

## [<sup>F1</sup>SCHEDULE 8A

### Free allocation for former hospital or small emitters and ultra-small emitters

#### Textual Amendments

- F1** Sch. 8A inserted (7.2.2022) by [The Greenhouse Gas Emissions Trading Scheme \(Amendment\) Order 2021 \(S.I. 2021/1455\)](#), arts. 2, 27

#### Interpretation

1. In this Schedule—

[<sup>F2</sup>“baseline period” has the meaning given in point (14) of Article 2(1) of the Free Allocation Regulation;]

“eligible scheme year” means—

- (a) the first eligible scheme year;
- (b) any subsequent scheme year in the relevant allocation period;

“first eligible scheme year” means—

- (a) if the relevant notice is a conversion notice under paragraph 23 [<sup>F3</sup>or 23A] of Schedule 7, the scheme year following the year in which the conversion notice is given;
- (b) if the relevant notice is a notice under paragraph 7 of Schedule 8—
  - (i) where the notice is given in the scheme year following the excess year (as defined in sub-paragraph (1) of that paragraph), the scheme year following the year in which the notice is given;
  - (ii) where the notice is given after the scheme year following the excess year, the scheme year in which the relevant date (as defined in sub-paragraph (3)(c)(ii) of that paragraph) falls;

“relevant allocation period” means the allocation period that the first eligible scheme year is in;

“relevant notice” has the meaning given in paragraph 2(a);

[<sup>F4</sup>“start of normal operation” has the meaning given in point (12) of Article 2(1) of the Free Allocation Regulation;]

“sub-installation” has the same meaning as in the Free Allocation Regulation.]

#### Textual Amendments

- F2** Words in Sch. 8A para. 1 inserted (1.1.2024) by [The Greenhouse Gas Emissions Trading Scheme \(Amendment\) Order 2023 \(S.I. 2023/850\)](#), arts. 2, **10(2)(a)**
- F3** Words in Sch. 8A para. 1 inserted (1.1.2023) by [The Greenhouse Gas Emissions Trading Scheme \(Amendment\) \(No. 2\) Order 2022 \(S.I. 2022/1173\)](#), arts. 2, **18(2)**
- F4** Words in Sch. 8A para. 1 inserted (1.1.2024) by [The Greenhouse Gas Emissions Trading Scheme \(Amendment\) Order 2023 \(S.I. 2023/850\)](#), arts. 2, **10(2)(b)**

**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\(3\)](#)