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| **Notice of Approval of Application to Modify Emission Monitoring Plan** | competent authority logo |

«${currentDate?date?string('dd MMMM yyyy'»

Aeroplane Operator Name: «${(account.name)!}»

Emissions Monitoring Plan reference: «${(permitId)!}»

«${params.toRecipient}»

FAO «${(account.serviceContact)!}»

Dear «${(account.serviceContact)!}»

**THE AIR NAVIGATION (CARBON OFFSETTING AND REDUCTION SCHEME FOR INTERNATIONAL AVIATION) ORDER 2021 (SI 2021/534) (the ANO)**

Further to your application dated «${workflow.requestSubmissionDate?date?st» to modify your emissions monitoring plan, the the Environment Agency has modified your emissions monitoring plan to the extent set out in the Schedule to this Notice.

The revised version of the emissions monitoring plan attached to this Notice (version «${(params.empConsolidationNumber)!}») incorporates the modifications set out in the Schedule. These modifications have now taken effect and you must comply with them. Failure to comply with your emissions monitoring plan may result in a liability to pay a civil penalty.

You have a right to appeal against this decision under Part 7 of the ANO. Any appeal must be made to the First Tier Tribunal within 28 days of the date of this Notice. The appeals process is set out in the First-tier Tribunal (General Regulatory Chamber) Rules available [here](https://www.gov.uk/government/publications/general-regulatory-chamber-tribunal-procedure-rules).

If you wish to discuss this Notice please contact a member of the Aviation Team at [etaviationhelp@environment-agency.gov.uk](mailto:etaviationhelp@environment-agency.gov.uk)

Yours faithfully

signature

«${signatory.fullName}»

Senior Technical Officer

c.c. «[#list email.ccRecipients as cc]»«${cc}[#sep], [/#sep]»«[/#list]»

**SCHEDULE**

|  |  |
| --- | --- |
| **Item** | **Variation detail** |
| «${variationScheduleItem?index + 1}» |  |

Explanatory Note

(This information does not form part of the Notice.)

1. This Notice sets out the Environment Agency’s decision in respect of an application to modify an emissions monitoring plan. An emissions monitoring plan may relate to the obligations an Aeroplane Operator has under the CORSIA.
2. If an Aeroplane Operator applies to the Regulator to modify any aspect of its EMP under Article 26 or Article 27 of The Air Navigation (Carbon Offsetting and Reduction Scheme for International Aviation) Order 2021 (the ANO), the Regulator may give effect to that modification by approving the application under Article 19 of the ANO.
3. Article 24(4) of the ANO requires an Aeroplane Operator to comply with any condition included in its emissions monitoring plan, so any modification must be complied with from the date of this Notice.
4. If an Aeroplane Operator is not content with the Regulator’s decision in respect of its application to modify an aspect of its emissions monitoring plan, it has a right under Part 7 of the ANO to appeal to the First-Tier Tribunal in accordance with the procedure set out in the *Tribunal Procedure (First-tier Tribunal) (General Regulatory Chamber) Rules 2009* [*here*](https://www.gov.uk/government/publications/general-regulatory-chamber-tribunal-procedure-rules).
5. You may wish to seek independent legal advice about the effect of this Notice.