

UPDATE Aviation EU Emissions Trading - **Deadline for the Submission of Emissions Monitoring Plans – 12 November 2009**

Important information for all aircraft operators regulated by the UK

Dear Aircraft Operator

This update communication is aimed at all aircraft operators included in the Aviation EU Emissions Trading System (EU ETS) and allocated to the UK for regulation. This communication re-enforces earlier correspondence alerting operators of key dates, which to submit applications for monitoring plans to their UK regulator, setting out how they will monitor their annual CO₂ emissions and benchmarking data.

Attached to this update are two important documents.

The first is an open letter from the UK Director General of Civil Aviation outlining the important deadlines for compliance with the Aviation Emissions Greenhouse System. This letter aims to provide the message that EU ETS is upon us, with the first deadline for UK regulatees looming.

Taking the requirements of the Regulations into consideration, the following summary outlines the timeline for UK regulatees participation in EU ETS:

- Aircraft operators are required to apply to their UK regulator for an emissions plan no later than **12 November 2009**.
- Aircraft operators who are included on the Commission's list, but consider themselves to be excluded should email the Environment Agency at etaviationhelp@environment-agency.gov.uk, outlining their reasons for exclusion, no later than **12 November 2009**.
- If a person becomes an aircraft operator after 17 September 2009, they must apply to their regulator for an emissions plan within **8 weeks** of becoming an aircraft operator.
- Regulators are required to issue an approved plan or refuse to issue a plan as soon as reasonably practicable, but within **4 months** of receiving an application for a plan.
- Aircraft operators who wish to submit an application for a benchmarking plan in connection with application for free allocation should do so by **31 December 2009**. However we strongly advise you submit your applications for emissions and benchmarking plans at the same time.
- Regulators have discretion to submit reports of tonne kilometre data to the Secretary of State (for onward submission to the European Commission) where late applications for benchmarking plans are received.

The second is a guidance document that is intended to assist operators in complying with their obligations under the UK Regulations. This guidance specifically focuses on three important definitions; the meaning of "UK operator", "aircraft operator" and "aviation activity" and sets out the regulator's understanding of the UK Government's interpretation of the Regulations. Therefore, operators administered by the UK should regard this as their

primary source of guidance as to how the Regulations will be implemented in the UK.

Operators allocated to the UK for regulation are required to apply to their UK regulator for emissions plans and benchmarking plans electronically (using the Environment Agency's web-based application system). We are providing secure login details to all aircraft operators who have supplied the relevant contact information. Please contact us through the helpdesk email address given below if you have any difficulties accessing the system.

Please visit the Environment Agency's website (<http://www.environment-agency.gov.uk/business/topics/pollution/107596.aspx>) which is a vital source of information for aircraft operators regulated by the UK under the EU ETS.

Kind regards,

ET Aviation Helpdesk
etaviationhelp@environment-agency.gov.uk