

# DRAFT FOR CONSULTATION

## **Climate Change (Other Removal Activities) Regulations 2009 (Draft for Consultation)**

Governor-General

### **Order in Council**

At Wellington this                      day of                      2009

Present:  
in Council

Pursuant to sections 163 and 168 of the Climate Change Response Act 2002, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council and on the recommendation of the Minister for Climate Change Issues, makes the following regulations.

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*Production of methanol*

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**Regulations**

**1 Title**

These regulations are the Climate Change (Other Removal Activities) Regulations 2009 (Draft for Consultation).

**2 Commencement**

These regulations come into force on 1 January 2010.

**3 Interpretation**

In these regulations, unless the context otherwise requires,—  
**Act** means the Climate Change Response Act 2002  
**embedding activity** means the activity listed in subpart 1 of Part 2 of Schedule 4 of the Act.

*Threshold*

**4 Threshold for embedding activity**

The threshold for the embedding activity is that the embedding of the substance results in at least 5 000 tonnes of removals in a year.

*Production of methanol*

**5 Application of regulations 6 and 7**

A person must comply with regulations 6 and 7 if—

- (a) the person, in any year, is a participant under section 54(1)(b) of the Act in relation to the embedding activity; and
- (b) the embedding activity carried out by the person is producing methanol.

**6 Collection of information for purpose of calculating removals from producing methanol**

Information must be collected about—

- (a) the total number of tonnes of methanol produced by the person in the year; and
- (b) if the person wishes to submit a return for a period other than a year under section 66 of the Act, the total number of tonnes of methanol produced by the person in the other period.

**7 Method of calculating removals from producing methanol**

Removals in relation to methanol produced by the person in the year or other period covered by an emissions return must be calculated in accordance with the following formula:

$$R = A \times 0.370$$

where—

- A is the total number of tonnes of methanol produced by the person in the year or other period covered by the emissions return, as recorded under regulation 6(a) or (b)
- R is the removals in tonnes from the production of methanol for the year or other period covered by the emissions return.

Clerk of the Executive Council.

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**Explanatory note**

*This note is not part of the regulations, but is intended to indicate their general effect.*

These regulations, which come into force on 1 January 2010,—

- prescribe a threshold of 5 000 tonnes carbon dioxide equivalent per annum for eligibility to register as a participant for removals embedded in a product:

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- require a methanol producer registered as a participant for removals embedded in a product to collect data on total methanol production and to calculate removals from methanol production in accordance with the formula set out in the regulations.

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Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*:

These regulations are administered by the Ministry for the Environment.

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