

L.N. 114 of 2021

**ENVIRONMENT PROTECTION ACT
(CAP. 549)**

**Limitation of Emissions of Certain Atmospheric Pollutants
(Amendment) Regulations, 2021**

IN EXERCISE of the powers conferred by articles 54 and 55 of the Environment Protection Act, the Minister for Environment, Climate Change, and Planning, after consultation with the Environment and Resources Authority, has made the following regulations:-

1. The title of these regulations is the Limitation of Emissions of Certain Atmospheric Pollutants (Amendment) Regulations, 2021 and these regulations shall be read and construed as one with the Limitation of Emissions of Certain Atmospheric Pollutants Regulations, hereinafter referred to as "the principal regulations". Citation.
S.L. 549. 124.
2. In sub-regulation (1) of regulation 4 of the principal regulations, the words "The emission limits may be subject to any adjustments, which may be made by the competent authority to the 2005 national atmospheric emissions inventory according to Part 4 of Annex IV of Directive (EU) 2016/2284." shall be deleted. Amends
regulation 4 of
the principal
regulations.
3. Immediately after sub-regulation (7) of regulation 6 of the principal regulations, there shall be added the following new sub-regulation: Amends
regulation 6 of
the principal
regulations.

"(8) The competent authority may establish adjusted national atmospheric emissions inventories, in accordance with article 5(1) and Part 4 of Annex IV of Directive (EU) 2016/2284, for the pollutants listed in regulation 4 where non-compliance with the emission reduction would result from applying improved emission inventory methods updated in accordance with scientific knowledge."
4. In sub-regulation (1) of regulation 7 of the principal regulations, the words ", where applicable," shall be deleted. Amends
regulation 7 of
the principal
regulations.
5. Regulation 13 of the principal regulations shall be amended as follows: Amends
regulation 13 of
the principal
regulations.
 - (a) the words "through electronic means" shall be substituted by the words "by publishing it on the Authority's

website"; and

(b) in paragraph (b) thereof, the words "regulation 6(6)" shall be substituted by the words "regulations 6(6) and 7(3)".

Amends the
Third Schedule
to the principal
regulations.

6. Item 4 of Part 1 of the Third Schedule to the principal regulations shall be substituted by the following new item:

"4. Emissions from road transport shall be calculated and reported on the basis of the fuels sold in Malta. In addition, emissions from road transport may also be reported and calculated on the basis of fuels used for kilometres driven in Malta."