allocated in respect of the installation for the 2023 scheme year, if the operator of the installation has made an application under Article 5a of the Activity Level Changes Regulation⁽¹⁾ that has not been determined or has been granted an extension of time to make such an application that has not expired;”.

(3) In paragraph (2) for “paragraph (1)(a) to (g)” substitute “paragraph (1)(a) to (ga)”.

⁽¹⁾ EUR 2019/1842, amended by [S.I. 2020/1557](#) and by this Order. Article 5a is inserted by article 26 of this Order. Article 4(1) of [S.I. 2020/1265](#) defines “Activity Level Changes Regulation” as Commission Implementing Regulation (EU) 2019/1842 of 31 October 2019, as it forms part of domestic law.