



**Climate Change (Synthetic  
Greenhouse Gas Levies)  
Amendment Regulations (No 2)  
2013**

Jerry Mateparae, Governor-General

**Order in Council**

At Wellington this 9th day of September 2013

Present:

The Right Hon John Key presiding in Council

Pursuant to sections 233(4), 235(4), and 245 of the Climate Change Response Act 2002, His Excellency the Governor-General makes the following regulations, acting—

- (a) on the advice and with the consent of the Executive Council; and
- (b) on the recommendation of the Minister for Climate Change Issues made after complying with the requirements in sections 233(6) and 247 of that Act.

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## Regulations

- 1 Title**  
These regulations are the Climate Change (Synthetic Greenhouse Gas Levies) Amendment Regulations (No 2) 2013.
- 2 Commencement**  
These regulations come into force on 1 January 2014.
- 3 Principal regulations**  
These regulations amend the Climate Change (Synthetic Greenhouse Gas Levies) Regulations 2013 (the **principal regulations**).
- 4 Regulation 3 amended (Interpretation)**  
In regulation 3(1), revoke the definition of **2013 levy period**.
- 5 Regulation 9 replaced (Methodology for specifying price of carbon)**  
Replace regulation 9 with:
  - “9 Methodology for specifying price of carbon**
  - “(1)** This regulation sets out how to determine the price of carbon to be used in calculating the rate of levy that applies to a leviable motor vehicle or leviable goods in a levy year.

- “(2) If the Crown annual financial statements for the previous financial year calculated revenue from the surrender of units under the greenhouse gas emissions trading scheme—
- “(a) using 1 valuation unit, then the price of carbon is the average of the weekly spot prices of the valuation unit in the previous financial year; or
- “(b) using 2 or more valuation units, then the price of carbon is determined by applying the formula in subclause (3) to each valuation unit and adding the results.

- “(3) The formula is—

$$p = a \times \frac{b}{c}$$

where—

- p is the part of the price that relates to a particular valuation unit
- a is the average of the weekly spot prices of the valuation unit in the previous financial year
- b is the total quantity of the 1 or more surrender units valued by reference to the valuation unit that were surrendered in the previous financial year
- c is the total quantity of all surrender units that were surrendered in the previous financial year.

- “(4) In this regulation,—
- “**previous financial year**, in relation to a levy year, means the financial year that ended in the previous levy year
- “**surrender unit** means a type of unit (as defined by the Act) surrendered in the previous levy year (for example, an emission reduction unit)
- “**valuation unit** means the unit (whether or not a unit as defined by the Act) by reference to which 1 or more surrender units were valued in the previous financial year (for example, an emission reduction unit may have been valued by reference to itself or to a certified emission reduction unit).”

## 6 Regulation 10 replaced (Price of carbon)

Replace regulation 10 with:

**“10 Price of carbon**

The price of carbon for the 2014 levy year is \$1.65, as determined by applying the methodology in regulation 9.”

**7 Regulation 11 amended (Rates of levies prescribed)**

In regulation 11(1) and (2), replace “2013 levy period” with “2014 levy year”.

**8 Schedule 1 amended**

In Schedule 1, seventh column, replace the amounts set out in the first column of Schedule 1 of these regulations with the amounts set out in the second column.

**9 Schedule 2 amended**

In Schedule 2, seventh column, replace the amounts set out in the first column of Schedule 2 of these regulations with the amounts set out in the second column.

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**Schedule 1**

r 8

**New seventh column of Schedule 1**

Levy rate (excl GST) (\$)	Levy rate (excl GST) (\$)
3.53	0.71
3.53	0.71
3.53	0.71
4.70	0.94
23.51	4.72
3.53	0.71
4.70	0.94
4.70	0.94

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**Schedule 2**  
**New seventh column of Schedule 2**

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Levy rate (excl GST) (\$)	Levy rate (excl GST) (\$)
8.59	1.72
12.88	2.59
21.47	4.31
30.06	6.03
5.88	1.18
8.59	1.72
5.88	1.18
8.59	1.72
5.88	1.18
8.59	1.72
5.88	1.18
8.59	1.72
12.88	2.59
21.47	4.31
30.06	6.03
5.88	1.18
8.59	1.72
5.88	1.18
8.59	1.72
8.59	1.72
12.88	2.59
21.47	4.31
30.06	6.03
5.88	1.18
8.59	1.72
5.88	1.18
8.59	1.72

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Levy rate (excl GST) (\$)	Levy rate (excl GST) (\$)
8.59	1.72
0.59	0.12
0.65	0.13
0.71	0.14
0.76	0.15
0.88	0.18
0.88	0.18
0.41	0.08
0.53	0.11
0.59	0.12
0.65	0.13
0.76	0.15
0.82	0.17
1.06	0.21
0.47	0.09
0.65	0.13
2.35	0.47
2.35	0.47
2.35	0.47
2.35	0.47
9.67	1.94
9.67	1.94
9.67	1.94
9.67	1.94
8.59	1.72
12.88	2.59
21.47	4.31
30.06	6.03

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Levy rate (excl GST) (\$)	Levy rate (excl GST) (\$)
5.88	1.18
8.59	1.72
8.59	1.72
0.29	0.06
1.76	0.35
4.84	0.97
5.88	1.18
16.12	3.24
2.35	0.47
9.67	1.94
16.12	3.24
16.12	3.24
16.12	3.24
1.18	0.24
3.22	0.65
1.18	0.24
3.22	0.65
0.88	0.18
5.88	1.18
16.12	3.24
16.12	1.18
16.12	3.24
5.88	1.18
16.12	3.24
5.88	1.18
5.88	1.18
16.12	3.24
16.12	3.24
5.88	1.18

Levy rate (excl GST) (\$)	Levy rate (excl GST) (\$)
16.12	3.24
5.88	1.18
16.12	3.24
5.88	1.18
16.12	3.24
5.88	1.18
16.12	3.24

Martin Bell,  
for 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 amend the Climate Change (Synthetic Greenhouse Gas Levies) Regulations 2013. The amendments come into force on 1 January 2014.

The amendments relate to the levy imposed by section 227 of the Climate Change Response Act 2002 in relation to synthetic greenhouse gas. The amendments—

- prescribe how to determine the price of carbon to be used in calculating the rate of levy that applies to a leviable motor vehicle or leviable goods in a levy year (from the 2014 levy year onwards);
  - specify the price of carbon for the 2014 levy year by applying the methodology;
  - prescribe the rates of levy for leviable motor vehicles and levi-able goods for the 2014 levy year.
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Levies) Amendment Regulations (No 2) 2013**

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Issued under the authority of the Legislation Act 2012.  
Date of notification in *Gazette*: 12 September 2013.  
These regulations are administered by the Ministry for the Environment.

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