
STATUTORY RULES OF NORTHERN IRELAND

2010 No. 151

**The Greenhouse Gas Emissions Trading Scheme
Charging Scheme Regulations (Northern Ireland) 2010**

Fees and charges in respect of greenhouse gas emissions permits

4.—(1) There shall be charged by and paid to the enforcing authority such fees and charges as may be prescribed by a scheme under paragraph (2) (whether by being specified in or made calculable under the scheme).

(2) The Department may make and from time to time revise a scheme prescribing—

- (a) fees payable in respect of an application for the grant of a greenhouse gas emissions permit;
- (b) fees payable in respect of, or of an application for, the variation, transfer and surrender of such a permit;
- (c) fees payable in respect of the revocation of such a permit;
- (d) charges payable in respect of the subsistence of such a permit;
- (e) charges in respect of, or in respect of an application for, the allocation of allowances to an operator;
- (f) charges in respect of, or in respect of an application for, the retention of allowances by an operator ceasing to carry on an activity to which they relate;
- (g) charges in respect of the subsistence of an account required to be held in the trading scheme registry by an operator (“operator registry charges”).

(3) A scheme under paragraph (2) may, in particular—

- (a) provide for the times at which and the manner in which the payments required by the scheme are to be made (subject to the requirements in the 2005 Regulations as to the times at which payment is required); and
- (b) make such incidental, supplementary and transitional provisions as appears to the Department to be appropriate.

(4) The Department, in framing a scheme under paragraph (2) shall, so far as practicable, secure that the fees and charges payable under the scheme are sufficient, taking one year with another, to cover the expenditure incurred by the enforcing authority in exercising its functions under the 2005 Regulations.