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STATUTORY INSTRUMENTS

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**2014 No. 3125**

The Greenhouse Gas Emissions Trading  
Scheme (Amendment) Regulations 2014

**Failure to notify the regulator if an emissions plan is not applied for**

**16.**—(1) This regulation applies to regulation 61.

(2) In paragraph (1), for “A UK administered operator”, substitute “Subject to paragraph (3), a UK administered operator” and after “regulation 33(1)”, insert “or regulation 33A(1)”.

(3) After paragraph (2), insert—

“(3) A is not liable to a civil penalty for a failure to comply with regulation 33(1), where the duty under that regulation arose before 1st January 2015 and, at the time the duty arose—

- (a) A carried out only excluded aviation activities; or
- (b) A was an exempt non-commercial air transport operator.”.