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| --- | --- |
| Notice of Rejection of Allocation | competent authority logo |

«[#if params.doal.determination.articleRe»

**THE GREENHOUSE GAS EMISSIONS TRADING SCHEME ORDER (SI 2020/1265) (the Order)**

«[#else]»

**UK ETS – ACTIVITY LEVEL CHANGES REGULATION**

«[/#if]»

**Notice of Rejection of Allocation**

**Permit reference:** «${(permitId)!}»

**Reference:** «${workflow.requestId}»

To: «${(account.legalEntityName)!}» (the Operator),

whose (Registered) office address is

«${(account.legalEntityLocation)!}»

which relates to the operation of (part of) the Installation(s) at

«${(account.siteName)!}»

«${(account.location)!}»

|  |  |
| --- | --- |
| Signed | Date |
| signature | «${currentDate?date?string('dd MMMM yyyy'» |

«${signatory.fullName}»

Authorised to sign on behalf of the «${competentAuthority.name}»

«[#if params.doal.determination.articleRe»

We consider that, as a result of an error, the number of free allowances allocated or set out in the allocation table to be allocated in respect of your installation is materially greater, or materially less, than the number that would otherwise have been allocated or set out in the allocation table but for the relevant error.

The details of the error are as follows:

«[#if params.doal.determination.articleRe»

There was an error in the application for free allocation made in respect of your installation under Article 4 of the Free Allocation Regulation (including a deemed application for free allocation in the 2021-2025 allocation period as defined in Article 2(19) of that Regulation).

«[/#if]»

«[#if params.doal.determination.articleRe»

There was an error in the application for free allocation made in respect of your installation under Article 5 of the Free Allocation Regulation.

«[/#if]»

«[#if params.doal.determination.articleRe»

There was an error in one or more activity level report(s) submitted to us under the Activity Level Changes Regulation.

«[/#if]»

«[#if params.doal.determination.articleRe»

There was an error of the regulator or the UK ETS authority in the exercise of functions under the Order, the Free Allocation Regulation or the Activity Level Changes Regulation.

«[/#if]»

«${params.doal.determination.reason}»

We have sent the following information to the UK ETS authority for assessment:

* the details of the error
* any determination and / or calculation referred to above
* our recalculation of the final annual number of allowances to be allocated in respect of the installation of which the sub-installation is part for the scheme year

The UK ETS authority has confirmed that it considers that an error has occurred and has approved the final annual number of allowances to be allocated in respect of your installation.

The reason the UK ETS authority did not approve the allocation is given below.

«${params.authorityResponse.decisionNotic»

«[#else]»

«[#if params.doal.activityLevelChangeInfo»

«${params.doal.activityLevelChangeInforma». For the purpose of the Activity Level Changes Regulation, the operator must be treated as having submitted an activity level report including our estimate. On this basis, we have:

* assessed the report relating to activity levels in the year «${params.reportingYear}» in accordance with the requirements of Articles 7 to 12 of the Free Allocation Regulation

«[#else]»

Following the submission of your activity level report relating to activity levels in the year «${params.reportingYear}», we have:

* assessed your report in accordance with the requirements of Articles 7 to 12 of the Free Allocation Regulation

«[/#if]»

«[#if params.doal.determination.articleRe»

* determined the average activity level of each sub-installation in accordance with Article 4 of the Activity Level Changes Regulation and calculated an adjustment to your free allocation of allowances in accordance with Article 5 of that Regulation

«[/#if]»

«[#if params.doal.determination.articleRe»

* in relation to your sub-installation(s) which started normal operation in the year «${params.reportingYear}», in accordance with Article 3a of the Activity Level Changes Regulation, we have (a) determined the activity level of the sub-installation in that year and (b) calculated the preliminary and final annual number of allowances to be allocated in respect of the new sub-installation(s), in accordance with Article 18(2), Article 16b(2) (for incumbents) and Article 18a(3) (for new entrants) of the Free Allocation Regulation

«[/#if]»

«[#if params.doal.determination.articleRe»

* in relation to your sub-installation(s) for which the activity level report contained data for the first full calendar year after the start of normal operation, in accordance with Article 3a of the Activity Level Changes Regulation, we have (a) determined the historical activity level of the sub-installation(s) in accordance with Article 17(1) of the Free Allocation Regulation and (b) calculated the preliminary and final annual number of allowances to be allocated in respect of the sub-installation(s) in accordance with Article 18(1), Article 16b(2) (for incumbents) and Article 18a(3) (for new entrants) of that Regulation

«[/#if]»

«[#if params.doal.determination.articleRe»

* calculated an adjustment to your free allocation of allowances in accordance with Article 6(4) of the Activity Level Changes Regulation, based on a parameter other than activity level

«[/#if]»

* sent the determination and / or calculations to the UK ETS authority for assessment

«${params.doal.determination.reason}»

The UK ETS authority has rejected the final annual number of allowances to be allocated in respect of your installation. This means that your allocation will remain as it was when it was last adjusted, or as set out in the allocation table.

The reason the UK ETS authority did not approve the allocation is given below.

«${params.authorityResponse.decisionNotic»

«[/#if]»

**About this notice**

**Text to follow – include definitions of FAR, ALCR, incumbent and new entrant**