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STATUTORY INSTRUMENTS

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**2010 No. 1996**

**CLIMATE CHANGE**

**The Aviation Greenhouse Gas Emissions  
Trading Scheme Regulations 2010**

<i>Made</i>	- - - -	<i>3rd August 2010</i>
<i>Laid before Parliament</i>		<i>6th August 2010</i>
<i>Coming into force</i>		<i>31st August 2010</i>

**THE AVIATION GREENHOUSE GAS EMISSIONS  
TRADING SCHEME REGULATIONS 2010**

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3. Aircraft operator
4. Regulator: general
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6. Regulator: change in registered office
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13. Submission of the report to the Secretary of State and the European Commission

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**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Aviation Greenhouse Gas Emissions Trading Scheme Regulations 2010. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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58. Functions of the regulator: Northern Ireland
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PART 14

etc.

60. Revocation, savings, transitional and transitory provisions  
Signature

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SCHEDULE 1 — Charging

1. (1) Subject to sub-paragraphs (2) and (3), the regulator may...
2. The regulator— (a) must require a charge for an application...
3. (1) Any charge unpaid may be recovered by the regulator—...
4. In this Schedule— “estimated aviation emissions” means a reasonable estimate...

SCHEDULE 2 — Steps to be taken before applying for leave to sell an aircraft

1. The steps in this Schedule apply where the regulator proposes...
2. (1) At least 21 days before applying to the court...
3. At the same time as serving any notice under paragraph...
4. A notice under paragraph 2(1) must— (a) state the nationality...
5. (1) A notice under paragraph 2(1) must be served by...

SCHEDULE 3 — Appeals (other than appeals to which Schedule 5 applies)

1. (1) Any person that wishes to appeal to the appeal...
2. (1) Subject to sub-paragraph (2), notice of appeal in accordance...
3. (1) The regulator must, within 16 days of receipt of...
4. (1) Before determining an appeal, the appeal body may afford...
5. (1) Where an appeal under regulation 52 is to be...
6. (1) The appeal body must give notice to the appellant...

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7. Where an appeal is made under regulation 52(1)(a) or (b)...
8. Where a determination of the appeal body on an appeal...
9. In this Schedule— (a) “affected party” means an interested party—...

#### SCHEDULE 4 — Delegation of Appellate Functions

1. In this Schedule— “appointed person” means a person appointed under...
2. An appointment must be in writing and—
3. Subject to the provisions of this Schedule, an appointed person,...
4. (1) If the appellant, the regulator or any person whose...
5. (1) Where under paragraph 2(c) the appointment of the appointed...
6. (1) Anything done or omitted to be done by an...

#### SCHEDULE 5 — Appeals (Northern Ireland)

1. (1) A person that wishes to appeal to the Planning...
2. Notice of appeal in accordance with paragraph 1 is to...
3. (1) The appeals commission must determine the appeal and paragraphs...
4. An appeal under this Schedule must be accompanied by a...

#### SCHEDULE 6 — Service of notices

1. The provisions of this Schedule apply to the giving or...
2. A notice must be in writing.
3. A notice may be served on or given to a...
4. In the case of a body corporate, a notice may...
5. In the case of a partnership, a notice may be...
6. If a person to be served with or given a...
7. For the purposes of this Schedule, “proper address” means—
8. For the purposes of paragraph 7, where a body corporate...
9. (1) Where for the purposes of paragraph 7 the person...
10. Where an electronic address for submission of a notice is...

#### Explanatory Note

### **Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Aviation Greenhouse Gas Emissions Trading Scheme Regulations 2010. Any changes that have already been made by the team appear in the content and are referenced with annotations.

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### **Changes and effects yet to be applied to :**

- Sch. 4 para. 1 words inserted by [S.I. 2011/765 reg. 4\(6\)\(a\)](#)
- Sch. 4 para. 4(5)(c) words inserted by [S.I. 2011/765 reg. 4\(6\)\(d\)](#)
- Sch. 4 para. 5(1) words inserted by [S.I. 2011/765 reg. 4\(6\)\(e\)](#)
- Sch. 4 para. 4(1) words substituted by [S.I. 2011/765 reg. 4\(6\)\(c\)](#)
- Regulations revoked by [S.I. 2012/3038 reg. 85\(d\)](#)
- reg. 2 applied (with modifications) by SI 2012/3038 reg. 87(1A) (as amended) by [S.I. 2013/755 Sch. 4 para. 425](#)
- reg. 2 words inserted by [S.I. 2011/765 reg. 3\(1\)\(a\)](#)
- reg. 2 words inserted by [S.I. 2011/765 reg. 3\(1\)\(b\)](#)
- reg. 3(2) words inserted by [S.I. 2011/765 reg. 4\(1\)\(b\)](#)
- reg. 3(2) words substituted by [S.I. 2011/765 reg. 4\(1\)\(a\)](#)
- reg. 4 applied (with modifications) by SI 2012/3038 reg. 87(1A) (as amended) by [S.I. 2013/755 Sch. 4 para. 425](#)
- reg. 4(1) applied (with modifications) by SI 2012/3038 reg. 87(1A) (as amended) by [S.I. 2013/755 Sch. 4 para. 425](#)
- reg. 7(a) applied (with modifications) by SI 2012/3038 reg. 87(1A) (as amended) by [S.I. 2013/755 Sch. 4 para. 425](#)
- reg. 28 substituted by [S.I. 2011/2911 Sch. para. 38](#)
- reg. 52(7) words substituted by [S.I. 2011/765 reg. 4\(2\)\(b\)](#)
- reg. 52(8) words substituted by [S.I. 2011/765 reg. 4\(2\)\(c\)](#)
- reg. 52(9) applied (with modifications) by SI 2012/3038 reg. 87(1A) (as amended) by [S.I. 2013/755 Sch. 4 para. 425](#)
- reg. 53(1)(2) words substituted by [S.I. 2011/765 reg. 4\(3\)\(a\)](#)
- reg. 53(3) words inserted by [S.I. 2011/765 reg. 4\(3\)\(c\)](#)
- reg. 60 applied (with modifications) by SI 2012/3038 reg. 87(1A) (as amended) by [S.I. 2013/755 Sch. 4 para. 425](#)
- reg. 60(5)(a) words inserted by [S.I. 2011/765 reg. 4\(5\)\(a\)](#)

### **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):

- Sch. 4 para. 1(1) Sch. 4 para. 1 renumbered as Sch. 4 para. 1(1) by [S.I. 2011/765 reg. 4\(6\)\(b\)](#)
- Sch. 4 para. 1(2) inserted by [S.I. 2011/765 reg. 4\(6\)\(b\)](#)
- reg. 2A2B inserted by [S.I. 2011/765 reg. 3\(2\)](#)
- reg. 36(6) applied (with modifications) by SI 2012/3038 reg. 87(1A) (as amended) by [S.I. 2013/755 Sch. 4 para. 425](#)
- reg. 52(5A) inserted by [S.I. 2011/765 reg. 4\(2\)\(a\)](#)
- reg. 53(2A) inserted by [S.I. 2011/765 reg. 4\(3\)\(b\)](#)
- reg. 53(5) inserted by [S.I. 2011/765 reg. 4\(3\)\(d\)](#)
- reg. 55(1) reg. 55 renumbered as reg. 55(1) by [S.I. 2011/765 reg. 4\(4\)](#)
- reg. 55(2) inserted by [S.I. 2011/765 reg. 4\(4\)](#)
- reg. 60(5A) inserted by [S.I. 2011/765 reg. 4\(5\)\(b\)](#)