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## STATUTORY INSTRUMENTS

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# 2020 No. 1265

## The Greenhouse Gas Emissions Trading Scheme Order 2020

### [<sup>F1</sup>PART 4A

#### Free Allocation

#### CHAPTER 2

#### Aviation

#### [<sup>F1</sup>Aviation: entitlement to free allocation in 2021-2025 allocation period

**34K.** A person is only entitled to a free allocation of allowances under this Chapter for scheme years—

- (a) in the 2021-2025 allocation period; [<sup>F2</sup>and]
- (b) in relation to which the person is an aircraft [<sup>F3</sup>operator,][<sup>F3</sup>operator; and]

[ in relation to allowances allocated for the 2024 or 2025 scheme year, to the extent that  
<sup>F4</sup>(c) the number of allowances does not exceed the person's aviation emissions for the scheme year,]

and references in this Chapter to a person's "aviation free allocation entitlement" must be construed accordingly.]

#### Textual Amendments

- F1** Pt. 4A inserted (31.12.2020) by [The Greenhouse Gas Emissions Trading Scheme \(Amendment\) Order 2020 \(S.I. 2020/1557\)](#), arts. 2(1), **18**
- F2** Word in art. 34K(a) omitted (E.W.S.) (1.1.2024 immediately after S.I. 2023/850 comes into force) by virtue of [The Greenhouse Gas Emissions Trading Scheme \(Amendment\) \(No. 2\) Order 2023 \(S.I. 2023/1387\)](#), arts. 2(1), **6(2)**
- F3** Words in art. 34K(b) substituted (E.W.S.) (1.1.2024 immediately after S.I. 2023/850 comes into force) by [The Greenhouse Gas Emissions Trading Scheme \(Amendment\) \(No. 2\) Order 2023 \(S.I. 2023/1387\)](#), arts. 2(1), **6(3)**
- F4** Art. 34K(c) inserted (E.W.S.) (1.1.2024 immediately after S.I. 2023/850 comes into force) by [The Greenhouse Gas Emissions Trading Scheme \(Amendment\) \(No. 2\) Order 2023 \(S.I. 2023/1387\)](#), arts. 2(1), **6(4)**

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Greenhouse Gas Emissions Trading Scheme Order 2020. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- art. 4A(4)(aa) inserted by [S.I. 2024/192 art. 5\(2\)\(c\)](#)
- art. 4A(5)(g) inserted by [S.I. 2024/192 art. 5\(3\)](#)