



STATUTORY INSTRUMENTS.

S.I. No. 740 of 2024



EUROPEAN COMMUNITIES (GREENHOUSE GAS EMISSIONS
TRADING) (AVIATION)(AMENDMENT) REGULATIONS 2024

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EUROPEAN COMMUNITIES (GREENHOUSE GAS EMISSIONS TRADING) (AVIATION)(AMENDMENT) REGULATIONS 2024

I, EAMON RYAN, Minister for the Environment, Climate and Communications, in exercise of the powers conferred on me by section 3 of the European Communities Act 1972 (No. 27 of 1972) for the purpose of: giving further effect to Directive 2003/87/EC of the European Parliament and of the Council of 13 October 2003¹, as amended by Directive 2004/101/EC of the European Parliament and of the Council of 27 October 2004², Directive 2008/101/EC of the European Parliament and of the Council of 19 November 2008³, Regulation (EC) No 219/2009 of the European Parliament and of the Council of 11 March 2009⁴, Directive 2009/29/EC of the European Parliament and of the Council of 23 April 2009⁵, Decision No 1359/2013/EU of the European Parliament and of the Council of 17 December 2013⁶, Regulation (EU) No 421/2014 of the European Parliament and of the Council of 16 April 2014⁷, Decision (EU) 2015/1814 of the European Parliament and of the Council of 6 October 2015⁸, Regulation (EU) 2017/2392 of the European Parliament and of the Council of 13 December 2017⁹, Directive (EU) 2018/410 of the European Parliament and of the Council of 14 March 2018¹⁰, Commission delegated decision (EU) 2020/1071 of 18 May 2020¹¹, Commission Delegated Regulation (EU) 2021/1416 of 17 June 2021¹², Decision (EU) 2023/136 of the European Parliament and of the Council of 18 January 2023¹³, Regulation (EU) 2023/435 of the European Parliament and of the Council of 27 February 2023¹⁴, Directive (EU) 2023/958 of the European Parliament and of the Council of 10 May 2023¹⁵, and Directive (EU) 2023/959 of the European Parliament and of the Council of 10 May 2023¹⁶.

Citation

1. These Regulations may be cited as the European Communities (Greenhouse Gas Emissions Trading) (Aviation)(Amendment) Regulations 2024.

¹ O.J. No L 275 25.10.2003 p.32

² O.J. No L 338 13.11.2004 p. 18

³ O.J. No. L 8 13.1.2009 p.3

⁴ O.J. No. L 87 31.3.2009 p.109

⁵ O.J. No. L 140 5.6.2009 p. 63

⁶ O.J. No. L 343 12.12.2013 p. 1

⁷ O.J. No. L 129 30.4.2014 p.1

⁸ O.J. No. L 264 9.10.2015 p.1

⁹ O.J. No. L 350 29.12.2017 p.7

¹⁰ O.J. No. L 76 19.3.2018 p 3

¹¹ O.J. No. L234 21.7.2020 p.16

¹² O.J. No. L305 31.8.2021 p.1

¹³ O.J. No. L19 20.1.2023 p.1

¹⁴ O.J. No. L63 28.2.2023 p.1

¹⁵ O.J. No. L130 16.5.2023 p.115

¹⁶ O.J. No. L130 16.5.2023 p.130

Interpretation

2. In these Regulations, the “Principal Regulations” means the European Communities (Greenhouse Gas Emissions Trading) (Aviation) Regulations 2024 (S.I. No. 471 of 2024).

Amendment of Regulation 9 of the Principal Regulations

3. Regulation 9 of the Principal Regulations is amended by the insertion of the following paragraph after paragraph (5):

“(6) In specific circumstances where an aircraft operator operates on a very limited number of aerodrome pairs or on a very limited number of State pairs that are subject to offsetting requirements or on a very limited number of State pairs that are not subject to offsetting requirements, that aircraft operator may request the Agency not to publish such data at the aircraft operator level, explaining why disclosure would be considered to harm its commercial interests. Based on that request, the Agency may request the Commission to publish those data at a higher level of aggregation in accordance with Article 14(6) of the Directive.”.



GIVEN under my Official Seal,
19 December, 2024.

EAMON RYAN,
Minister for the Environment, Climate and
Communications.

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