



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, xx.xx.2005
C(2005)xxx

Draft

COMMISSION DECISION

of xx xxxxxx 2005

amending Commission Decision C(2005) 481 final of 8 April 2005 concerning the unilateral inclusion of additional activities by Finland in the Community emissions trading scheme pursuant to Article 24 of Directive 2003/87/EC of the European Parliament and of the Council

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amending Commission Decision C(2005)481 final of 8 April 2005 concerning the unilateral inclusion of additional activities by Finland in the Community emissions trading scheme pursuant to Article 24 of Directive 2003/87/EC of the European Parliament and of the Council

(Only the Finnish text is authentic)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Directive 2003/87/EC of the European Parliament and of the Council of 13 October 2003 establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC, and in particular Article 24(1) thereof¹,

Whereas:

- (1) Finland applied for the unilateral inclusion of 209 installations in the Community emissions trading scheme pursuant to Article 24 of Directive 2003/87/EC by an application dated 27 August 2004 and amended by letter dated 15 November 2004 and by letter dated 18 November 2004. The Commission approved the application by its decision C(2005) 481 final of 8 April 2005.
- (2) In its application of 27 August 2004, Finland sought to unilaterally include in the Community emissions trading scheme 209 additional installations, all of which belong to the same activity group (district-heating plants operating in district-heating networks where there are other installations falling under the Community emissions trading scheme).
- (3) By letter dated 8 June 2005, Finland applied for the unilateral inclusion of a further 12 installations in the Community emissions trading scheme pursuant to Article 24 of Directive 2003/87/EC. The application describes the 12 installations as new installations that need to be unilaterally included in the Community emissions trading scheme because they fall in the same activity group as the 209 installations already included in the Community emissions trading scheme by the Commission Decision of 8 April 2005.
- (4) Finland intends to provide allowances to the installations to be unilaterally included from the new entrants' reserve stipulated in Finland's National Allocation Plan, to

¹ OJ L 275, 25.10.2003, p. 32.

which no objections were raised by Commission Decision C(2004) 3982/2 final of 20 October 2004, and in accordance with the methodology stated therein.

- (5) In the future, more new installations could emerge that belong to an activity group already unilaterally included in the Community emissions trading scheme, and it is appropriate to clarify the status of such further installations without repeated Commission decisions.
- (6) The Commission takes into account the criteria referred to in Article 24, and considers that the inclusion of the additional 12 installations in the application and any further installations in the same activity group will not result in distortions of competition or of the internal market. The Commission further takes into account that the emissions of the additional 12 installations will be monitored and reported in accordance with Commission Decision 2004/156/EC² and that the inclusion of these installations will not undermine the environmental integrity of the scheme.
- (7) The measures provided for in this Decision are in accordance with the opinion of the Climate Change Committee established by Article 9 of Decision No 280/2004/EC of the European Parliament and of the Council of 11 February 2004 concerning a mechanism for monitoring Community greenhouse gas emissions and for implementing the Kyoto Protocol³,

HAS ADOPTED THIS DECISION:

Article 1

Article 1 of the Commission Decision C(2005)481 final of 8 April 2005 concerning the unilateral inclusion of additional activities by Finland in the Community emissions trading scheme pursuant to Article 24 of Directive 2003/87/EC of the European Parliament and of the Council is hereby replaced by the following:

“Finland’s application for the unilateral inclusion in the Community emissions trading scheme of district-heating plants with a capacity of 20 MW or less that operate in district-heating networks wherein one or more installations already fall under the Community emissions trading scheme is approved. This decision applies to the installations listed in Finland’s two applications submitted on 27 August 2004 and 8 June 2005, as well as to such installations newly connected to such district-heating networks subsequent to the entry into force of this decision, provided that the emissions of those new installations are monitored and reported in accordance with Commission Decision 2004/156/EC”

Article 2

This Decision is addressed to the Finnish Republic.

² OJ L 59 26.02.2004, p. 1.

³ OJ L 49 19.02.2004, p. 1.

Done at Brussels, xx xxxxx 2005.

For the Commission