



Ministero dell' Ambiente e della Tutela del Territorio e del Mare

Relevant enforcement measures

Update on recent changes in national legislation

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Agenda

1. Update on recent changes in national legislation
2. Enforcement: how it is affected
3. Q&A



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Update on recent changes in national legislation (1/2)

- Legislative decree n.30/2013 (EU ETS transposition) has been recently amended by legislative decree n. 111/2015 (entered into force last July)
- Relevant changes
 1. NCA governance (ETS Committee)
 - Clear division of tasks between decisional organ (*Consiglio Direttivo*) and technical secretariat (*Segreteria Tecnica*)
 - Role of MoE and other PAs involved
 - Members of sound and proven experience (CVs online)
 - Working groups on specific tasks
 - Publicly available documents



Update on recent changes in national legislation (2/2)

2. Sanctions

- Definition of “undue issuance” and distinction with other cases
- Wider scope to include small emitters (opt out)
- Effective, proportionate and dissuasive fines

3. Aviation

- Definition of AO administered by Italy
- Election of legal residence in Italy

4. Use of international credits

5. Further improvements and clarifications (scope)



Enforcement: how it is affected

- Legal basis and procedure for enforcement remains in place (as a general rule in the Italian legislation)
- More stable framework for NCA
- Less discretionality on certain aspects
- Semi-formal organization of work
- Increased transparency
- Sanction cases increased in number but also effective, proportionate and dissuasive fines
- Equal treatment for small emitters
- More certainty for AOs





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Thanks!

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