



Operator Improvement Reports & Conservative Estimate of Emissions

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Improvements Reports 69(1) – Competent Authority(CA) Experiences:

- Common issues:
 - Operators not completing the template fully and failing to provide robust cost justification (relying on previous years CA approval), not providing actions and not giving deadlines;
 - supplying improvement reports to continue justifying not meeting top tier for Natural Gas – Unnecessary Work for the Operator?
- Follow Up Actions by CA's?
 - Some CA's place a reliance on the verifier to raise issues of failure to meet improvement plans; CA's also follow up but no enforcement action taken;
 - Enforcement Action has been taken on late reporting;

Conservative Estimate of Emissions (art. 70) Competent Authority (CA) Experiences:

- How many carried out? – UK >50 conservative estimates!
- Under What Circumstances?
 - Via inspection by CA Inspectors, through PPC permit review;
 - Errors in AERs – Misstatement not reported in verifier reports, data gaps not reported.
 - Operator failed to alter a non-material misstatement;
 - Un-verified AERs
 - Operator Informed CA
- How is it Done? – Generally Operator provides data but some require re-verification;

Conservative Estimate of Emissions (art. 70) Competent Authority (CA)

- What Action is taken?
 - No action taken where a re-verified report has been provided and the allowances are surrendered;
 - Extra fees are applied (Norway)
 - UK considering enforcement measures in-line with policies; (no penalties issued as yet). Netherlands have taken enforcement but have exercised discretion on the penalties;
 - Some countries have no specific enforcement actions within their national legislation where missed emissions have occurred and later the correct allowances surrendered.

Points for Discussion?

- (69) How can we make reports come on time and check timescales for improvements? – Enforcement?
- (69) Is it correct to leave it to the verifier to follow up on failures to meet top tier and ensure an Operator implement improvements under 69(1)?
- (70) Awareness raising with verifiers on Urea/Waste Gases?
- (70) Benefits of site inspection?
- (70) Awareness of ensuring missed emissions are corrected prior to verification despite being below materiality?
- (70) Benefits of adopting a threshold of missed emissions below which does not require conservative estimate?
- OTHERS?