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DRAFT STATUTORY INSTRUMENTS

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**2020 No.**

**The Greenhouse Gas Emissions Trading Scheme Order 2020**

**PART 6**

**Monitoring compliance**

**Inspections**

**39.**—(1) The regulator may, at a reasonable time, inspect any premises and any thing in or on those premises in order to monitor compliance with this Order.

(2) Reasonable prior notice must be given before exercising the powers in this article.

(3) A person in control of the premises to which the regulator or authorised person reasonably requires access must allow the regulator or authorised person to have such access.

(4) The regulator or authorised person may, when inspecting premises—

- (a) make any such examination and investigation as may be necessary;
- (b) install or maintain monitoring equipment or other apparatus;
- (c) request the production of any record;
- (d) take measurements, photographs, recordings or copies of any thing;
- (e) take samples of any articles or substances found in, or on, the premises and of the air, water or land in, on, or in the vicinity of, those premises;
- (f) request any person at the premises to provide facilities or assistance to the extent that is within that person's control.

(5) Except to the extent agreed by the person in control of a place or premises, the power referred to in paragraph (1) does not apply to—

- (a) a prohibited place for the purposes of the Official Secrets Act 1911<sup>(1)</sup>; or
- (b) any other premises to which the Crown restricts access on the ground of national security.