
WELSH STATUTORY INSTRUMENTS

2015 No. 1388

**The Emissions Performance Standard
(Enforcement) (Wales) Regulations 2015**

Interpretation

2. In these Regulations—

“the Act” (“*y Ddeddf*”) means the Energy Act 2013;

“associated gasification plant” (“*gwaith nwyeddio cysylltiedig*”) means any gassification plant that—

(a) produces fuel from fossil fuels; and

(b) the fuel produced by that plant is used by a relevant fossil fuel plant to generate electricity;

“CCS notification” (“*hysbysiad dal a storio carbon*”) means a notification under regulation 4;

“civil penalty notice” (“*hysbysiad cosb sifil*”) means a notice issued under regulation 9;

“emissions limit notification” (“*hysbysiad terfyn allyriadau*”) means a notification under regulation 3;

“enforcement notice” (“*hysbysiad gorfodi*”) means a notice issued under regulation 8;

“EPS annual emissions” (“*allyriadau blynyddol y Safon Perfformiad Allyriadau*”) is to be construed in accordance with regulations 7 and 8 of the Emissions Performance Standard Regulations 2015(1);

“EPS annual emissions notification” (“*hysbysiad allyriadau blynyddol y Safon Perfformiad Allyriadau*”) means a notification under regulation 5;

“generating station” (“*gorsaf gynhyrchu*”) means a station which generates electricity;

“generating unit” (“*uned gynhyrchu*”) means any combination of generators, boilers, turbines, or other prime movers that are physically connected as one unit and operated together to produce electricity independently of any other unit;

“the GGETS Regulations” (“*y Rheoliadau CMANTG*”) means the Greenhouse Gas Emissions Trading Scheme Regulations 2012(2);

“Greenhouse Gas Emissions Permit” (“*Trwydded Allyriadau Nwyon Tŷ Gwydr*”) means a permit granted under regulation 10 of the GGETS Regulations;

“Greenhouse Gas Emissions Report” (“*Adroddiad Allyriadau Nwyon Tŷ Gwydr*”) means a report required to be submitted by an operator by Article 67(1) of the Monitoring and Reporting Regulation(3);

“information notice” (“*hysbysiad gwybodaeth*”) is a notice issued under regulation 7;

“installed generating capacity” (“*capasiti cynhyrchu gosodedig*”), in relation to a generating station or generating unit, means the maximum capacity of electricity generation (in MW)

(1) [S.I. 2015/933](#)

(2) [S.I. 2012/3038](#) which has been amended by [S.I. 2013/1037](#), [S.I. 2013/3135](#) and [S.I. 2014/3125](#).

(3) See the requirement in a Greenhouse Gas Emissions Permit inserted pursuant to Schedule 4, paragraph 2(3)(b) of the GGETS Regulations.

at which that generating station or generating unit could be operated for a sustained period without damage being caused to it (assuming the source of energy used to generate electricity is available without interruption);

“the Monitoring and Reporting Regulation” (“*y Rheoliad Monitro ac Adrodd*”) means Commission Regulation (EU) No 601/2012 on the monitoring and reporting of greenhouse gas emissions pursuant to Directive 2003/87/EC of the European Parliament and of the Council⁽⁴⁾;

“MW” (“*MW*”) means megawatts;

“MWth” (“*MWth*”) means megawatt of thermal output;

“NRBW” (“*CANC*”) means Natural Resources Body for Wales;

“operator” (“*gweithredwr*”), in relation to a relevant fossil fuel plant, means the person required to hold a Greenhouse Gas Emissions Permit for the relevant fossil fuel plant;

“relevant fossil fuel plant” (“*gwaith tanwydd ffosil perthnasol*”) means a fossil fuel plant to which the emissions limit duty applies under the Act or a generating unit to which the emissions limit duty applies by virtue of regulation 3 of the Emissions Performance Standard Regulations 2015;

“source stream” (“*ffrwd ffynhonnell*”) has the same meaning as in Article 3(4) of the Monitoring and Reporting Regulation.

“year” has the same meaning as in section 61(1) of the Act.

(4) OJ No L 181, 12.7.2012, p 30.