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STATUTORY INSTRUMENTS

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**2010 No. 768**

**The CRC Energy Efficiency Scheme Order 2010**

**PART 5**

**Annual reports**

**Provision of annual reports**

**47.**—(1) Subject to articles 37 and 48, a participant must provide to the administrator a report which complies with article 49 on its CRC supplies during an annual reporting year (“an annual report”).

(2) A participant must provide the annual report—

(a) unless otherwise agreed by the administrator, using the Registry; and

(b) by no later than the last working day of July after the end of the annual reporting year.

(3) Where by 40 days after the due date a participant has failed to provide the annual report, the administrator may determine<sup>(1)</sup> the report.

**Member CCA exemptions**

**48.** Where a participant has a member CCA exemption, core supplies and residual supplies under article 50 excludes any supplies or emissions of a member of the group to which a member CCA exemption applies.

**Annual report**

**49.**—(1) A participant must provide in the annual report—

(a) the amount of the supplies under article 50(3);

(b) whether or not the following apply to the participant—

(i) an estimation adjustment; or

(ii) renewables generation,

and, if so, the amount of each supply to which the adjustment applies and the amount of the renewables generation;

(c) whether or not electricity generating credit applies to the participant and, if so, the amount of the generated and supplied electricity; and

(d) where the participant wishes to be included in the early action or relative change tables, the information required to determine early action or relative change in relation to the participant.

(2) Where the administrator receives the annual report in accordance with article 47, it must calculate the participant’s CRC emissions.

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<sup>(1)</sup> Such a determination must be made in accordance with article 74(2).

### **CRC emissions**

**50.**—(1) “CRC emissions” means the emissions calculated in accordance with paragraph 29 of Schedule 1 from CRC supplies.

(2) “CRC supplies” means—

(a) the supplies listed in paragraph (3) during an annual reporting year; and

(b) in respect of those supplies during that year—

(i) applying the additions under section 6 of Schedule 1; and

(ii) deducting any electricity generating credit.

(3) The supplies referred to in paragraph (2)(a) are—

(a) the participant’s core supplies less the deductions from those supplies under sections 4 and 5 of Schedule 1 but excluding—

(i) core supplies of gas made to an EU ETS installation; and

(ii) core supplies of electricity and gas made to a CCA facility to which a member CCA exemption does not apply;

(b) residual supplies included in the participant’s residual measurement list, where such a list is required under article 42.

### **Changes affecting participants**

**51.** Subject to article 37, where changes affecting a participant take place in an annual reporting year as described in Part 1 or 2 or section 2 of Part 3 of Schedule 6—

(a) the participant; and

(b) in respect of section 2 of Part 3 of Schedule 6, undertakings which are not participants,

must comply with such of those provisions as are applicable to them.