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STATUTORY INSTRUMENTS

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**2012 No. 3038**

The Greenhouse Gas Emissions  
Trading Scheme Regulations 2012

PART 3

Aviation

CHAPTER 4

Monitoring and reporting aviation emissions

**Variation of an emissions plan**

**37.**—(1) The regulator may, by giving notice to a UK administered operator (“A”), make any variation of A’s emissions plan that the regulator considers necessary in consequence of a report made by A under Article 69.

(2) The regulator may, by giving notice to A, vary A’s emissions plan where—

- (a) A applies to the regulator for an amendment to the emissions plan, pursuant to a condition of the plan; or
- (b) A has failed to comply with a requirement in the emissions plan to apply for such an amendment.

(3) The regulator may, by giving notice to a UK administered operator, vary an emissions plan in order to comply with the regulator’s duty under regulation 36(1) or 89(4).

(4) A notice given under paragraph (1), (2)(b) or (3) may specify a period within which a fee for the variation of the emissions plan must be paid.