

# ZAKON

## O KLIMATSKIM PROMENAMA

### I. OSNOVNE ODREDBE

#### Predmet uređivanja

##### Član 1.

Ovim zakonom uređuje se sistem za ograničenje emisija gasova sa efektom staklene bašte (u daljem tekstu: GHG) i za prilagođavanje na izmenjene klimatske uslove, monitoring i izveštavanje o strategiji niskougljeničnog razvoja i njenom unapređenju, program prilagođavanja na izmenjene klimatske uslove, donošenje strategije niskougljeničnog razvoja i programa prilagođavanja na izmenjene klimatske uslove, izdavanje dozvola za emisije GHG operateru postrojenja, izdavanje odobrenja na plan monitoringa operatera vazduhoplova, monitoring, izveštavanje, verifikaciju i akreditaciju verifikatora, administrativne takse, nadzor i druga pitanja od značaja za ograničenje emisija GHG i prilagođavanje na izmenjene klimatske uslove.

Na postupak izdavanja, oduzimanja, izmena i dopuna dozvole za emisiju GHG, postupak davanja odobrenja i odobrenja za izmene plana monitoringa emisije GHG, postupak davanja odobrenja na izveštaje o poboljšanjima metodologije emisije GHG i postupak vođenja evidencija i registra propisanih ovim zakonom primenjuju se odredbe zakona koji uređuje opšti upravni postupak, ukoliko ovim zakonom nije drugačije propisano.

#### Primena zakona

##### Član 2.

Odredbe ovog zakona primenjuju se na emisije GHG izazvane ljudskom aktivnošću i sektore i sisteme izložene uticajima klimatskih promena.

GHG iz stava 1. ovog člana su ugljendioksid (CO<sub>2</sub>), metan (CH<sub>4</sub>), azotsuboksid (N<sub>2</sub>O), fluorougljovodonici (HFCs), perfluorougljenici (PFCs) i sumporheksafluorid (SF<sub>6</sub>).

#### Ciljevi zakona

##### Član 3.

Cilj ovog zakona je uspostavljanje sistema kako bi se smanjile emisije GHG na isplativ i ekonomski efikasan način, čime se doprinosi dostizanju naučno neophodnih nivoa emisija GHG kako bi se izbegle opasne promene klime na globalnom nivou i nepovoljni uticaji promene klime.

Cilj ovog zakona je i smanjenje emisija GHG i prilagođavanje na izmenjene klimatske uslove usvajanjem i sprovođenjem dokumenata javnih politika.

Cilj ovog zakona je i uspostavljanje mehanizama za pravovremeno, transparentno, tačno, dosledno, uporedivo i potpuno izveštavanje i verifikaciju informacija o ispunjenju obaveza prema Zakonu o potvrđivanju Okvirne konvencije UN o promeni klime, sa aneksima („Službeni list SRJ - Međunarodni ugovori”, broj 2/97), Zakonu o potvrđivanju Kjoto protokola („Službeni glasnik RS – Međunarodni ugovori”, broj 88/07), Zakonu o potvrđivanju Doha amandmana na Kjoto protokol uz Okvirnu konvenciju Ujedinjenih nacija o promeni klime („Službeni glasnik RS - međunarodni ugovori”, broj 2/17) i Zakonu o potvrđivanju Sporazuma iz Pariza („Službeni glasnik RS - Međunarodni ugovori”, broj 4/217), kao i za monitoring i izveštavanje o emisijama GNG izazvanih ljudskom aktivnošću iz izvora i uklonjenih

putem ponora i aktivnostima prilagođavanja na izmenjene klimatske uslove preduzetim na isplativ i ekonomski efikasan način.

### **Dostizanje ciljeva zakona**

#### **Član 4.**

Za dostizanje ciljeva ovog zakona, državni organi i organizacije treba da usvoje odgovarajuće sektorske politike i mere iz delokruga svoje nadležnosti.

### **Značenje izraza**

#### **Član 5.**

Pojedini izrazi upotrebljeni u ovom zakonu imaju sledeće značenje:

1) *operator vazduhoplova* jeste svako fizičko ili pravno lice koje obavlja vazduhoplovne aktivnosti ili vlasnik vazduhoplova, ako identitet tog lica nije poznat ili ga vlasnik vazduhoplova nije naveo;

2) *verifikator* jeste pravno lice koje vrši verifikacione aktivnosti u skladu sa ovim zakonom i propisom donetim na osnovu njega i koga je akreditovalo Akreditaciono telo Srbije (u daljem tekstu: ATS), u skladu sa zakonom kojim se uređuje akreditacija;

3) *vodič o ekonomičnosti potrošnje goriva* jeste skup podataka o zvaničnoj potrošnji goriva i zvaničnoj emisiji CO<sub>2</sub> za svaki model raspoloživ na tržištu novih putničkih vozila;

4) *gasovi sa efektom staklene bašte* (eng. *greenhouse gases*; u daljem tekstu: GHG) jesu gasovi i drugi gasoviti sastojci koji se nalaze u atmosferi, kako prirodnog, tako i antropogenog porekla koji apsorbuju i ponovo emituju infracrveno zračenje;

5) *dobavljač* jeste proizvođač putničkih vozila ili njegov ogranak sa sedištem u Republici Srbiji. U slučaju da proizvođač ili njegov ogranak nemaju sedište u Republici Srbiji, za dobavljača će se smatrati uvoznik ili pravno lice koji prvi put daje na tržište Republike Srbije novo putničko vozilo na prodaju ili na lizing, kao i preduzetnik koji po prvi put daje na tržište Republike Srbije novo putničko vozilo na prodaju;

6) *emisija GHG iz izvora* jeste ispuštanje GHG iz sektora i kategorija u kojima dolazi do sagorevanja goriva i fugitivnih emisija iz goriva, industrijskih procesa, uključujući emisije iz postrojenja i vazduhoplovnih aktivnosti, upotrebe proizvoda, poljoprivrede, i upravljanja otpadom bliže određenim propisom;

7) *zainteresovana javnost* jeste javnost na koju utiče ili na koju može uticati donošenje odluke nadležnog organa ili koja ima interesa u tome, uključujući i udruženja građana i društvene organizacije koje se bave zaštitom životne sredine i koje su evidentirane kod nadležnog organa;

8) *zvanična potrošnja goriva* jeste potrošnja goriva iz priloga Evropske komisije o uverenju o homologaciji tipa putničkih vozila ili iz potvrde o saobraznosti u skladu sa važećim propisima. Kada se nekoliko varijanti i/ili verzija navodi pod istim modelom, vrednost potrošnje goriva koja se za taj model navodi zasniva se na varijanti i/ili verziji modela sa najvišom zvaničnom potrošnjom goriva unutar te grupe;

9) *zvanične specifične emisije CO<sub>2</sub>* jesu izmerene emisije za dato putničko vozilo iz priloga Evropske komisije o uverenju o homologaciji tipa putničkih vozila ili iz potvrde o saobraznosti u skladu sa važećim propisima. Kada se nekoliko varijanti i/ili verzija navodi pod istim modelom, vrednosti CO<sub>2</sub> koje se za taj model navode zasnivaju se na varijanti i/ili verziji modela sa najvišom zvaničnom emisijom CO<sub>2</sub> unutar te grupe;

10) *zvanični podatak o specifičnim emisijama zagađujućih materija u vazduh* (u daljem tekstu: vrednosti specifičnih emisija zagađujućih materija u vazduh) jesu vrednosti azotnih oksida (NO<sub>x</sub>), ugljen monoksida (CO), ukupnog ugljenovodika (THC) i suspendovanih čestica (PM) iz priloga Evropske komisije o uverenju o homologaciji tipa putničkih vozila ili iz potvrde o saobraznosti u skladu sa važećim propisima. Kada se nekoliko varijanti i/ili verzija navodi pod istim modelom, vrednosti emisije pojedine zagađujuće materije u vazduh koje se za taj model navode zasnivaju se na varijanti i/ili verziji modela sa najvišom zvaničnom emisijom te materije unutar te grupe;

11) *izvor emisije iz postrojenja* jeste deo postrojenja ili procesa u okviru postrojenja koji se mogu odvojeno identifikovati, a iz kog se emituju relevantni gasovi sa efektom staklene bašte;

12) *javnost* jeste jedno ili više fizičkih ili pravnih lica, njihova udruženja, organizacije ili grupe;

13) *Kjoto protokol* jeste Kjoto protokol uz Okvirnu konvenciju Ujedinjenih nacija o promeni klime potvrđen Zakonom o potvrđivanju Kjoto protokola uz Okvirne konvencije Ujedinjenih nacija o promeni klime;

14) *Konvencija* jeste Okvirna konvencija Ujedinjenih nacija o promeni klime, sa aneksima, potvrđena Zakonom o potvrđivanju Okvirne konvencije Ujedinjenih nacija o promeni klime, sa aneksima (u daljem tekstu: Konvencija);

15) *konzervativna procena* jeste procena pri kojoj se primenjuju utvrđene pretpostavke kako bi se obezbedilo da ne dođe do potcenjivanja godišnjih emisija GNG iz postrojenja ili precenjivanja tonskih kilometara;

16) *marka* jeste robna marka u skladu sa propisima koji uređuje bezbednost saobraćaja na putevima;

17) *mehanizam čistog razvoja* jedan je od tri fleksibilna mehanizma Kjoto protokola i omogućava državama koje imaju kvantifikovane obaveze smanjenja emisija GHG pod Kjoto protokolom da sprovode programe i projekte koji vode smanjenju emisija GHG u zemljama u razvoju, zadržavajući jedinice smanjenja emisija GHG koje su rezultat projektne aktivnosti i koje su izražene preko SO<sub>2</sub> ekvivalenta;

18) *model* jeste komercijalni opis marke, tipa i, ako je dostupno i prikladno, varijante i verzije putničkog vozila;

19) *nepovoljni uticaji promene klime* označavaju promene u fizičkoj životnoj sredini ili „biotu”, usled promene klime, a koje imaju značajne štetne posledice na sastav, sposobnost obnavljanja ili produktivnost prirodnih i kontrolisanih ekosistema ili na funkcionisanje društveno-ekonomskih sistema ili ljudsko zdravlje i blagostanje;

20) *novo putničko vozilo* jeste svako putničko vozilo koje prethodno nije bilo prodato kupcu u drugu svrhu osim za dalju prodaju ili dostavljanje;

21) *oznaka ekonomičnosti potrošnje goriva* jeste oznaka koja sadrži podatke o zvaničnoj potrošnji goriva i zvaničnoj emisiji CO<sub>2</sub> putničkih vozila na koja se oznaka postavlja;

22) *operator postrojenja* jeste pravno lice ili preduzetnik koje u skladu sa propisima upravlja postrojenjem, kontroliše ga ili je ovlašćen za donošenje ekonomskih odluka u vezi sa tehničkim funkcionisanjem postrojenja;

23) *plan monitoringa* je plan u skladu sa kojim operator postrojenja odnosno operator vazduhoplova vrši monitoring emisija GHG iz postrojenja odnosno vazduhoplovnih aktivnosti;

24) *podaci o aktivnosti operatera i operatera vazduhoplova* jesu podaci o količini goriva ili materijala koji se utroše ili proizvedu u procesu proizvodnje, a koji su od značaja za proračune u metodologiji monitoringa i izražavaju se u slučaju tečnih i čvrstih materijala u teradžulima (TJ) ili tonama (t), a u slučaju gasovitih u normalnim kubnim metrima (Nm<sup>3</sup>);

25) *politike i mere* jesu svi instrumenti čije sprovođenje vodi smanjenju emisija GHG, uključujući i one čiji primarni cilj nije ograničavanje ili smanjenje emisija GHG iz izvora i uklanjanja putem ponora;

26) *ponor* jeste svaki proces, aktivnost ili mehanizam kojim se odstranjuju iz atmosfere GHG, aerosoli ili prethodnici GHG;

27) *postrojenje* jeste stacionarna tehnička jedinica u kojoj se obavlja jedna ili više aktivnosti određenih propisom kojim se utvrđuju vrste aktivnosti koje dovode do emisije gasova sa efektom staklene bašte, kao i svaka druga aktivnost koja je direktno tehnički povezana sa aktivnostima koje se obavljaju na tom mestu i koja može dovesti do emisija gasova sa efektom staklene bašte;

28) *potvrda o saobraznosti* jeste pismeni dokaz izdat od strane proizvođača za svako vozilo proizvedeno u skladu sa šemom homologacije tipa celog vozila. Podaci navedeni u Potvrdi o saobraznosti predstavljaju deklaraciju proizvođača;

29) *prodavac* jeste pravno lice koje obavlja delatnost prodaje ili lizinga novog putničkog vozila konačnom potrošaču, kao i preduzetnik koji samostalno obavlja delatnost prodaje novog putničkog vozila konačnom potrošaču;

30) *prodajno mesto* jeste mesto kao što je izložbeni salon putničkih vozila ili otvoreni prostor, gde se nova putnička vozila izlažu ili nude na prodaju ili lizing potencijalnim kupcima. U ovu definiciju uključeni su trgovački sajmovi na kojima se nova putnička vozila predstavljaju javnosti;

31) *projekcije bez mera* jesu projekcije antropogenih emisija GHG iz izvora i odstranjenih putem ponora koje isključuju efekte svih politika i mera koje su planirane, donete ili sprovedene nakon godine izabrana kao početna za ove projekcije;

32) *projekcije sa merama* jesu projekcije antropogenih emisija GHG iz izvora i odstranjenih putem ponora koje uključuju efekte donesenih i sprovedenih politika i mera na smanjenja emisija GHG;

33) *projekcije sa dodatnim merama* jesu projekcije antropogenih emisija GHG iz izvora i odstranjenih putem ponora koje uključuju efekte donesenih i sprovedenih politika i mera na smanjenje emisija GHG, kao i politike i mere koje su u tu svrhu planirane;

34) *promotivni materijal* jeste sav materijal, bez obzira na medij u kojem se promovise (pisani, elektronski ili audio-vizuelni), i koji se koristi pri prodaji, oglašavanju i promovisanju putničkih vozila u javnosti. U to se ubrajaju, između ostalog, tehnički priručnici, brošure, oglasi u novinama, časopisima i specijalizovanoj štampi i plakatima, kao i oglasi na internetu, televiziji, filmskom platnu i displejima;

35) *putničko vozilo* jeste svako motorno vozilo vrste M1 u skladu sa propisom koji uređuje bližu podelu motornih i priključnih vozila osim vozila za posebne namene;

36) *rezervoar gasova* sa efektom staklene bašte jeste fizička jedinica ili komponenta biosfere, geosfere ili hidrosfere, sa sposobnošću da sačuva ili akumulira GHG koji je uklonjen iz atmosfere poniranjem ili GHG koji je uhvaćen iz izvora gasova staklene bašte;

37) *sistem inventara* GHG jeste sistem institucionalnih, zakonodavnih i proceduralnih mehanizama koji obezbeđuju procenu i izveštavanje o propisanim antropogenim emisijama GHG iz izvora i uklanjanja pomoću ponora;

38) *tim za ocenjivanje* jeste tim koje ATS imenuje da sprovodi ocenjivanje verifikatora u skladu sa ovim zakonom;

39) *tip, varijanta i verzija* su različita vozila određene marke koja se prepoznaju po tipu, varijanti i verziji jedinstvenim alfanumeričkim znakovima;

40) *tonski kilometar* znači prevoz jedne tone robe na udaljenost od jedan kilometar;

41) *uklanjanje* pomoću ponora jeste prirodno ili antropogeno uklanjanje GHG iz atmosfere pomoću ponora.

## **II. STRATEGIJE I PLANOVI**

### **Dokumenta planiranja**

#### **Član 6.**

U oblasti klimatskih promena koje propisuje ovaj zakon, donose se sledeća dokumenta:

- 1) strategija niskougljeničnog razvoja;
- 2) akcioni plan za sprovođenje strategije;
- 3) program prilagođavanja na izmenjene klimatske uslove.

### **Strategija niskougljeničnog razvoja**

#### **Član 7.**

Ministarstvo nadležno za poslove zaštite životne sredine (u daljem tekstu: Ministarstvo) u saradnji sa ostalim nadležnim ministarstvima i relevantnim državnim institucijama i telima priprema Strategiju niskougljeničnog razvoja (u daljem tekstu: Strategija) radi utvrđivanja strateških pravaca delovanja i javne politike koje se odnose na ograničenja emisija GHG iz izvora, kao i transparentnog i tačnog praćenja dostizanja tih ograničenja emisije.

Strategija se priprema za period od najmanje deset godina.

Strategiju donosi Vlada na predlog Ministarstva i objavljuje se u „Službenom glasniku Republike Srbije”.

### **Sadržaj Strategije niskougljeničnog razvoja**

#### **Član 8.**

Strategija sadrži, naročito:

- 1) sagledavanje postojećeg stanja, uključujući i analizu socio-ekonomske situacije koja utiče na nivo emisija GHG;
- 2) projekcije sa merama i sa dodatnim merama koje određuju različite pravce niskougljeničnog razvoja, koje uvažavaju socio-ekonomske parametre;
- 3) procene dobiti i troškova različitih pravaca niskougljeničnog razvoja;
- 4) opšte i posebne ciljeve koji se žele postići (utvrđivanje kvantitativnih ciljeva ograničenja emisija GHG iz izvora i povećanja uklanjanja putem ponora koji se postižu različitim scenarijima niskougljeničnog razvoja);
- 5) identifikaciju preporučenog pravca niskougljeničnog razvoja sa pratećim kvantitativnim ciljem ograničenja emisija GHG;

6) identifikaciju odgovarajućih mera neophodnih za dostizanje različitih pravaca niskouglednog razvoja, uzročno-posledične veze između opštih i posebnih ciljeva i mera koje doprinose ostvarenju tih ciljeva i analizu efekata tih mera na fizička i pravna lica i budžet;

7) ključne pokazatelje učinka na nivou opštih i posebnih ciljeva i mera, kojima se meri efikasnost i efektivnost sprovođenja Strategije.

8) identifikaciju potreba za postizanje ciljeva ograničenja emisija GHG na nivou sektora, uključujući strateške ciljeve razvoja;

9) institucionalni okvir i plan za praćenje sprovođenja, vrednovanje učinaka i izveštavanje o sprovedenim merama i ciljevima strategije.

### **Usklađenost sektorskih strategija sa Strategijom**

#### **Član 9.**

Dokumenti javnih politika moraju sadržati kvantitativnu procenu uticaja na promenu nivoa emisije GHG iz izvora i uklanjanje pomoću ponora proračunate u skladu sa prihvaćenom međunarodnom metodologijom.

### **Akcionni plan za sprovođenje Strategije**

#### **Član 10.**

Strategija se ostvaruje donošenjem akcionog plana za sprovođenje Strategije (u daljem tekstu: Akcionni plan), koji sadrži naročito:

- 1) opšte i posebne ciljeve preuzete iz strategije
- 2) mere i aktivnosti u sektorima, koje je potrebno preduzeti radi ostvarenja ciljeva Strategije uz navođenje projekata ako se mere i/ili aktivnosti sprovedu kroz projekte;
- 3) institucije odgovorne za sprovođenje specifičnih mera kao i instituciju nosioca koja je odgovorna za praćenje sprovođenja i izveštavanje o njihovom sprovođenju;
- 4) procenu potrebnih sredstava za sprovođenje specifičnih mera, uz navođenje izvora finansiranja za obezbeđena sredstva;
- 5) vremenske rokove, pokazatelje učinka na nivou mera, a po potrebi i na nivou aktivnosti, metode i učestalost izveštavanja o sprovođenju specifičnih mera;
- 6) informacije o propisima koje bi trebalo doneti odnosno izmeniti kako bi se realizovale mere javne politike;
- 7) metode i učestalost izveštavanja o ostvarenju Akcionog plana.

Akcionni plan usvaja Vlada za period od najmanje pet godina na predlog Ministarstva.

Ministarstvo prati ostvarenje Akcionog plana i po potrebi predlaže njegovo ažuriranje za potrebe ispunjenja ciljeva Strategije.

Ministarstvo ažurira Akcionni plan, ako Vlada donese odluku o korektivnim merama u skladu sa članom 11. ovog zakona.

Na zahtev Ministarstva nadležne institucije dužne su da dostave podatke i informacije od značaja za izradu i ažuriranje Akcionog plana u roku od 30 dana od dana dostavljanja zahteva.

Zahtev za dostavljanje podataka i informacija iz stava 5. ovog člana sadrži vrstu podataka i informacija, vremenski period na koji se odnose, način dostavljanja, kao i druge elemente.

## Ograničenje emisija GHG

### Član 11.

Na osnovu Strategije i Akcionog plana, a u skladu sa obavezama koje proističu iz Konvencije i drugih međunarodnih dokumenata donetih za sprovođenje Konvencije, Vlada propisuje nivoe emisija GHG: iz izvora na nacionalnom nivou, za postrojenja i vazduhoplovne aktivnosti i za emisije GHG iz sektora i kategorija u kojima dolazi do sagorevanja goriva i fugitivnih emisija iz goriva, industrijskih procesa i upotrebe proizvoda, poljoprivrede i otpada.

Aktom iz stava 1. ovog člana, propisuju se naročito:

- 1) sektori, kategorije i izvori emisija za koje se utvrđuju nivoi emisija GHG i period na koji se odnose;
- 2) način i metodologija za utvrđivanje nivoa emisija GHG;
- 3) ukupne nivoe emisija GHG iz izvora u odnosu na emisije u određenoj godini;
- 4) godišnje nivoe emisija GHG za postrojenja i vazduhoplovne aktivnosti u odnosu na emisije u određenoj godini;
- 5) ukupne nivoe emisija GHG iz izvora u odnosu na emisije u određenoj godini, bez emisija iz tačke 4) ovog stava.

Aktom iz stava 1. ovog člana propisuju se emisije GHG za period od deset godina i na godišnjem nivou u ovom periodu.

Ministarstvo priprema godišnji izveštaj o dostizanju emisija GHG u skladu sa aktom iz stava 1. ovog člana i u slučaju odstupanja, uključujući i dozvoljene prenose u skladu sa članom 12. ovog zakona, priprema predlog potrebnih korektivnih mera za dostizanje emisija GHG iz izvora do 15. novembra svake godine i dostavlja ga Vladi na usvajanje.

## Instrumenti fleksibilnosti

### Član 12.

Ako su emisije iz člana 11. stav 2. tačka 5) ovog zakona, u propisanom periodu, u određenoj godini veće od propisanog godišnjeg nivoa emisija GHG, dozvoljeno je preneti najviše do 5% godišnje količine iz naredne godine.

Ako su emisije iz člana 11. stav 2. tačka 5) ovog zakona u propisanom periodu, u određenoj godini manje od propisanog godišnjeg nivoa emisija GHG, taj višak je dozvoljeno preneti u naredne godine za dostizanje godišnjih nivoa emisija GHG do poslednje godine tog perioda.

## Program prilagođavanja na izmenjene klimatske uslove

### Član 13.

Ministarstvo priprema Program prilagođavanja na izmenjene klimatske uslove (u daljem tekstu: Program prilagođavanja) sa Akcionim planom radi identifikacije uticaja klimatskih promena na sektore i sisteme i utvrđivanja mera prilagođavanja na izmenjene klimatske uslove (u daljem tekstu: mera prilagođavanja) za one sektore i sisteme u kojima je potrebno smanjiti nepovoljne uticaje.

Program prilagođavanja donosi Vlada na predlog Ministarstva.

Program prilagođavanja se objavljuje u „Službenom glasniku Republike Srbije”.

## **Sadržaj Programa prilagođavanja**

### **Član 14.**

Program prilagođavanja se izrađuje i usvaja u skladu sa zakonom kojim se uređuje planski sistem i naročito sadrži:

- 1) analizu socio-ekonomske situacije koja utiče na prilagođavanje na izmenjene klimatske uslove;
- 2) analizu osmotrenih promena klime;
- 3) prikaz očekivanih promena klime;
- 4) analizu uticaja promena klime na sektore i sisteme;
- 5) identifikaciju sektora najpogođenijih klimatskim promenama;
- 6) opis željene promene koju treba postići, njenih elemenata i njihovih uzročno-posledičnih veza;
- 7) opšte i posebne ciljeve javne politike koji se žele postići;
- 8) predlog mera prilagođavanja;
- 9) razradu i procene dobiti i troškova različitih kombinacija mera prilagođavanja, kao i rezultate sprovedene analize efekata za svaku od kombinacija mera prilagođavanja;
- 10) rezultate procesa sprovedenih konsultacija i dodatnih analiza efekata razmatranih opcija na osnovu sprovedenih konsultacija;
- 11) listu mera prilagođavanja sa obrazloženjem i načinom njihovog ostvarivanja;
- 12) institucije odgovorne za sprovođenje mera prilagođavanja;
- 13) Akcioni plan.

## **Realizacija Programa prilagođavanja**

### **Član 15.**

Dokumenti javnih politika u sektorima najpogođenijim klimatskim promenama, kao i planski dokumenti autonomne pokrajine i jedinice lokalne samouprave izrađuju se uzimajući u obzir ciljeve Programa prilagođavanja.

Organi i organizacije nadležni za sprovođenje mera prilagođavanja sadržanih u Programu prilagođavanja, kao i za izradu i sprovođenje dokumenata javne politike i planskih dokumenata iz stava 1. ovog člana, dužni su da do 15. marta svake godine u odnosu na godinu usvajanja Programa prilagođavanja dostavljaju Ministarstvu izveštaj o sprovedenim merama prilagođavanja, kao i pojavama kao što su poplave, ekstremne temperature, suše i drugo i njihovim posledicama.

Vlada propisuje listu organa i organizacija kao i sadržinu i formu izveštaja, iz stava 2. ovog člana.

## **Učešće javnosti**

### **Član 16.**

Ministarstvo će o nacrtu Strategije, Akcionog plana i Programa prilagođavanja, obavestiti javnost i omogućiti davanje mišljenja i primedbi, u skladu sa zakonom kojim se propisuje izrada i usvajanje dokumenata javnih politika.



## **Nacionalni savet za klimatske promene**

### **Član 17.**

Ovim zakonom uspostavlja se Nacionalni savet za klimatske promene (u daljem tekstu: Savet), kao savetodavno telo Vlade.

Članove Saveta imenuje Vlada na period od pet godina uz mogućnost ponovnog izbora.

Savet čine predstavnici Ministarstva i drugih organa i organizacija, predstavnici naučne i stručne javnosti, kao i predstavnici civilnog društva, čija je oblast delovanja od značaja za utvrđivanje i sprovođenje aktivnosti u oblasti klimatskih promena, kao i predstavnik Poverenika za zaštitu ravnopravnosti.

Savet donosi Poslovnik o svom radu.

Savet vodi, u svojstvu predsednika, ministar nadležan za poslove zaštite životne sredine (u daljem tekstu: ministar).

Savet može u svoj rad da uključi i spoljne saradnike, stručne za oblast klimatskih promena.

Rad članova Saveta se ne plaća.

Administrativno- tehničke poslove za potrebe Saveta obavlja Ministarstvo.

Savet je dužan da dostavlja Vladi izveštaj o radu jednom godišnje.

## **III. POLITIKE I MERE ZA OGRANIČENJE EMISIJA GHG IZ IZVORA**

### **1. MEHANIZAM ČISTOG RAZVOJA**

#### **Sprovođenje Mehanizma čistog razvoja**

### **Član 18.**

Mere za ograničenje emisija GHG, mogu se sprovoditi kroz programe i projekte u okviru Mehanizma čistog razvoja.

Vlada propisuje kriterijume i način odobravanja programa i projekata koji se realizuju u okviru Mehanizma čistog razvoja, izuzev kapitalnih projekata, u smislu zakona kojim se uređuje budžetski sistem.

### **2. DOSTUPNOST PODATAKA O EKONOMIČNOSTI POTROŠNJE GORIVA I EMISIJAMA CO<sub>2</sub> U VEZI SA PRODAJOM NOVIH PUTNIČKIH VOZILA**

#### **Dostupnost podataka o potrošnji goriva i emisijama CO<sub>2</sub>**

### **Član 19.**

U cilju informisanosti potrošača i donošenja odluke o izboru pri kupovini ili uzimanju na lizing novih putničkih vozila, potrebno je obezbediti dostupnost podataka o ekonomičnosti potrošnje goriva i emisijama CO<sub>2</sub> iz tih vozila.

Oznaka o ekonomičnosti potrošnje goriva i emisijama CO<sub>2</sub> i zagađujućih materija u vazduh

### **Član 20.**

Prodavac koji stavlja u promet model novog putničkog vozila dužan je da na prodajnom mestu ili u blizini putničkog vozila, o svom trošku, na jasno vidljiv način postavi, odnosno izloži oznaku o ekonomičnosti potrošnje goriva i emisijama CO<sub>2</sub> tog vozila.

Obrazac oznake iz stava 1. ovog člana, objavljuje Agencija za bezbednost saobraćaja u elektronskom obliku na svojoj internet stranici.

Ministar bliže propisuje sadržinu obrasca oznake o ekonomičnosti o potrošnji goriva i emisijama CO<sub>2</sub> iz stava 1. ovog člana.

### **Vodič o ekonomičnosti potrošnje goriva i emisijama CO<sub>2</sub> i zagađujućih materija u vazduh**

#### **Član 21.**

Dobavljač mora u elektronskom obliku najkasnije do 31. decembra tekuće godine Agenciji za bezbednost saobraćaja slati listu modela svih novih vozila koje prodaje na teritoriji Republike Srbije sa podacima na propisanom obrascu.

Agencija za bezbednost saobraćaja objavljuje-na svojoj internet stranici:

1) listu svih modela novih putničkih vozila koji se u toku godine prodaju u Republici Srbiji, sastavljenu po azbučnom redu marki putničkih vozila sa podacima iz stava 1. ovog člana, i

2) listu deset modela novih putničkih vozila sa najekonomičnijom potrošnjom goriva, poređanim prema rastućim vrednostima specifičnih emisija CO<sub>2</sub> za svaku vrstu goriva sa podacima iz stava 1. ovog člana.

Dobavljač najmanje jednom godišnje o svom trošku obezbeđuje vodič o ekonomičnosti potrošnje goriva, emisijama CO<sub>2</sub> i zagađujućih materija u vazduh (u daljem tekstu: vodič), koji sadrži i liste iz stava 2. tač. 1) i 2) ovog člana.

Dobavljač, vodič objavljuje na svojoj internet stranici, a njegovu elektronsku verziju besplatno dostavlja prodavcu i Agenciji za bezbednost saobraćaja.

Prodavac mora obezbediti da je poslednja kompaktna verzija vodiča na njegovom prodajnom mestu u pisanom prenosivom elektronskom obliku besplatno dostupna potrošaču na njegov zahtev.

Ministar bliže propisuje obrazac sa podacima iz stava 1. ovog člana kao i sadržaj vodiča iz stava 3. ovog člana.

### **Plakat ili displej**

#### **Član 22.**

Prodavac je dužan da za sve marke novog putničkog vozila izloženog ili ponuđenog na prodaju ili lizing, na prodajnom mestu vidno izloži plakat ili displej sa podacima o zvaničnoj potrošnji goriva i zvaničnim specifičnim emisijama CO<sub>2</sub> i zagađujućih materija u vazduh.

Ministar bliže propisuje izgled, dimenzije i sadržaj plakata, odnosno displeja.

### **Promocija**

#### **Član 23.**

Dobavljač i prodavac dužni su da obezbede da sav promotivni materijal sadrži podatke o zvaničnoj potrošnji goriva i zvaničnoj specifičnoj emisiji CO<sub>2</sub> i zagađujućih materija u vazduh modela novog putničkog vozila na koje se odnosi.

Ministar bliže propisuje formu i sadržaj promotivnog materijala.

### **Zabrana prisustva oznaka, simbola ili natpisa**

#### **Član 24.**

Zabranjeno je dovođenje u zabunu potencijalnih kupaca novih putničkih automobila korišćenjem oznaka, simbola ili natpisa koji se odnose na potrošnju goriva ili emisiju CO<sub>2</sub> i zagađujućih materija u vazduh na oznakama, u vodičima, na plakatima ili u promotivnoj literaturi iz čl. 20-23. ovog zakona.

## **IV. MONITORING, IZVEŠTAVANJE I VERIFIKACIJA EMISIJA GHG IZ POSTROJENJA I VAZDUHOPLOVNIH AKTIVNOSTI**

### **1. DOZVOLA ZA EMISIJU GHG OPERATERU POSTROJENJA**

#### **Uslov za početak rada postrojenja**

##### **Član 25.**

Pre početka rada postrojenja u kojem se obavlja aktivnost koja dovodi do emisije GHG, operater postrojenja dužan je da pribavi dozvolu za emisiju GHG (u daljem tekstu: dozvola).

Izuzetno od stava 1. ovog člana, za postrojenja ili delove postrojenja koji se koriste za istraživanje, razvoj i ispitivanje novih proizvoda i procesa, kao i za postrojenja koja koriste isključivo biomasu, nije potrebna dozvola.

Vlada propisuje vrste aktivnosti i gasove iz stava 1. ovog člana za koje je potrebno pribaviti dozvolu.

#### **Zahtev za izdavanje dozvole**

##### **Član 26.**

Operater postrojenja podnosi Ministarstvu zahtev za izdavanje dozvole.

Zahtev iz stava 1. ovog člana sadrži:

- 1) podatke o operateru postrojenja;
- 2) opis i lokaciju postrojenja i aktivnosti koje se obavljaju u postrojenju, uključujući tehnologije koje se koriste;
- 3) podatke o sirovinama i drugim materijalima čija upotreba može da dovede do emisije GHG;
- 4) podatke o vrsti i izvoru emisija GHG;
- 5) netehnički rezime podataka koji se odnosi na podatke iz tač. 1) - 4) ovog stava.

Operater postrojenja dužan je da uz zahtev iz stava 1. ovog člana dostavi i plan monitoringa emisija GHG iz postrojenja (u daljem tekstu: plan monitoringa) u dva primerka.

#### **Razmatranje zahteva**

##### **Član 27.**

Ministarstvo razmatra podneti zahtev i ako utvrdi da on ne sadrži propisane podatke, odnosno ukoliko nije dostavljen plan monitoringa, obavestiće podnosioca zahteva o utvrđenim nedostacima i odrediće mu rok u kom je dužan da dostavi podatke odnosno plan monitoringa koji nedostaju.

Ako podnosilac zahteva u određenom roku ne postupi po zahtevu Ministarstva iz stava 1. ovog člana i ne otkloni nedostatke Ministarstvo odbacuje takav zahtev.

#### **Ocena Agencije za zaštitu životne sredine**

##### **Član 28.**

Ministarstvo u roku od pet dana od dana prijema potpunog zahteva za izdavanje dozvole sa planom monitoringa isti, zajedno sa planom monitoringa, dostavlja Agenciji za zaštitu životne sredine (u daljem tekstu: Agencija).

Agencija ocenjuje dostavljeni plan monitoringa, i u roku od najviše dva meseca od dana prijema dokumenata iz stava 1. ovog člana, dostavlja Ministarstvu izveštaj koji sadrži ocenu da li je plan monitoringa izrađen u skladu sa propisima i da li je operater postrojenja u stanju da obezbedi monitoring i izveštavanje o emisijama GHG u skladu sa ovim zakonom.

Prilikom ocene plana monitoringa Agencija može tražiti od podnosioca zahteva da joj u određenom roku dostavi dodatne informacije koje je podnosilac zahteva propustio da navede u planu monitoringa odnosno ukoliko neke od dostavljenih informacija u planu monitoringa nisu navedene, međusobno su kontradiktorne ili nisu dovoljno precizne prema zahtevima propisa iz člana 35. stav 7. ovog zakona.

## **Dozvola**

### **Član 29.**

Ministarstvo izdaje dozvolu u roku od najviše četiri meseca od prijema potpunog zahteva za izdavanje dozvole, na osnovu pozitivne ocene Agencije iz člana 28. ovog zakona.

Dozvola sadrži:

- 1) naziv i adresu operatera postrojenja kao i adresu postrojenja;
- 2) opis aktivnosti i emisija GHG iz postrojenja;
- 3) obavezu vršenja monitoringa emisije GHG na način propisan planom monitoringa;
- 4) obavezu dostavljanja verifikovanog izveštaja o emisijama GHG.

Plan monitoringa sa pratećom dokumentacijom sastavni je deo dozvole.

Dozvola se izdaje za postrojenje ili deo postrojenja, a može se izdati i jedinstvena dozvola za više postrojenja ukoliko se nalaze na istoj lokaciji i njima upravlja isti operater postrojenja.

Dozvola se izdaje u formi rešenja na koje nije dozvoljena žalba, ali se može pokrenuti upravni spor.

## **Revizija dozvole**

### **Član 30.**

Ministarstvo po službenoj dužnosti svakih pet godina ponovo razmatra izdatu dozvolu i po potrebi vrši izmene i dopune iste.

Izmene i dopune dozvole u skladu sa stavom 1. ovog člana vrše se u slučaju izmena zakona i drugih propisa.

## **Izmena dozvole**

### **Član 31.**

Operater postrojenja obaveštava Ministarstvo o svakoj nameravanoj promeni vrste aktivnosti, promena kapaciteta postojećih postrojenja i izgradnja novih postrojenja na lokaciji, promena goriva i glavnih sirovina koje se koriste u postrojenju.

Ministarstvo procenjuje promene iz stava 1. ovog člana i ako utvrdi da su promene takve da utiču na dozvolu, u roku od 30 dana od dana prijema obaveštenja, zahteva od operatera postrojenja da u određenom roku podnese zahtev za izmenu dozvole.

Uz zahtev iz stava 2. ovog člana operater postrojenja dostavlja i izmenjeni plan monitoringa, ako je Ministarstvo procenilo da je i to potrebno.

Ako operater postrojenja u određenom roku ne podnese zahtev za izmenu dozvole smatraće se da je odustao od promene iz stava 1. ovog člana.

Na postupak izmene dozvole primenjuju se odredbe čl. 26-29. ovog zakona.

Smatraće se da nameravana promena ne utiče na dozvolu i da operater postrojenja može izvršiti nameravanu promenu, ako u roku od 30 dana od dana dostavljanja Ministarstvu obaveštenja o nameravanoj promeni, ne primi zahtev Ministarstva iz stava 2. ovog člana.

Operater postrojenja obaveštava Ministarstvo i o svakoj nameravanoj promeni operatera odnosno podataka o operateru.

Ako Ministarstvo dobije obaveštenje iz stava 7. ovog člana, izmeniće dozvolu u roku od 30 dana od dana prijema obaveštenja.

### **Prestanak važenja dozvole**

#### **Član 32.**

Ministarstvo donosi rešenje o prestanku važenja dozvole ako od operatera postrojenja primi obaveštenje ili na drugi način sazna:

- 1) o prestanku važenja integrisane dozvole;
- 2) o prestanku obavljanja aktivnosti u postrojenju;
- 3) da rad postrojenja nije moguć iz tehničkih razloga;
- 4) da postrojenje ne radi i njegovo ponovno pokretanje nije moguće;
- 5) da se u postrojenju ne obavlja aktivnost i operater postrojenja ne može da garantuje da će postrojenje nastaviti sa radom u roku od šest meseci od prestanka rada, odnosno u roku od 18 meseci u slučaju prestanka rada usled nepredviđenih okolnosti na koje operater ne može da utiče.

Odredba iz stava 1. tačka 5) ovog člana ne primenjuje se na postrojenja u rezervi ili u stanju pripravnosti i na postrojenja koja svoje aktivnosti obavljaju sezonski ako:

- 1) operater postrojenja ima dozvolu iz člana 29. ovog zakona kao i integrisanu dozvolu ukoliko je propisana za to postrojenje;
- 2) je tehnički moguće pokrenuti obavljanje aktivnosti postrojenja bez fizičkih promena na postrojenju;
- 3) se postrojenje redovno održava.

## **2. ODOBRENJE PLANA MONITORINGA GHG OPERATERU VAZDUHOPLOVA**

### **Dostavljanje plana monitoringa**

#### **Član 33.**

Operater vazduhoplova koji poseduje operativnu dozvolu u skladu sa zakonom kojim se uređuje vazdušni saobraćaj dužan je da Ministarstvu dostavi plan monitoringa najkasnije četiri meseca po stupanju na snagu propisa iz stava 3. ovog člana.

Operater vazduhoplova koji je u postupku izdavanja operativne dozvole dužan je da Ministarstvu dostavi plan monitoringa najkasnije dva meseca pre započinjanja vazduhoplovnih aktivnosti na osnovu operativne dozvole.

Vlada propisuje vazduhoplovne aktivnosti i gasove za koje nije potrebno dostaviti plan monitoringa.

## **Odobrenje plana monitoringa**

### **Član 34.**

Ministarstvo u roku od pet dana od dana prijema plana monitoringa iz člana 33. st. 1. i 2. ovog zakona, isti dostavlja Direktoratu civilnog vazduhoplovstva Republike Srbije (u daljem tekstu: Direktorat).

Direktorat ocenjuje dostavljeni plan monitoringa i u roku od najviše dva meseca od dana prijema dokumenata iz stava 1. ovog člana dostavlja Ministarstvu izveštaj koji sadrži ocenu da li je plan monitoringa izrađen u skladu sa propisima i da li je operater vazduhoplova u stanju da obezbedi monitoring i izveštavanje o emisijama GHG skladu sa ovim zakonom.

Prilikom ocene plana monitoringa Direktorat može tražiti od operatera vazduhoplova da mu dostavi dodatne informacije u određenom roku.

Ministarstvo daje odobrenje na plan monitoringa u roku od najviše četiri meseca od prijema plana monitoringa, na osnovu pozitivne ocene Direktora.

Odobrenje se izdaje u formi rešenja na koje nije dozvoljena žalba, ali se može pokrenuti upravni spor.

## **3. MONITORING I IZVEŠTAVANJE O EMISIJAMA GHG IZ POSTROJENJA I VAZDUHOPLOVNIH AKTIVNOSTI**

### **Plan monitoringa**

#### **Član 35.**

Operater postrojenja i operater vazduhoplova (u daljem tekstu: operater) dužan je da vrši monitoring emisije GHG na osnovu odobrenog plana monitoringa koji je sastavni deo dozvole odnosno na koji je Ministarstvo dalo odobrenje.

Osim obaveze iz stava 1. ovog člana operater vazduhoplova može da vrši i monitoring podataka o tonskim kilometrima.

Plan monitoringa sastoji se naročito od detaljnih, potpunih i transparentnih podataka o metodologiji monitoringa emisije GHG pojedinačnog postrojenja ili vazduhoplova.

Sastavni deo plana monitoringa su pisane procedure za postupke koji se primenjuju prilikom monitoringa i izveštavanja, kao i prateća dokumentacija.

U postupku ocene plana monitoringa Agencija odnosno Direktorat daju saglasnost za primenu određenih elemenata metodologije monitoringa, odnosno određenih pisanih procedura odnosno njihovih delova.

Ministarstvo na svojoj internet prezentaciji objavljuje određene elemente potrebne za primenu metodologije monitoringa kao što su standardni faktori, metode procene za utvrđivanje udela biomase i drugo.

Ministar, a za vazduhoplovne aktivnosti uz saglasnost ministra nadležnog za poslove saobraćaja, propisuje sadržaj plana monitoringa, pisane procedure i prateću dokumentaciju koja se dostavlja uz plan monitoringa.

### **Izmena plana monitoringa**

#### **Član 36.**

Operater je dužan da redovno proverava da li plan monitoringa odražava prirodu i način rada postrojenja ili aktivnosti vazduhoplova, kao i da li metodologija monitoringa emisije GHG može da se poboljša, te da na osnovu toga vrši izmene plana monitoringa.

Operater je dužan da o predlozima za izmenu plana monitoringa bez odlaganja obavesti Ministarstvo.

Ako utvrdi da predložene izmene plana monitoringa u konkretnom slučaju nisu značajne, Ministarstvo obaveštava operatera da je dužan da izmenjeni plan monitoringa sa pratećom dokumentacijom dostavi Ministarstvu do 31. decembra tekuće godine.

Ako utvrdi da su predložene izmene plana monitoringa značajne, Ministarstvo obaveštava operatera da je dužan da mu izmenjeni plan monitoringa sa pratećom dokumentacijom bez odlaganja dostavi na odobrenje.

Na postupak odobrenja izmenjenog plana monitoringa primenjuju se odredbe čl. 28. i 34. ovog zakona.

Operater je dužan da vodi evidenciju o svim izmenama plana monitoringa.

Ministar, a za vazduhoplovne aktivnosti uz saglasnost ministra nadležnog za poslove saobraćaja, propisuje razloge za izmenu plana monitoringa, značajne izmene plana monitoringa, kao i sadržaj evidencije o izmenama plana monitoringa.

### **Pojednostavljeni plan monitoringa**

#### **Član 37.**

Operater postrojenja koji upravlja postrojenjem sa niskim emisijama GHG može Ministarstvu podneti zahtev za odobrenje korišćenja pojednostavljenog plana monitoringa.

Neće se smatrati postrojenjem sa niskim emisijama GHG postrojenje koje obavlja propisane aktivnosti kojima je obuhvaćen N<sub>2</sub>O.

Ministar propisuje uslove koje mora da ispuni postrojenje da bi se smatralo postrojenjem sa niskim emisijama GHG, kao i uslove, aktivnosti, postupke, načine kontrole i potrebnu dokumentaciju koju treba dostaviti kako bi operater iz stava 1. ovog člana mogao da koristi pojednostavljeni plan monitoringa.

### **Sprovođenje izmenjenog plana monitoringa**

#### **Član 38.**

Pre dobijanja obaveštenja i odobrenja iz člana 36. st. 3. i 4. ovog zakona, operater može da sprovodi monitoring i izveštavanje koristeći izmenjeni plan monitoringa, ako se može pretpostaviti da predložene izmene nisu značajne, ili u slučaju kada bi monitoring u skladu sa prvobitnim planom monitoringa dao nepotpune podatke o emisiji GHG.

Ako operater može pretpostaviti da su predložene izmene značajne, operater je dužan da sprovede oba plana monitoringa i izveštavanja (prvobitni i izmenjeni), uz paralelno vođenje privremene dokumentacije.

Nakon dobijanja obaveštenja ili odobrenja u skladu sa članom 36. ovog zakona, operater je dužan da koristi samo podatke koji se odnose na izmenjeni plan monitoringa i da sprovodi celokupni monitoring i izveštavanje koristeći samo izmenjeni plan monitoringa.

### **Metodologije monitoringa emisije GHG**

#### **Član 39.**

Monitoring emisija GHG vrši se na osnovu propisane metodologije.

Ministar propisuje metodologije monitoringa emisija GHG iz postrojenja i uslove za njihovu primenu.

Ministar uz saglasnost ministra nadležnog za poslove saobraćaja, propisuje metodologiju monitoringa emisija GHG za operatere vazduhoplova.

### **Procena primene određene metodologije monitoringa**

#### **Član 40.**

Ako operater postrojenja tvrdi, da primena određene metodologije monitoringa nije tehnički izvodljiva, Agencija procenjuje opravdanost te primedbe uzimajući u obzir tehničke i tehnološke karakteristike tog postrojenja.

Ako operater postrojenja tvrdi, da primena određene metodologije monitoringa dovodi do neopravdano visokih troškova, Agencija procenjuje opravdanost te primedbe, uzimajući u obzir da li su troškovi monitoringa veći od koristi.

Način procene tehničke izvodljivosti i neopravdano visokih troškova bliže se uređuju propisom koji donosi ministar.

### **Upravljanje i kontrola podataka**

#### **Član 41.**

Operater uspostavlja, dokumentuje, sprovodi i održava pisane procedure za prikupljanje i korišćenje podataka pri monitoringu i izveštavanju o emisijama GHG, sa efikasnim kontrolnim sistemom, čime se omogućava da se pripremi izveštaj o emisijama GHG i izveštaj o tonskim kilometrima bez pogrešno prikazanih podataka i u skladu sa planom monitoringa.

Operater je dužan da redovno proverava delotvornost kontrolnog sistema, i da ga zajedno sa pisanim procedurama za prikupljanje i korišćenje podataka pri monitoringu i izveštavanju o emisijama GHG, po potrebi poboljšava, uzimajući u obzir i preporuke verifikatora iz izveštaja o verifikaciji, kao i da po potrebi prilagodi plan monitoringa.

Ministar, a za vazduhoplovne aktivnosti uz saglasnost ministra nadležnog za poslove saobraćaja, propisuje sadržaj pisanih procedura i kontrolnog sistema.

### **Čuvanje dokumenata i podataka**

#### **Član 42.**

Operater je dužan da sve relevantne podatke prikupljene u skladu sa članom 41. ovog zakona kao i dokumenta sačinjena i dobijena u skladu sa obavezama iz ovog zakona, čuva najmanje deset godina.

Podaci i dokumenta iz stava 1. ovog člana moraju se učiniti dostupnim na zahtev Ministarstva, Agencije, Direktorata i verifikatora koji verifikuje izveštaj o godišnjim emisijama GHG odnosno izveštaj o tonskim kilometrima.

Ministar, a za vazduhoplovne aktivnosti uz saglasnost ministra nadležnog za poslove saobraćaja, propisuje minimum podataka i dokumenata, koji se čuvaju u skladu sa stavom 1. ovog člana.

### **Izveštavanje**

#### **Član 43.**

Operater je dužan da do 31. marta tekuće godine dostavi Agenciji odnosno Direktoratu verifikovani izveštaj o emisijama GHG sa izveštajem o verifikaciji za prethodnu kalendarsku godinu, za postrojenja i iz sektora vazdušnog saobraćaja.

Izuzetno od stava 1. ovog člana, izveštaj o emisijama GHG koji operater koji prvi put počinje sa radom podnosi u prvoj godini nakon dobijanja dozvole iz člana 29.



ovog zakona, odnosno odobrenja iz člana 34. ovog zakona, obuhvata period od dana početka rada do 31. decembra te godine.

Operater postrojenja koje je prestalo sa radom, odnosno u slučaju stečaja stečajni upravnik, dužan je da bez odlaganja dostavi Agenciji odnosno Direktoratu verifikovan izveštaj o emisijama gasova za period od 1. januara tekuće godine do dana prestanka rada postrojenja.

Operater koji je u periodima od 1. januara do 31. decembra 2005. godine, od 1. januara 2008. do 31. decembra 2010. godine i od 1. januara 2016. do 31. decembra 2017. godine obavljao propisane aktivnosti najmanje jedan dan u kalendarskoj godini, dostavlja, uz izveštaj o emisijama GHG koji prvi put podnosi Agenciji odnosno Direktoratu i podatke o nivou aktivnosti i emisijama iz tih aktivnosti, za ove godine (u daljem tekstu: istorijski nivo aktivnosti).

Ministar, a za vazduhoplovne aktivnosti uz saglasnost ministra nadležnog za poslove saobraćaja, propisuje formu i sadržaj izveštaja o emisijama iz st. 1-3. ovog člana, kao i vrstu i način dobijanja podataka o istorijskom nivou aktivnosti i emisijama iz tih aktivnosti.

### **Konzervativna procena emisije GHG**

#### **Član 44.**

Ako operater u roku utvrđenom u članu 43. ovog zakona ne dostavi verifikovan izveštaj o godišnjoj emisiji GHG, odnosno ako taj izveštaj nije izrađen ili nije verifikovan u skladu sa odredbama ovog zakona, Agencija odnosno Direktorat vrši konzervativnu procenu emisije GHG koja zamenjuje izveštaj o godišnjoj emisiji GHG.

Ako u svom izveštaju verifikator navede da u izveštaju o emisijama GHG postoje pogrešno prikazani podaci koji nisu od ključnog značaja, a koje operater nije ispravio u svom izveštaju, Agencija odnosno Direktorat procenjuju značaj pogrešno prikazanih podataka.

Kada utvrdi da su podaci iz stava 2. ovog člana od značaja za izveštavanje, Agencija odnosno Direktorat vrši konzervativnu procenu emisije GHG za aktivnosti za koje je utvrđeno da su podaci pogrešno prikazani.

Agencija odnosno Direktorat na osnovu procene iz stava 3. ovog člana obaveštava operatera o potrebi i načinu izmene izveštaja o emisiji GHG.

Operater je dužan da o obaveštenju iz stava 4. ovog člana obavesti verifikatora.

### **Izveštavanje o poboljšanjima metodologije monitoringa**

#### **Član 45.**

Operater je dužan da dostavi Ministarstvu izveštaj o poboljšanjima metodologije monitoringa na koji Ministarstvo daje odobrenje.

Ako izveštaj o verifikaciji iz člana 43. ovog zakona sadrži primedbe koje se odnose na netačnosti ili neusklađenosti podataka u izveštaju o emisijama GHG ili sadrži predloge za poboljšanje tog izveštaja, operater priprema izveštaj i dostavlja ga Ministarstvu na odobrenje do 30. juna godine u kojoj je izdat izveštaj o verifikaciji.

U izveštaju iz stava 2. ovog člana operater navodi koje primedbe i predloge iz izveštaja o verifikaciji je prihvatio, odnosno rokove u kojima će ih prihvatiti, a za primedbe i predloge koje nije prihvatio, operater je dužan da navede obrazloženje zašto oni ne dovode do poboljšanja metodologije monitoringa, odnosno kako dovode do neopravdano visokih troškova.

Izuzetno od stava 2. ovog člana, operater koji upravlja postrojenjem sa niskim emisijama GHG nije dužan da podnese izveštaj iz stava 2. ovog člana.

Na postupak davanja odobrenja na izveštaje iz st. 1. i 2. ovog člana, primenjuju se odredbe čl. 28. i 34. ovog zakona.

Ministar propisuje rokove za podnošenje i sadržaj izveštaja iz stava 1. ovog člana.

## **4. VERIFIKACIJA I AKREDITACIJA**

### **Verifikacija izveštaja**

#### **Član 46.**

Akreditovani verifikator, po propisanoj proceduri, vrši verifikaciju izveštaja iz člana 43. ovog zakona i operateru izdaje izveštaj o verifikaciji.

ATS po propisanoj proceduri, akredituje pravno lice koje ispunjava propisane uslove kao verifikatora.

Ministar propisuje uslove koje moraju da ispune verifikatori, proceduru i kriterijume verifikacije kao i sadržinu izveštaja o verifikaciji.

### **Pitanja akreditacije**

#### **Član 47.**

Na pitanja akreditacije koja nisu posebno uređena ovim zakonom, primenjuju se odredbe zakona kojim se uređuje akreditacija i drugih opštih akata ATS, odnosno pravila akreditacije koje objavljuje ATS.

### **Prijava za akreditaciju**

#### **Član 48.**

Uz prijavu za akreditaciju, podnosilac zahteva dostavlja dokumentaciju propisanu zakonom kojim se uređuje akreditacija i drugim opštim aktima ATS, kao i podatke relevantne za: ocenu kompetentnosti za sprovođenje verifikacije, ocenu postupka verifikacije kao i utvrđivanje ispunjenosti uslova za verifikatore iz propisa donetog na osnovu ovog zakona.

Ministar propisuje podatke relevantne za: ocenu kompetentnosti za sprovođenje verifikacije, ocenu postupka verifikacije kao i utvrđivanje ispunjenosti uslova za verifikatore iz propisa donetog na osnovu ovog zakona.

### **Ocenjivanje verifikatora**

#### **Član 49.**

U postupku akreditacije, kao i u postupku nadzora nad radom akreditovanih verifikatora, ATS ocenjuje:

- 1) ispunjenost zahteva propisanih zakonom kojim se uređuje akreditacija;
- 2) ispunjenost uslova propisanih ovim zakonom i propisima donetim na osnovu ovog zakona;
- 3) kompetentnost za vršenje verifikacije u skladu sa ovim zakonom i propisima donetim na osnovu ovog zakona;
- 4) da li se verifikacija vrši u skladu s ovim zakonom i propisima donetim na osnovu ovog zakona.

## **Tim za ocenjivanje**

### **Član 50.**

U postupku akreditacije tim za ocenjivanje naročito vrši:

- 1) pregled svih relevantnih dokumenata i zapisa koji se dostavljaju uz prijavu za akreditaciju;
- 2) obilazak prostorija podnosioca zahteva radi pregleda reprezentativnog uzorka interne verifikacione dokumentacije i ocenjivanja primene sistema menadžmenta kvalitetom kod podnosioca zahteva i verifikacionih procedura ili procesa koje uspostavlja podnosilac prijave;
- 3) ocenu reprezentativnog dela obima akreditacije za koji je zatražena akreditacija i rada i kompetentnosti reprezentativnog broja osoblja podnosioca prijave koje učestvuje u verifikaciji.

U postupku akreditacije tim za ocenjivanje mora da ispuni uslove i primeni procedure definisane propisima iz člana 47. ovog zakona.

Pored uslova određenih propisima iz člana 47. ovog zakona, tim za ocenjivanje mora da ispunjava i uslove u pogledu sastava tima za ocenjivanje, kompetentnosti ocenjivača koji ocenjuje verifikatora, odnosno vođe tima, člana tima i osoba koje donose odluke o dodeli, proširenju ili obnavljanju akreditacije, kao i uslove koje moraju da ispune tehnički eksperti koje ATS može da uključi u ocenjivački tim.

Ministar propisuje uslove iz stava 3. ovog člana.

## **Obaveze verifikatora**

### **Član 51.**

Verifikator je dužan da svake godine do 15. novembra ATS dostavi informacije o planiranom vremenu i mestu verifikacije koje je predvideo u vremenskom planu, kao i adresu i druge informacije o operaterima čiji izveštaji o emisijama GHG ili tonskim kilometrima podležu verifikaciji, kao i o izmenama tih informacija, bez odlaganja.

Informacije iz stava 1. ovog člana ATS koristi za izradu programa nadzora nad radom verifikatora i izveštaja o nadzoru nad radom verifikatora.

## **Program nadzora nad radom verifikatora**

### **Član 52.**

ATS do 31. decembra tekuće godine dostavlja Ministarstvu program nadzora nad radom verifikatora za narednu godinu.

Program nadzora nad radom verifikatora sadrži popis verifikatora koje je akreditovao ATS i koja su ga u skladu sa odredbama člana 51. ovog zakona obavestili da nameravaju da sprovode verifikaciju u Republici Srbiji.

Program nadzora nad radom verifikatora sadrži naročito:

- 1) predviđeno vreme i mesto verifikacije;
- 2) informacije o aktivnostima koje je ATS planirao za tog verifikatora, posebno aktivnosti nadzora i ponovnog ocenjivanja;
- 3) datume predviđene ocene rada u praksi, koju sprovodi ATS kako bi ocenio verifikatora, uključujući adresu i druge informacije o operaterima koje će običi prilikom ocenjivanja.

ATS do 1. juna tekuće godine dostavlja Ministarstvu izveštaj o realizaciji radnog programa za prethodnu godinu, koji sadrži podatke o svakom verifikatoru kojeg je akreditovao ATS.

Ministar propisuje formu i sadržaj izveštaja iz stava 4. ovog člana.

### **Administrativne mere i obaveštavanje o obimu akreditacije verifikatora**

#### **Član 53.**

ATS može da suspenduje, povuče ili smanji obim akreditacije verifikatora ako verifikator ne ispunjava zahteve iz ovog zakona.

ATS suspenduje akreditaciju ili smanjuje obim akreditacije u bilo kojem od sledećih slučajeva:

- 1) verifikator je ozbiljno prekršio zahteve iz ovog zakona;
- 2) verifikator uporno i u više navrata nije ispunjavao zahteve iz ovog zakona;
- 3) verifikator je prekršio druge posebne odredbe i uslov iz pravila akreditacije i drugih akata ATS;

ATS povlači akreditaciju ako:

- 1) verifikator nije otklonio uzorke na osnovu kojih je donešena odluka o suspenziji akreditacije;
- 2) je član najvišeg rukovodstva verifikatora proglašen krivim za prevaru;
- 3) je verifikator namerno dao pogrešne informacije.

Protiv odluke ATS o suspenziji, povlačenju ili smanjenju obima akreditacije u skladu sa st. 4. i 5. može se podneti žalba ATS u skladu sa odredbama zakona kojim se uređuje oblast akreditacije.

ATS obaveštava Ministarstvo o suspenziji, povlačenju ili smanjenju obima akreditacije verifikatora, odnosno o prekidu suspenzije ili promeni odluke o suspenziji, povlačenju ili smanjenju obima akreditacije na osnovu žalbe.

Ministarstvo svake godine ATS dostavlja informacije o:

- 1) rezultatima provere izveštaja operatera i izveštaja o verifikaciji, posebno o utvrđenim neusaglašenostima verifikatora;
- 2) relevantnim rezultatima inspekcijskih pregleda operatera koji sadrže utvrđenu neusaglašenost verifikatora;
- 3) rezultatima ocenjivanja interne verifikacione dokumentacije verifikatora.

### **Prigovor na verifikatora**

#### **Član 54.**

Ministarstvo, operater ili druga zainteresovana strana može ATS da uputi prigovor koji se odnosi na verifikatora.

Prigovor iz stava 1. ovog člana može se podneti i iz razloga neusaglašenosti verifikatora iz člana 53. stav 6. tač. 1) i 2) ovog zakona.

## **5. DOSTAVLJANJE I PRISTUP INFORMACIJAMA**

### **Dostavljanje**

#### **Član 55.**

Ministar propisuje način i formu dostavljanja dokumenata propisanih čl. 26, 31, 33, 35, 36, 37, 43, 45. i 46. ovog zakona.

### **Pristup informacijama**

#### **Član 56.**

Ministarstvo čini dostupnim javnosti izveštaje o emisiji gasova u skladu sa propisom kojim se uređuje pristup informacijama od javnog značaja.

Poslovnom tajnom ne mogu se označiti podaci koji se odnose na emisije, stanje životne sredine i moguće negativne uticaje i posledice, rezultate monitoringa i inspekcijски nadzor.

## **V. SISTEM ZA MONITORING I IZVEŠTAVANJE O NACIONALNIM EMISIJAMA GHG**

### **Nacionalni sistem inventara GHG**

#### **Član 57.**

Nacionalni Sistem inventara GHG uspostavlja se, vodi i konstantno unapređuje kako bi se, u skladu sa zahtevima Konvencije, osigurala procena emisija GHG iz izvora i uklanjanja putem ponora, kao i pravovremenost, transparentnost, tačnost, doslednost, uporedivost i potpunost inventara GHG.

### **Inventar GHG i izveštaj o inventaru GHG**

#### **Član 58.**

Nacionalni inventar GHG (u daljem tekstu: Inventar GHG) je baza podataka koja sadrži naročito:

- 1) podatke o aktivnostima;
- 2) primenjene emisione faktore;
- 3) podatke o emisijama GHG iz izvora i uklanjanja pomoću ponora;
- 4) druge podatke potrebne za izradu izveštaja.

Na osnovu Inventara GHG izrađuje se Nacionalni izveštaj o inventaru GHG (u daljem tekstu: Izveštaj o inventaru GHG).

Agencija uspostavlja i vodi Inventar GHG i priprema Izveštaj o inventaru GHG.

Izveštaj o inventaru GHG, sastavni je deo Izveštaja o stanju životne sredine u Republici Srbiji.

Agencija izrađuje do 15. januara svake godine Inventar GHG.

Agencija izrađuje do 15. marta svake godine Izveštaj o inventaru GHG.

Agencija izrađuje do 31. jula svake godine inventar GHG sa privremenim podacima za prethodnu godinu.

Ministar bliže propisuje sadržinu Inventara GHG i Izveštaja o inventaru GHG.

## **Dostavljanje podataka za izradu Nacionalnog inventara GHG**

### **Član 59.**

Organi i organizacije nadležni za vođenje ili upravljanje informacionim sistemima i bazama podataka koje sadrže podatke potrebne za izradu Inventara GHG, dostavljaju podatke Agenciji i osiguravaju kvalitet podataka i sprovode kontrolu kvaliteta podataka.

Vlada propisuje organe i organizacije iz stava 1. ovog člana i vrstu podataka potrebnih za izradu Inventara GHG.

Vlada može u propisu iz stava 2. ovog člana utvrditi i obavezu drugih pravnih ili fizičkih lica koja obavljaju određenu delatnost da dostave podatke potrebne za izradu Nacionalnog inventara GHG, a kojima ne raspolažu organi i organizacije iz stava 1. ovog člana.

## **Zaključenje sporazuma**

### **Član 60.**

Agencija sa organima i organizacijama iz člana 59. stava 1. ovog zakona zaključuje sporazum kojim se utvrđuju obaveze tih organa i organizacija naročito podaci, rokovi, oblik i način za njihovo dostavljanje Agenciji.

## **Osiguranje kvaliteta i kontrola kvaliteta podataka**

### **Član 61.**

Agencija izrađuje i sprovodi Plan osiguranja kvaliteta i kontrole kvaliteta podataka za potrebe izrade i unapređenja kvaliteta Inventara GHG.

Agencija koordinira aktivnosti sa organima i organizacijama iz člana 59. ovog zakona, kako bi osigurala kvalitet i obezbedila kontrolu kvaliteta podataka u skladu sa planom iz stava 1. ovog člana.

Organi i organizacije iz člana 59. ovog zakona postupaju po procedurama iz plana iz stava 1. ovog člana i o svim realizovanim i planiranim izmenama obaveštavaju Agenciju uz koje dostavljaju i obrazloženje.

## **VI. PROJEKCIJE EMISIJA GHG IZ IZVORA I UKLANJANJA POMOĆU PONORA**

### **Projekcije emisija GHG iz izvora i uklanjanja pomoću ponora**

#### **Član 62.**

Ministarstvo priprema projekcije antropogenih emisija GHG iz izvora i njihovog uklanjanja pomoću ponora (u daljem tekstu: projekcije) kao osnovu za utvrđivanje i procenu mogućnosti ograničenja emisija GHG, donošenje politika i mera za ekonomski isplativo ograničenje emisija GHG, kao i za monitoring dostizanja ograničenja emisija GHG.

Projekcije se izrađuju za gasove ili grupe gasova, kao i za sektore i kategorije i unapređuju se po potrebi.

Projekcije za relevantne sektore izrađuju se u saradnji sa nadležnim ministarstvima.

## **VII. SISTEM ZA IZVEŠTAVANJE O POLITIKAMA, MERAMA I PROJEKCIJAMA GHG**

### **Sistem za izveštavanje o politikama, merama i projekcijama GHG**

#### **Član 63.**

U cilju obezbeđenja pravovremenosti, transparentnosti, tačnosti, doslednosti, uporedivosti i potpunosti informacija o politikama i merama i projekcijama, uspostavlja se, održava i kontinuirano unapređuje sistem za izveštavanje o politikama i merama i projekcijama GHG.

Sistem podrazumeva institucionalne, pravne i proceduralne mehanizme za izveštavanje o politikama i merama i projekcijama antropogenih emisija GHG iz izvora i uklanjanja pomoću ponora.

Organi i organizacije uključujući organe i organizacije lokalnih samouprava nadležne za poslove zaštite životne sredine dužni su da vrše procenu efekata politika i mera na nivo emisija GHG iz svoje nadležnosti i o njima izveštavaju Ministarstvo.

Vlada određuje listu organa i organizacija iz stava 3. ovog člana, sadržaj, oblik i rokove za izveštavanje Ministarstva.

### **Izveštavanje o realizaciji planskih dokumenata**

#### **Član 64.**

Ministarstvo izveštava Vladu o realizaciji Akcionog plana, Programa prilagođavanja, realizaciji politika i mera, projekcijama i postizanju kvantitativnih ciljeva iz Strategije.

Izveštaje iz stava 1. ovog člana Vlada podnosi Narodnoj skupštini.

Ministarstvo izveštaje iz stava 1. ovog člana kao i sve relevantne procene troškova i efekata politika i mera kojima se ograničavaju ili smanjuju emisije GHG iz izvora ili povećavaju uklonjene količine putem ponora, značajne informacije na kojima se te procene zasnivaju, opise modela i korišćene metodološke pristupe, definicije i pretpostavke na kojima se zasnivaju, stavlja na uvid javnosti na svojoj internet stranici.

Vlada propisuje formu, sadržaj i rokove za dostavljanje izveštaja iz stava 1. ovog člana.

### **Izveštavanje prema zahtevima Konvencije**

#### **Član 65.**

U skladu sa obavezama koje proizilaze iz Konvencije, Ministarstvo priprema Dvogodišnji ažurirani izveštaj i Izveštaj Republike Srbije prema Okvirnoj konvenciji UN o promeni klime.

Izveštaje iz stava 1. ovog člana usvaja Vlada.

Izveštaje iz stava 1. ovog člana Ministarstvo stavlja na uvid javnosti na svojoj internet stranici.

## **VIII. ADMINISTRATIVNE TAKSE**

### **Obaveza plaćanja administrativne takse**

#### **Član 66.**

Operater snosi troškove plaćanja administrativnih taksi, utvrđenih u skladu sa posebnim propisima, za:

- 1) podnošenje zahteva za izdavanje dozvole u skladu sa ovim zakonom;

- 2) izdavanje dozvole u skladu sa ovim zakonom;
- 3) izdavanje odobrenja u skladu sa ovim zakonom;
- 4) izmenu dozvole;
- 5) izmenu plana monitoringa.

Administrativne takse prihod su budžeta Republike Srbije.

## **IX. NADZOR**

### **Inspekcijski nadzor**

#### **Član 67.**

Nadzor nad primenom ovog zakona i propisa donetih na osnovu njega vrši ministarstvo nadležno za poslove zaštite životne sredine, Direktorat, i ministarstvo nadležno za poslove trgovine.

Inspekcijski nadzor vrši ministarstvo nadležno za poslove zaštite životne sredine preko inspektora za zaštitu životne sredine, Direktorat preko vazduhoplovnih inspektora i ministarstvo nadležno za poslove trgovine preko tržišnih inspektora.

Inspektor za zaštitu životne sredine vrši inspekcijski nadzor nad primenom odredaba ovog zakona koje se odnose na obaveze operatera postrojenja, vazduhoplovni inspektor nad primenom odredaba koje se odnose na obaveze operatera vazduhoplova, a tržišni inspektor nad primenom odredaba ovog zakona koje se odnose na dostupnost informacija potrošačima o ekonomičnosti potrošnje goriva i emisijama CO<sub>2</sub> iz novih putničkih vozila.

Na postupak vršenja inspekcijskog nadzora primenjuju se odredbe zakona koji uređuje inspekcijski nadzor, ako ovim zakonom nije drugačije propisano.

### **Prava i dužnosti inspektora**

#### **Član 68.**

U vršenju inspekcijskog nadzora tržišni inspektor ima pravo i dužnost da utvrđuje:

1) da li je prodavac koji stavlja u promet model novog putničkog vozila na prodajnom mestu i u blizini putničkog vozila na jasno vidljiv način postavio, odnosno izložio oznaku o ekonomičnosti potrošnje goriva i emisijama CO<sub>2</sub> tog vozila;

2) da li je dobavljač o svom trošku obezbedio vodič o ekonomičnosti potrošnje goriva i emisijama CO<sub>2</sub>;

3) da li je dobavljač besplatno dostavio elektronsku verziju vodiča prodavcu i Agenciji za bezbednost saobraćaja;

4) da li je obezbeđen prenosiv, kompaktan i besplatan vodič za potrošače na prodajnim mestima;

5) da li je prodavac za svaku marku novog putničkog vozila izloženog ili ponuđenog na prodaju ili lizing, na prodajnom mestu vidno izložio plakat ili displej sa podacima o zvaničnoj potrošnji goriva i zvaničnim specifičnim emisijama CO<sub>2</sub>;

6) da li su dobavljači i prodavci obezbedili da sva promotivna literatura sadrži podatke o zvaničnoj potrošnji goriva i zvaničnoj specifičnoj emisiji CO<sub>2</sub> modela novog putničkog vozila na koje se odnosi;

7) da li su prisutne oznake, simboli ili natpisi koji se odnose na potrošnju goriva ili emisiju CO<sub>2</sub> na oznakama, u vodičima ili na plakatima ili u promotivnoj literaturi koji mogu dovesti u zabunu potencijalne kupce novih putničkih automobila.



U vršenju inspekcijskog nadzora nad radom operatera postrojenja, inspektor za zaštitu životne sredine ima pravo i dužnost da utvrđuje:

- 1) da li je pre početka rada novog postrojenja za propisanu vrstu aktivnosti koja dovodi do emisije propisanih gasova pribavljena dozvola;
- 2) da li je za postojeće postrojenje podnet zahtev za izdavanje dozvole u roku utvrđenom ovim zakonom;
- 3) da li je o svakoj nameravanoj promeni vrste aktivnosti i načina rada postrojenja ili o svakom proširenju ili smanjenju kapaciteta postrojenja, kao i o nameravanoj promeni operatera postrojenja odnosno podataka o operateru postrojenja obavješteno Ministarstvo;
- 4) da li je podnet zahtev za izmenu dozvole sa izmenjenim planom monitoringa u skladu sa članom 31. stav 2. ovog zakona;
- 5) da li se vodi evidencija o svim izmenama plana monitoringa;
- 6) da li se čuvaju svi relevantni podaci prikupljeni u skladu sa članom 41. ovog zakona;
- 7) da li je do 31. marta tekuće godine dostavljen Ministarstvu izveštaj o emisijama GHG kao i o podacima o aktivnostima postrojenja, za prethodnu godinu, zajedno sa verifikacionim izveštajem;
- 8) da li je u propisanom roku dostavljen Ministarstvu izveštaj o poboljšanjima metodologije monitoringa;
- 9) da li se sprovode druge obaveze propisane ovim zakonom.

U vršenju inspekcijskog nadzora nad radom operatera vazduhoplova, vazduhoplovni inspektor ima pravo i dužnost da utvrđuje:

- 1) da li je pre započinjanja obavljanja aktivnosti u vazdušnom saobraćaju Ministarstvu dostavljen plan monitoringa, odnosno da li je operater vazduhoplova koji po prvi put obavlja aktivnosti dostavio Ministarstvu bez odlaganja, a najkasnije šest nedelja nakon obavljene aktivnosti, plan monitoringa;
- 2) da li je do 31. marta tekuće godine dostavljen Ministarstvu izveštaj o emisijama GHG odnosno izveštaj o podacima tonskih kilometara za prethodnu godinu zajedno sa verifikacionim izveštajem;
- 3) da li se vodi evidencija o svim izmenama plana monitoringa;
- 4) da li se čuvaju svi relevantni podaci prikupljeni u skladu sa članom 41. ovog zakona;
- 5) da li je u propisanom roku dostavljen Ministarstvu izveštaj o poboljšanjima metodologije monitoringa;
- 6) da li se sprovode druge obaveze propisane ovim zakonom.

### **Ovlašćenja inspektora**

#### **Član 69.**

U vršenju poslova iz člana 68. ovog zakona, tržišni inspektor je ovlašćen i dužan da:

- 1) naredi postavljanje, odnosno izlaganje oznake o ekonomičnosti potrošnje goriva i emisijama CO<sub>2</sub> vozila;
- 2) naredi prodavcu da obezbedi vodič o ekonomičnosti potrošnje goriva i emisijama CO<sub>2</sub>;

3) naredi dobavljaču da besplatno dostavi elektronsku verziju vodiča prodavcu i Agenciji za bezbednost saobraćaja;

4) naredi dobavljaču da obezbedi prenosiv, kompaktan i besplatan vodič za potrošače na prodajnim mestima;

5) naredi prodavcu da za svaku marku novog putničkog vozila izloženog ili ponuđenog na prodaju ili lizing, na prodajnom mestu vidno izloži plakat ili displej sa podacima o zvaničnoj potrošnji goriva i zvaničnim specifičnim emisijama CO<sub>2</sub>;

6) naredi dobavljaču i prodavcu da obezbede da sva promotivna literatura sadrži podatke o zvaničnoj potrošnji goriva i zvaničnoj specifičnoj emisiji CO<sub>2</sub> modela novog putničkog vozila na koje se odnosi;

7) zabrani oznake, simbole ili natpise koji se odnose na potrošnju goriva ili emisiju CO<sub>2</sub> na oznakama, u vodičima ili na plakatima ili u promotivnoj literaturi koji mogu dovesti u zabunu potencijalne kupce novih putničkih automobila;

8) naredi da se za propisanu vrstu aktivnosti koja dovodi do emisije propisanih gasova pribavi dozvola.

U vršenju poslova iz člana 68. ovog zakona, inspektor za zaštitu životne sredine je ovlašćen i dužan da:

1) naredi da se obavesti o svakoj nameravanoj promeni vrste aktivnosti i načina rada postrojenja ili o svakom proširenju ili smanjenju kapaciteta postrojenja, kao i o nameravanoj promeni operatera postrojenja odnosno podataka o operateru postrojenja i o nameri prestanka obavljanja aktivnosti u postrojenju;

2) naredi da se podnese zahtev za izmenu dozvole u skladu sa članom 31. stav 2. ovog zakona;

3) naredi da se vrši monitoring emisija GHG na osnovu plana monitoringa koji je sastavni deo dozvole odnosno na koji je Ministarstvo dalo odobrenje;

4) naredi da se vodi evidencija o svim izmenama plana monitoringa;

5) naredi da se vodi i čuva evidencija o svim relevantnim podacima i dozvola u propisanom roku;

6) naredi da se u propisanom roku dostavi izveštaj o emisijama GHG kao i o podacima o aktivnostima postrojenja zajedno sa verifikacionim izveštajem;

7) naredi da se dostavi izveštaj o poboljšanjima metodologije monitoringa;

8) naredi izvršenje drugih obaveza propisanih ovim zakonom.

U vršenju poslova iz člana 68. ovog zakona, vazduhoplovni inspektor je ovlašćen i dužan da:

1) naredi da operater vazduhoplova dostavi plan monitoringa;

2) naredi da se vrši monitoring emisija GHG odnosno monitoring podataka o tonskim kilometrima na osnovu plana monitoringa na koji je Ministarstvo dalo odobrenje;

3) naredi da se vodi evidencija o svim izmenama plana monitoringa;

4) naredi da se vodi i čuva evidencija o svim relevantnim podacima u propisanom roku;

5) naredi da se u propisanom roku dostavi izveštaj o emisijama GHG zajedno sa verifikacionim izveštajem;

6) naredi da se dostavi izveštaj o poboljšanjima metodologije monitoringa;

- 7) naredi izvršenje drugih obaveza propisanih ovim zakonom.

## **X. KAZNE NE ODREDBE**

### **Privredni prestupi**

#### **Član 70.**

Novčanom kaznom od 150.000 do 3.000.000 dinara kazniće se za privredni prestup pravno lice ako:

- 1) pre početka rada postrojenja za propisanu vrstu aktivnosti koja dovodi do emisije propisanih gasova ne pribavi dozvolu za emisiju gasova (član 25. stav 1);

- 2) ne obavesti Ministarstvo o svakoj nameravanoj promeni vrste aktivnosti i načina rada postrojenja ili o svakom proširenju ili smanjenju kapaciteta postrojenja (član 31. stav 1);

- 3) ne podnese zahtev za izmenu dozvole sa izmenjenim planom monitoringa u skladu sa članom 31. stav 2. ovog zakona;

- 4) pre započinjanja vazduhoplovne aktivnosti ne dostavi plan monitoringa, odnosno ako operater vazduhoplova koji po prvi put obavlja vazduhoplovne aktivnosti, bez odlaganja, odnosno najkasnije šest nedelja nakon obavljene aktivnosti, ne dostavi plan monitoringa (član 33. st. 1. i 2);

- 5) u slučaju iz člana 36. stav 4. ovog zakona, u skladu sa rokovima propisanim zakonom kojim se uređuje inspekcijски nadzor, ne dostavi izmenjeni plan monitoringa sa pratećom dokumentacijom;

- 6) do 31. marta tekuće godine ne dostavi verifikovan izveštaj o emisijama GHG kao i o podacima o aktivnostima postrojenja i iz sektora vazdušnog saobraćaja, odnosno izveštaj o podacima tonskih kilometara za prethodnu godinu zajedno sa verifikacionim izveštajem (član 43. stav 1);

- 7) bez odlaganja ne dostavi verifikovan izveštaj o emisijama GHG za period od 1. januara tekuće godine do dana prestanka postrojenja sa radom (član 43. stav 3);

- 8) u propisanom roku ne podnese izveštaj o poboljšanjima metodologije monitoringa (član 45. stav 1).

Za privredni prestup iz stava 1. ovog člana kazniće se i odgovorno lice u pravnom licu novčanom kaznom od 50.000 do 200.000 dinara.

### **Prekršaji**

#### **Član 71.**

Novčanom kaznom od 100.000 do 2.000.000 dinara kazniće se za prekršaj pravno lice ako:

- 1) prilikom stavljanja u promet modela novog putničkog vozila na prodajnom mestu i u blizini putničkog vozila na jasno vidljiv način ne postavi, odnosno izloži oznaku o ekonomičnosti potrošnje goriva i emisijama CO<sub>2</sub> tog vozila (član 20. stav 1);

- 2) o svom trošku ne obezbedi vodič o ekonomičnosti potrošnje goriva i emisijama CO<sub>2</sub> (član 21. stav 3);

- 3) ne dostavi elektronsku verziju vodiča prodavcu i Agenciji za bezbednost saobraćaja (član 21. stav 4);

- 4) ne obezbedi prenosiv, kompaktan i besplatan vodič za potrošače na prodajnim mestima (član 21. stav 5);

5) za svaku marku novog putničkog vozila izloženog ili ponuđenog na prodaju ili lizing, na prodajnom mestu vidno ne izloži plakat ili displej sa podacima o zvaničnoj potrošnji goriva i zvaničnim specifičnim emisijama CO<sub>2</sub> (član 22. stav 1);

6) ne obezbedi da sva promotivna literatura sadrži podatke o zvaničnoj potrošnji goriva i zvaničnoj specifičnoj emisiji modela novog putničkog vozila na koje se odnosi (član 23. stav 1);

7) su prisutne oznake, simboli ili natpisi koji se odnose na potrošnju goriva ili emisiju CO<sub>2</sub> na oznakama, u vodičima ili na plakatima ili u promotivnoj literaturi koji mogu dovesti u zabunu potencijalne kupce novih putničkih automobila (član 24);

8) ne obavesti Ministarstvo o nameravanoj promeni operatera postrojenja odnosno podataka o operateru postrojenja (član 31. stav 7);

9) ne obavesti Ministarstvo o prestanku obavljanja aktivnosti u postrojenju (član 32. stav 1. tačka 2);

10) ne vodi evidenciju o svim izmenama plana monitoringa (član 36. stav 6);

11) ne vodi evidenciju o svim relevantnim podacima prikupljenim u skladu sa članom 41. ovog zakona i ne čuva ih najmanje deset godina (član 42. stav 1).

Za prekršaj iz stava 1. ovog člana kazniće se i odgovorno lice u pravnom licu novčanom kaznom od 5.000 do 150.000 dinara.

Za prekršaj iz stava 1. ovog člana kazniće se i preduzetnik novčanom kaznom od 10.000 do 500.000 dinara.

### **Član 72.**

Novčanom kaznom od 5.000 do 150.000 dinara kazniće se za prekršaj odgovorno lice u Ministarstvu ako:

1) u roku od pet dana od dana prijema potpunog zahteva za izdavanje dozvole isti zajedno sa planom monitoringa ne dostavi Agenciji (član 28. stav 1);

2) u roku od najviše četiri meseca od prijema potpunog zahteva za izdavanje dozvole, na osnovu pozitivne ocene Agencije iz člana 28. ovog zakona, ne izda dozvolu (član 29. stav 1);

3) utvrdi da su promene takve da utiču na dozvolu, a u roku od 30 dana od dana prijema obaveštenja ne zahteva od operatera postrojenja da u određenom roku podnese zahtev za izmenu dozvole sa izmenjenim planom monitoringa (član 31. st. 2. i 3);

4) u roku od 30 dana od dana prijema obaveštenja o nameravanoj promeni operatera postrojenja ne izmeni dozvolu (član 31. stav 8);

5) u roku od pet dana od dana prijema plana monitoringa isti ne dostavi Direktoratu (član 34. stav 1);

6) u roku od najviše četiri meseca od prijema od prijema plana monitoringa, na osnovu pozitivne ocene Direktorata, ne izda odobrenje na plan monitoringa (član 34. stav 4);

7) ATS ne dostavi informacije utvrđene u članu 53. stav 2. ovog zakona;

8) ne učini dostupnim javnosti podatke iz člana 56. stav 1. ovog zakona;

9) učini dostupnim javnosti podatke koje se smatraju poslovnom tajnom iz člana 56. stav 2. ovog zakona, a ne radi se o podacima od značaja za zaštitu životne sredine.

**Član 73.**

Novčanom kaznom od 5.000 do 150.000 dinara kazniće se za prekršaj odgovorno lice u Agenciji i Direktoratu ako:

1) u roku od najviše dva meseca od dana prijema zahteva za izdavanje dozvole isti zajedno sa planom monitoringa ne dostavi izveštaj o proceni plana monitoringa (član 28. stav 2);

2) u roku od najviše dva meseca od dana prijema plana monitoringa ne dostavi izveštaj o proceni plana monitoringa (član 34. stav 2).

**Član 74.**

Novčanom kaznom od 5.000 do 150.000 dinara kazniće se za prekršaj odgovorno lice u ATS ako:

1) do 31. decembra tekuće godine Ministarstvu ne dostavi program nadzora nad radom verifikatora u skladu sa članom 52. stav 1. ovog zakona ili ako sadržaj tog programa nije u skladu sa članom 52. st. 2. i 3. ovog zakona;

2) do 1. juna tekuće godine Ministarstvu ne dostavi izveštaj o nadzoru nad radom verifikatora za prethodnu godinu ili ako taj izveštaj ne sadrži propisane podatke (član 52. st. 4. i 5);

3) ne obavesti Ministarstvo o suspenziji, povlačenju ili smanjenju obima akreditacije verifikatora odnosno o prekidu suspenzije ili promeni odluke o suspenziji, povlačenju ili smanjenju obima akreditacije na osnovu žalbe (član 53. stav 1).

**XI. PRELAZNE I ZAVRŠNE ODREDBE****Oznaka, vodič, plakat ili displej i promotivni materijal****Član 75.**

Dobavljač i prodavac su dužni da oznaku, plakat ili displej kao i sav promotivni materijal sa podacima o potrošnji goriva, zvaničnim emisijama CO<sub>2</sub> i zagađujućih materija u vazduh prvi put učine dostupnim tri meseca nakon stupanja na snagu propisa iz čl. 20-23. ovog zakona.

Dobavljač je dužan da listu modela svih novih vozila koje prodaje na teritoriji Republike Srbije dostavi prvi put Agenciji za bezbednost saobraćaja tri meseca nakon stupanja na snagu propisa iz člana 21. stav 6. ovog zakona.

Agencija za bezbednost saobraćaja objavljuje liste iz člana 21. stav 3. ovog zakona prvi put šest meseci nakon dobijanja lista iz prethodnog stava ovog člana.

Dobavljač je dužan da vodič o ekonomičnosti potrošnje goriva, emisijama CO<sub>2</sub> i zagađujućih materija u vazduh postavi na svoju internet stranicu i dostavi ga prodavcima prvi put tri meseca nakon postavljanja liste na internet stranici Agencije za bezbednost saobraćaja iz stava 3. ovog člana.

**Operater postrojenja****Član 76.**

Operater postrojenja u kojem se na dan stupanja na snagu ovog zakona obavlja određena vrsta aktivnosti koja dovodi do emisije propisanih GHG, dužan je da podnese zahtev za izdavanje dozvole iz člana 26. ovog zakona najkasnije u roku od šest meseci od dana stupanja na snagu propisa iz člana 25. stav 3, člana 35. stav 7, član 39. stav 2. i člana 40. stav 3. ovog zakona.

Ministarstvo izdaje dozvolu u roku od devet meseci od dana prijema potpunog zahteva iz stava 1. ovog člana.

## **Operater vazduhoplova**

### **Član 77.**

Odredbe ovog zakona koje se odnose na operatere vazduhoplova počinju da se primenjuju počev od 1. januara 2023. godine.

## **Verifikacija**

### **Član 78.**

Izveštaj iz člana 43. ovog zakona, u prvoj godini primene zakonske odredbe o obavezi izveštavanja mogu verifikovati pravna lica koja su u postupku dobijanja akreditacije od strane ATS, a verifikacija tog izveštaja je deo postupka akreditacije.

## **Rokovi za donošenje propisa**

### **Član 79.**

Propisi koji se donose na osnovu ovog zakona doneće se u roku od godinu dana od dana stupanja na snagu ovog zakona.

Izuzetno od stava 1. ovog člana, propisi koji se odnose na operatere vazduhoplova, biće doneti do dana početka primene odredaba ovog zakona koje se odnose na operatere vazduhoplova iz člana 77. stav 1. ovog zakona.

Strategija niskouglednog razvoja iz člana 7. ovog zakona doneće se u roku od dve godine dana od dana stupanja na snagu ovog zakona.

Program prilagođavanja na izmenjene klimatske uslove iz člana 13. ovog zakona doneće se u roku od dve godine od dana stupanja na snagu ovog zakona.

## **Prvi period**

### **Član 80.**

Prvi period iz člana 11. ovog zakona počinje 2021. godine, a završava se 2030. godine.

## **Zaključivanje sporazuma**

### **Član 81.**

Agencija, organi i organizacije iz člana 59. ovog zakona dužni su sklopiti sporazume najkasnije u roku od šest meseci od dana stupanja na snagu propisa iz člana 59. stav 2. ovog zakona.

## **Prestanak važenja**

### **Član 82.**

Danom stupanja na snagu ovog zakona prestaju da važe odredbe Zakona o zaštiti vazduha („Službeni glasnik RS”, br. 36/09 i 10/13), i to:

- 1) odredbe člana 2. tačka 3) u delu koji glasi: „i klimatske promene”,
- 2) odredbe člana 3. tač. 2) i 12),
- 3) odredbe člana 29. stav 1. u delu koji glasi: „suzbijanje klimatskih promena” i
- 4) odredbe člana 68. tač. 3) i 6).

## **Stupanje na snagu**

### **Član 83.**

Ovaj zakon stupa na snagu osmog dana od dana objavljivanja u „Službenom glasniku Republike Srbije”.

## O B R A Z L O Ž E N J E

### I. USTAVNI OSNOV ZA DONOŠENJE ZAKONA

Ustavni osnov za donošenje ovog zakona sadržan je u članu 97. tačka 9. Ustava Republike Srbije, po kome Republika Srbija uređuje i obezbeđuje sistem zaštite i unapređivanja životne sredine.

### II. RAZLOZI ZA DONOŠENJE ZAKONA

Osnovni razlozi za donošenje Predloga zakona o klimatskim promenama (u daljem tekstu: Predlog zakona) su:

- 1) Uspostavljanje sistema za smanjenje emisija gasova sa efektom staklene bašte (u daljem tekstu: GHG) i prilagođavanje na izmenjene klimatske uslove;
- 2) Ispunjenje obaveza prema međunarodnoj zajednici, tačnije Okvirnoj Konvenciji UN o promeni klime i njenog Sporazuma iz Pariza; i
- 3) Usklađivanje domaćeg zakonodavstva sa pravnim tekovinama Evropske unije (u daljem tekstu: EU).

Koncentracije GHG u atmosferi nastale kao posledica ljudskih/antropogenih aktivnosti uzrok su intenzivnijih i ekstremnijih promena klime od onih prirodno očekivanih (izazvanih prirodnim uticajima na klimatski sistem, između ostalog i promenom nagiba ose rotacije i Zemljine orbite koje je dokazao Milutin Milanković).

Kako bi se umanjili antropogeni uticaji na promenu klime i kako bi prilagođavanje i opstanak živog sveta na zemlji bio moguć, neophodno je smanjenje emisija GHG na globalnom nivou. Smanjenje globalnih emisija GHG koje svakako mora biti na isplativ i ekonomski efikasan način, a kako bi se obezbedila održivost istog, ima za cilj dostizanje onih nivoa emisija GHG na globalnom nivou koji se naučno smatraju neophodnim kako bi se izbegle opasne promene klime, odnosno obezbedilo prilagođavanje na izmenjene klimatske uslove.

Usvajanjem Sporazuma iz Pariza (u daljem tekstu: Sporazum) uz Okvirnu konvenciju UN o promeni klime (u daljem tekstu: Konvencija) 2015. godine i njegovim stupanjem na snagu 2016. godine, međunarodna zajednica, uključujući države članice Konvencije, potvrdila je opredeljenost za ekonomski rast praćen smanjenjem emisija GHG. Drugim rečima, stupanjem na snagu Sporazuma potvrđeno je da će ekonomski rast i investicije praćeni smanjenjem emisija GHG vrlo brzo postati jedan od zahteva međunarodnog tržišta, odnosno uslov plasiranja proizvoda i konkurentnosti privrede. Ovakav razvoj jedan je od pet strateških ciljeva EU od 2009. godine i jedan od osnova zelene i cirkularne ekonomije.

Postizanje navedenih ciljeva zahteva uspostavljanje sistema za smanjenje emisija GHG i prilagođavanje na izmenjene klimatske uslove na nivou svake države članice Konvencije i Sporazuma, što je i predmet uređivanja ovog zakona. Republika Srbija članica je Okvirne konvencije UN o promeni klime od 10. juna 2001. godine, a Sporazuma iz Pariza od 24. avgusta 2017. godine. Uspostavljanje sistema za smanjenje GHG i prilagođavanje na izmenjene klimatske uslove pored ispunjenja obaveza prema međunarodnoj zajednici i jedan je od uslova održivog ekonomskog razvoja zemlje i smanjenja rizika, šteta i gubitaka od elementarnih i prirodnih nepogoda i katastrofa. Procene pokazuju da se od 2000. godine Republika Srbija suočila sa nekoliko značajnih epizoda ekstremnih klimatskih i vremenskih epizoda koje su prouzrokovale značajne materijalne i finansijske gubitke, kao i gubitke ljudskih života. Ukupna suma materijalnih šteta izazvanih ekstremnim klimatskim i vremenskim uslovima, u periodu 2000 – 2015. godina, prelazi pet milijardi evra. Više od 70% gubitaka su povezani sa sušom i visokim temperaturama. Drugi glavni uzrok

značajnih gubitaka bile su poplave. Zbog toga je usvajanje i primena ovog zakona od opšteg interesa za Republiku Srbiju.

S obzirom na vremenski okvir potreban za realizaciju tehničkih i tehnoloških zahteva koji za rezultat imaju smanjenje emisija GHG, pre svega u sektoru energetike, ali i za realizaciju mera prilagođavanja na izmenjene klimatske uslove i obezbeđenje njihove održivosti, neophodno je dugoročno (strateško) planiranje praćeno identifikacijom konkretnih kratkoročnih i srednjoročnih politika i mera. Predlogom zakona se zato propisuje izrada Strategije niskougljeničnog razvoja (u daljem tekstu: Strategija), Akcionog plana i Programa prilagođavanja na izmenjene klimatske uslove. Izrada ovih dokumenata obaveza je i iz Sporazuma i Uredbe (EU) br. 525/2013 Evropskog parlamenta i Saveta od 21. marta 2013. o mehanizmu za monitoring i izveštavanje o emisijama gasova sa efektom staklene bašte i za izveštavanje o drugim informacijama od značaja za klimatske promene, na nacionalnom i na nivou Evropske unije (u daljem tekstu: Uredba 525/2013).

Kako bi ciljevi iz prethodno navedenih strateških i planskih i programskih dokumenata bili ostvarivi potrebno je da rast emisija GHG u sektorima (energetika, poljoprivreda, saobraćaj, zgradarstvo, šumarstvo i dr) bude ograničen i u skladu sa ovim ciljevima planiran kroz dokumente javnih politika. U ovom kontekstu Predlog zakona predlaže ograničavanje emisije GHG: iz izvora na nacionalnom nivou, postrojenja i onih koje dolaze iz vazduhoplovnih aktivnosti, kao i iz sektora i kategorija u kojima dolazi do sagorevanja goriva i fugitivnih emisija iz goriva, industrijskih procesa i upotrebe proizvoda, poljoprivrede i otpada. Ograničenje rasta ili smanjenje emisija GHG obaveza je Republike Srbije prema Sporazumu i prve ciljeve smanjenja emisija Vlada je dostavila za 2030. godinu. Prema zahtevima Sporazuma potrebno je vršiti reviziju ovih ciljeva i dostaviti ih i za period do 2050. godine. Za ograničenje emisija GHG u Zakonu je primenjen princip utvrđen Odlukom br. 406/2009/EZ Evropskog parlamenta i Saveta od 23. aprila 2013. godine o naporima koje preduzimaju države članice radi smanjenja emisija gasova sa efektom staklene bašte radi ostvarenja ciljeva Zajednice vezanih za smanjenje emisija gasova sa efektom staklene bašte do 2020. godine (u daljem tekstu: Odluka 406/2009), a za smanjenje istih iz sektora i kategorija u kojima dolazi do sagorevanja goriva i fugitivnih emisija iz goriva, industrijskih procesa i upotrebe proizvoda, poljoprivrede i otpada i instrumenti fleksibilnosti utvrđeni Odlukom 406/2009.

Utvrđeni ciljevi smanjenja emisija GHG iz izvora i uklanjanje pomoću ponora u Strategiji i politike i mere u Akcionom planu, prema zahtevima iz Sporazuma, moraju biti uporedivi na međunarodnom nivou zbog čega je neophodna priprema projekcija emisija GHG iz izvora i uklanjanja pomoću ponora, u skladu sa međunarodno priznatim metodologijama.

Smanjenje emisija GHG iz izvora i njihovo uklanjanje putem ponora nije moguće bez odgovarajućih dokumenata javnih politika uključujući i one u sektorima kao što su energetika, industrija, saobraćaj, poljoprivreda, šumarstvo, upravljanje otpadom koje su uređene posebnim sektorskim zakonima. Zbog toga nije namera da se ovim zakonom obuhvate i urede sve politike i mere koje doprinose smanjenju emisija GHG iz izvora i njihovog uklanjanja putem ponora, već da se da osnov za neke od njih i to one koje je moguće realizovati kroz:

- Mehanizam čistog razvoja Kjoto protokola;
- Podizanje opšte svesti o doprinosu emisija iz sektora drumskog saobraćaja i to isključivo vezano za nova vozila; i
- Podizanje opšte svesti o doprinosu emisija iz sektora industrije, energetike i vazduhoplovnih aktivnosti i to isključivo kroz monitoring, izveštavanje i verifikaciju emisija GHG iz ovih sektora.

Iako je Kjoto period završen sa 31. decembrom 2012. godine, neki mehanizmi iz ovog protokola još uvek su aktuelni, među kojima i Mehanizam čistog razvoja. S obzirom da je još uvek moguća primena ovog mehanizma za smanjenje emisija



GHG, u ovom zakonu, uz određenu promenu, on je preuzet iz važećeg Zakona o zaštiti vazduha („Službeni glasnik RS”, br. 36/09 i 10/13).

Doprinos emisija iz sektora saobraćaja ukupnim emisijama GHG jedan je od najvećih kako na globalnom, tako i na nacionalnom nivou i uočen je njegov rast sa ekonomskim razvojem. S obzirom da se izražava kroz sagorevanje goriva, kao deo sektora energetike (po međunarodnim metodologijama) često ostaje zanemaren u ovom kontekstu. Kako bi se ukazalo na doprinos emisija iz sektora saobraćaja ukupnim nacionalnim emisijama GHG, neophodnost smanjenja emisija iz ovog sektora i značaj podizanja znanja opšte javnosti ovaj zakon predviđa obezbeđenje dostupnosti podataka o ekonomičnosti potrošnje goriva i emisijama CO<sub>2</sub> potrošačima pri kupovini ili uzimanju na lizing novih putničkih vozila i to kroz izradu vodiča, plakata i drugih promotivnih materijala. U ovom cilju ovim zakonom su transponovane odredbe Direktive 1999/94/EZ Evropskog parlamenta i Saveta od 13. decembra 1999. godine o dostupnosti informacija za potrošače o ekonomičnosti potrošnje goriva i emisija CO<sub>2</sub> u vezi sa prodajom novih putničkih vozila.

Važan korak u procesu podizanja opšte svesti o doprinosu emisija iz sektora industrije, energetike i vazduhoplovnih aktivnosti predstavlja dostupnost podataka o emisijama GHG na godišnjem nivou. Ovo posebno s obzirom da prema raspoloživim podacima iz inventara GHG (procene emisija na nacionalnom nivou) najveći udeo u ukupnim emisijama GHG Republike Srbije potiče iz sektora energetike, uključujući saobraćaj. Udeo emisija iz industrijskog sektora je promenljiv iz godine u godinu. Kako sektorske politike predviđaju rast proizvodnje to može dovesti i do nekontrolisanog porasta emisija GHG. Istovremeno u zavisnosti od načina planiranja i realizacije politika i mera ovi sektori mogu biti najveći potencijal za smanjenje emisija GHG. Postojanje sistematskog i kontinuiranog praćenja emisija GHG osnovni je preduslov za navedeno, kao i održivo planiranje kako ekonomskog rasta praćenog smanjenjem emisija GHG na nacionalnom nivou, tako i investicija na nivou privrednih subjekata, ali i provere dostizanja rezultata/ciljeva koji su predviđeni istim. Za ispunjenje ovih ciljeva potrebni su, pre svega, sistematski prikupljeni i verifikovani podaci o emisijama GHG na godišnjem nivou.

Iz navedenih razloga Predlog zakona predviđa uspostavljanje sistematskog i kontinuiranog praćenja i izveštavanja o emisijama GHG, i to iz:

- industrijskih i energetskih postrojenja u skladu sa zahtevima Direktive 2003/87/EZ od 13. oktobra 2003. godine, kojom se uspostavlja sistem Zajednice za trgovinu emisionim jedinicama gasova sa efektom staklene bašte i kojom se dopunjuje Direktiva Saveta 96/61/EZ, odnosno Direktive 2009/29/EZ Evropskog parlamenta i Saveta od 23. aprila 2009. godine kojom se menja Direktiva 2003/87/EZ kako bi se unapredio i proširio Sistem trgovine emisionim jedinicama gasova sa efektom staklene bašte, i
- vazduhoplovnih aktivnosti u skladu sa Direktivom 2008/101/EZ od 19. novembra

2008. godine kojom se menja i dopunjuje Direktiva 2003/87/EZ tako da uključi aktivnosti vazdušnog saobraćaja u sistem trgovine emisionim jedinicama gasova sa efektom staklene bašte u okviru Zajednice.

Vrste GHG, postrojenja i tipovi letova koji imaju obavezu monitoringa i izveštavanja utvrđeni su prethodno navedenim direktivama EU i u skladu sa ovim odredbama Ministarstvo zaštite životne sredine (u daljem tekstu: Ministarstvo) izradilo je listu industrijskih i energetskih tzv. stacionarnih postrojenja koja je javno dostupna na internet stranici Ministarstva. Treba imati u vidu da i sama postrojenja imaju obavezu da se prijave ukoliko su sa liste izostavljena.

Primena principa monitoringa i izveštavanja o emisijama GHG za sektor vazdušnog saobraćaja, utvrđenih Direktivom i transponovanih ovim zakonom, zahtev je i međunarodne zajednice (Međunarodna organizacija za civilno vazduhoplovstvo – International Civil Aviation Organization) od 2020. godine. Istovremeno, treba imati u

vidu da odredbe Direktive transponovane ovim zakonom nacionalni operateri vazduhoplova već izvršavaju, izveštavanjem određenih organa i tela EU.

Kako bi se obezbedila tačnost i potpunost podataka odnosno izveštaja o emisijama GHG ovaj zakon uvodi obavezu verifikacije podataka, koju vrši pravno lice (potvrđujući da je izveštaj validan i tačan) koje je akreditovalo Akreditaciono telo Srbije za ovu vrstu delatnosti. Ovo su takođe odredbe Direktive 2003/87 koje istovremeno predstavljaju osnov za nova radna mesta. Tehnički detalji monitoringa, izveštavanja i verifikacije emisija GHG i akreditacije verifikatora za tu vrstu delatnosti propisani su Uredbom Komisije (EU) broj 600/2012 od 21. juna 2012. godine o verifikaciji izveštaja o emisijama gasova sa efektom staklene bašte i izveštaja o tonskim kilometrima i akreditaciji verifikatora u skladu s Direktivom 2003/87/EZ Evropskog parlamenta i Saveta i Uredbom Komisije (EU) broj 601/2012, od 21. juna 2012. godine o monitoringu i izveštavanju o emisijama gasova sa efektom staklene bašte u skladu s Direktivom 2003/87/EZ Evropskog parlamenta i Saveta koji su u osnovi propisani ovim zakonom dok će kompletni zahtevi ovih uredbi biti transponovani podzakonskim aktima. Na ovaj način propisaće se detaljno zahtevi i olakšati izveštavanje operaterima industrijskih, energetskih postrojenja i operatera vazduhoplova vazduhoplova.

Treba imati u vidu da je na osnovu člana 64. Zakona o zaštiti životne sredine, Vlada 2010. godine usvojila Nacionalni program zaštite životne sredine, kao osnovni strateški dokument u oblasti životne sredine za period od deset godina („Službeni glasnik RS”, broj 12/10). U 2011. godini, Vlada je usvojila Nacionalnu strategiju aproksimacije u oblasti životne sredine („Službeni glasnik RS”, broj 80/11). Oba dokumenta među prioritete svrstavaju pripremu za uspostavljanje sistema trgovine emisionim jedinicama EU. Ipak, odredbe Direktive 2003/87 koje se odnose na trgovinu emisionim jedinicama GHG nisu predmet uređivanja ovog zakona, jer bi ugrozili energetski sistem Republike Srbije. Početak primene odredbi Direktive 2003/87 koje se odnose na trgovinu emisionim jedinicama GHG biće predmet pregovora za članstvo u EU.

Potvrda smanjenja emisija GHG iz izvora i njihovo uklanjanje putem ponora, kao i postizanja ciljeva Strategije i realizacije Akcionog plana i na taj način ispunjenja obaveza prema Konvenciji i Sporazumu zahteva i sistem praćenja i izveštavanja o nacionalnim emisijama GHG, realizaciji politika, mera i o projekcijama GHG, koje propisuje ovaj zakon. Zato se ovim zakonom preuzimaju odredbe iz važećeg Zakona o zaštiti vazduha kojim se utvrđuje odgovornost Agencije za zaštitu životne sredine (u daljem tekstu: Agencija) za izradu inventara GHG. Dodatno, ovaj zakon utvrđuje obavezu:

- Agencije da izrađuje Izveštaje o inventaru GHG koji su sastavni deo Izveštaja o stanju životne sredine u Republici Srbiji;
- sektorskih organa i organizacija da vrše procenu efekata politika i mera iz delokruga svoje nadležnosti na nivo emisija GHG i o njima izveštavaju Ministarstvo; i
- Ministarstva da priprema Dvogodišnje ažurirane izveštaje i Nacionalne izveštaje Republike Srbije prema Okvirnoj konvenciji UN o promeni klime.

Ovim, zahtevi u zakonu koncipirani su u skladu sa odredbama Uredbe (EU) br. 525/2013, Uredbe (EU) o sprovođenju br. 749/2014 od 30. juna 2014. godine, o strukturi, formatu, postupcima podnošenja i pregledu informacija koje države članice dostavljaju u skladu sa Uredbom (EU) br. 525/2013 Evropskog parlamenta i Saveta (u daljem tekstu: Uredba 749/2014) i Delegirane uredbe (EU) br. 666/2014 od 12. marta 2014. godine o uspostavljanju suštinskih zahteva za sistem inventara Evropske unije i uzimanja u obzir promene potencijala globalnog zagrevanja i međunarodno dogovorenih smernica za inventare u skladu sa Uredbom (EU) br. 525/2013 Evropskog parlamenta i Saveta (u daljem tekst: Uredba 666/2014).

Kao što je navedeno smanjenje globalnih emisija GHG ima za cilj dostizanje onih nivoa emisija GHG koji se naučno smatraju neophodnim kako bi se obezbedilo prilagođavanje na izmenjene klimatske uslove. Neophodnost prilagođavanja na

izmenjene klimatske uslove definiše i Sporazum iz Pariza koji je pozvao države članice da primenjuju i izveštavaju o preduzetim aktivnostima po pitanju smanjenja rizika od elementarnih i prirodnih nepogoda i katastrofa i prilagođavanja na izmenjene klimatske uslove. Istovremeno, Uredba (EU) 525/2013 propisuje obavezu da države članice u skladu sa rokovima za izveštavanje iz Konvencije/Sporazuma izveštavaju o svojim planovima i strategijama prilagođavanja, navodeći sprovedene ili planirane mere prilagođavanja. Uzimajući u obzir zahteve Sporazuma i odredbe Uredbe (EU) 525/2013 ovaj zakon utvrđuje obavezu Ministarstva da pripremi Program prilagođavanja na izmenjene klimatske uslove (u daljem tekstu: Program) u cilju identifikacije uticaja klimatskih promena na sektore i sisteme i mogućnosti smanjenja negativnih posledica na iste. Kako bi negativne posledice zaista i bile smanjene, ovaj zakon propisuje da organi i organizacije nadležni za izradu i sprovođenje dokumenata javnih politika moraju da uzmu u obzir ciljevi predloženi Programom, da prate njihovo sprovođenje i da o tome izveštavaju Ministarstvo.

Sa aspekta potrebe podizanja znanja i jačanja kapaciteta sektorskih organa i organizacija čiji je rad od značaja za postizanje ciljeva ovog zakona, povećanja transparentnosti rada Ministarstva, ali i podizanja opšte svesti o oblasti klimatskih promena ovim zakonom se uspostavlja Nacionalni savet za klimatske promene (u daljem tekstu: Savet), kao savetodavno telo Vlade. Savet vodi, u svojstvu predsednika, ministar nadležan za zaštitu životne sredine (u daljem tekstu: Ministar), a čine ga predstavnici Ministarstva i drugih organa i organizacija, predstavnici naučne i stručne javnosti, kao i predstavnici civilnog društva, čija je oblast delovanja od značaja za utvrđivanje i sprovođenje aktivnosti u oblasti klimatskih promena, kao i predstavnik Poverenika za zaštitu ravnopravnosti.

Značajno je da je ovaj zakon nastao kao rezultat rada u okviru dva projekta finansirana od strane EU i to Tvining projekata: „Uspostavljanje sistema za monitoring, izveštavanje i verifikaciju neophodnog za uspešnu implementaciju Sistema trgovine emisijama EU” (2013-2015) i „Uspostavljanje mehanizama za sprovođenje MMR” (2015 – 2017). Za potrebe sprovođenja projekata i izrade ovog zakona formirane su radne grupe sastavljene od predstavnika Vladinih institucija, predstavnika privrede, nevladinih organizacija. U okviru projekata paralelno sa pripremom ovog zakona i podzakonskih akata realizovane su i aktivnosti jačanja administrativnih i institucionalnih kapaciteta, ali i pripreme svih relevantnih strana, uključujući sektor industrije i potencijalne verifikatore, Ministarstvo zaštite životne sredine, Ministarstvo rudarstva i energetike, Agenciju za zaštitu životne sredine, Akreditaciono telo Srbije, Direktorata civilnog vazduhoplovstva Republike Srbije (u daljem tekstu: Direktorat).

Donošenjem ovog zakona i podzakonskih akata vrši se usklađivanje domaćeg zakonodavstva sa sledećim pravnim aktima EU:

- Direktivom 2003/87/EZ Evropskog parlamenta i Saveta od 13. septembra 2003. godine o uspostavljanju sistema trgovine emisionim jedinicama gasova sa efektom staklene bašte u Zajednici i o izmeni Direktive Saveta 96/61/EZ, sa svim dopunama (CELEX 02003L0087-20140430);
- Uredbom Komisije (EU) broj 600/2012 od 21. juna 2012. godine o verifikaciji izveštaja o emisijama gasova sa efektom staklene bašte i izveštaja o tonskim kilometrima i akreditaciji verifikatora u skladu s Direktivom 2003/87/EZ;
- Uredbom Komisije (EU) broj 601/2012 od 21. juna 2012. godine o monitoringu i izveštavanju o emisijama gasova sa efektom staklene bašte u skladu s Direktivom 2003/87/EZ Evropskog parlamenta i Saveta. (CELEX 32012R0601);

- Uredbom (EU) br. 525/2013 Evropskog parlamenta i Saveta od 21. marta 2013. godine o mehanizmu za praćenje i izveštavanje o emisijama gasova sa efektom staklene bašte i za izveštavanje o drugim informacijama od značaja za klimatske promene na nacionalnom nivou i na nivou Unije (CELEX 32013R0525);
  - Delegiranom Uredbom Komisije (EU) br. 666/2014 od 12. marta 2014. godine o uspostavljanju suštinskih zahteva za sistem inventara Evropske unije i uzimanja u obzir promene potencijala globalnog zagrevanja i međunarodno dogovorenih smernica za inventare u skladu sa Uredbom (EU) br. 525/2013 Evropskog parlamenta i Saveta (CELEX 32014R0666);
- Uredbom Komisije (EU) o sprovođenju br. 749/2014 od 30. juna 2014. godine o strukturi, formatu, postupcima podnošenja i pregledu informacija koje države članice dostavljaju u skladu sa Uredbom (EU) br. 525/2013 Evropskog parlamenta i Saveta (CELEX 32014R0749);
- Odlukom br. 406/2009/EZ Evropskog parlamenta i Saveta od 23. aprila 2013. godine o naporima koje preduzimaju države članice radi smanjenja emisija gasova sa efektom staklene bašte radi ostvarenja ciljeva Zajednice u vezi sa smanjenjem emisija gasova sa efektom staklene bašte do 2020. godine (CELEX 32009D0406);
- Direktivom 1999/94/EZ Evropskog parlamenta i Saveta od 13. decembra 1999. godine o dostupnosti informacija za potrošače o ekonomičnosti potrošnje goriva i emisija CO<sub>2</sub> u vezi sa prodajom novih putničkih vozila (CELEX 31999D004).

### III. OBJAŠNJENJE OSNOVNIH PRAVNIH INSTITUTA I POJEDINAČNIH REŠENJA

Predlog zakona uspostavlja sistem za ispunjenje obaveza iz Sporazuma iz Pariza, transponuje relevantne propise EU, a cilj mu je da doprinese smanjenju emisija GHG. Ovaj zakon je koncipiran tako da sadrži 11 poglavlja: Osnovne odredbe, Strategije i planovi, Politike i mere za ograničenje emisija GHG iz izvora, Monitoring, izveštavanje i verifikaciju emisija GHG iz postrojenja i vazduhoplovnih aktivnosti, Sistem za monitoring i izveštavanje o nacionalnim emisijama GHG, Projekcije emisija GHG iz izvora i uklanjanja pomoću ponora, Sistem za izveštavanje o politikama, merama i projekcijama, Administrativne takse, Nadzor, Kaznene odredbe i Prelazne i završne odredbe.

#### 1. Osnovne odredbe (čl. 1 – 5. Predloga zakona)

U prvom poglavlju definisan je predmet uređivanja, odnosno sadržina, oblast primene i ciljevi Predloga zakona. Ciljevi Predloga zakona su stvaranje pravnog osnova za uspostavljanje sistema monitoringa i izveštavanja o emisiji GHG u cilju smanjenja emisija ovih gasova i prilagođavanja na izmenjene klimatske uslove u skladu sa potrebama i mogućnostima Republike Srbije, ali i zahtevima Okvirne konvencije UN o promeni klime i Sporazuma iz Pariza. Za dostizanje ciljeva ovog zakona, državni organi i organizacije treba da usvoje odgovarajuće sektorske politike i mere iz delokruga svoje nadležnosti.

U členu 5. Predloga zakona date su definicije pojedinih izraza radi lakšeg razumevanja materije ovog zakona u kome se zbog prirode materije, koristi veliki broj stručnih i tehničkih izraza.

S obzirom da je cilj Predloga zakona ispunjenje obaveza prema međunarodnoj zajednici i usklađivanje domaćeg zakonodavstva sa tekovinama Evropske unije, izrada Strategije i drugih dokumenta definisanih u poglavlju II. obaveza je iz Sporazuma iz Pariza i Uredbe (EU) br. 525/2013 Evropskog parlamenta i Saveta od 21. marta 2013. godine o mehanizmu za monitoring i izveštavanje o emisijama gasova sa efektom staklene bašte i za izveštavanje o drugim informacijama od značaja za klimatske promene, na nacionalnom i na nivou Evropske unije (u daljem tekstu: Uredba 525/2013). Kako je Republika Srbija podnela Nacionalno utvrđene doprinose smanjenju emisija GHG (u daljem tekstu: NDCs) 2015. godine i ratifikovala Sporazum iz Pariza 2017. godine, obaveze koje proizilaze iz ovih dokumenata ali i usklađivanja sa Uredbom 525/2013 EU, definišu da budući razvoj Republike Srbije treba da bude niskouglenični.

## **2. Strategije i planovi (čl. 6 - 17. Predloga zakona)**

Predlog zakona u Poglavlju II. Dokumenti javnih politika, propisuje instrumente politike i planiranja u oblasti klimatskih promena. Ti su instrumenti određeni u členu 6. ovog zakona i jesu Strategija niskougleničnog razvoja, Akcioni plan za sprovođenje strategije i Program prilagođavanja na izmenjene klimatske uslove.

Prema členu 7. Predloga zakona, Ministarstvo za zaštitu životne sredine (u daljem tekstu: Ministarstvo) nadležno je za pripremu Strategije niskougleničnog razvoja u saradnji sa ostalim ministarstvima i relevantnim državnim institucijama i telima. Obaveza izrade i donošenja predmetne strategije proizlazi iz zahteva Sporazuma iz Pariza (tačka 19. član 4) i člana 4. Uredbe 525/2013. Strategija se donosi u cilju utvrđivanja mogućnosti ograničenja emisija GHG iz izvora, kao i transparentnog i tačnog praćenja postizanja tih mogućnosti. Strategija niskougleničnog razvoja priprema se za period od najmanje deset godina, a konkretan desetogodišnji period biće utvrđen samom Strategijom, u zavisnosti od trenutka izrade i zahteva Sporazuma i Konvencije. Značajno je da se Strategije ovog tipa prema međunarodnim zahtevima i vremenskom okviru potrebnom za realizaciju tehničkih i tehnoloških zahteva koji za rezultat imaju smanjenje emisija GHG, pre svega u sektoru energetike, pripremaju za period od 10 do 50 godina. Predlogom zakona je predviđeno da Strategiju niskougleničnog razvoja donosi Vlada na predlog Ministarstva i da se objavljuje u „Službenom glasniku Republike Srbije”.

U členu 8. Predloga zakona određen je okvirni sadržaj Strategije niskougleničnog razvoja na osnovu iskustva i zahteva Konvencije i Sporazuma. Ona će sadržati: sagledavanje postojećeg stanja, uključujući i analizu socio-ekonomske situacije koja utiče na nivo emisija GHG; projekcije sa merama i sa dodatnim merama koje određuju različite pravce niskougleničnog razvoja, koje uvažavaju socio-ekonomske parametre; procene dobiti i troškova različitih pravaca niskougleničnog razvoja; opšte i posebne ciljeve koji se žele postići (utvrđivanje kvantitativnih ciljeva ograničenja emisija GHG iz izvora i povećanja uklanjanja putem ponora koji se postižu različitim scenarijima niskougleničnog razvoja); identifikaciju preporučenog pravca niskougleničnog razvoja sa pratećim kvantitativnim ciljem ograničenja emisija GHG; identifikaciju odgovarajućih mera neophodnih za dostizanje različitih pravaca niskougleničnog razvoja, uzročno-posledične veze između opštih i posebnih ciljeva i mera koje doprinose ostvarenju tih ciljeva i analizu efekata tih mera na fizička i pravna lica i budžet; ključne pokazatelje učinka na nivou opštih i posebnih ciljeva i mera, kojima se meri efikasnost i efektivnost sprovođenja strategije. identifikaciju potreba za postizanje ciljeva ograničenja emisija GHG na nivou sektora, uključujući strateške ciljeve razvoja; institucionalni okvir i plan za

praćenje sprovođenja, vrednovanje učinaka i izveštavanje o sprovedenim merama i ciljevima strategije.

S obzirom na navedeni sadržaj Strategije niskougljeničnog razvoja koji se zasniva na analizama za relevantne sektore neophodno je obezbediti da dokumenta javnih politika takođe tretiraju mogućnosti razvoja na način koji će uzimati u obzir smanjenje emisija GHG.

Zbog toga je u članu 9. Predloga zakona sadržan zahtev da dokumenti javnih politika moraju sadržati kvantitativnu procenu uticaja na promenu nivoa emisije GHG iz izvora i uklanjanje pomoću ponora proračunate u skladu sa prihvaćenom međunarodnom metodologijom.

Prema članu 10. Predloga zakona, Strategija niskougljeničnog razvoja se ostvaruje donošenjem Akcionog plana. Predloga zakona daje i okvirni sadržaj tog plana, pa je predviđeno da Akcioni plan naročito sadrži: opšte i posebne ciljeve preuzete iz strategije; mere i aktivnosti u sektorima, koje je potrebno preduzeti radi ostvarenja ciljeva Strategije uz navođenje projekata ako se mere i/ili aktivnosti sprovode kroz projekte; institucije odgovorne za sprovođenje specifičnih mera kao i instituciju nosioca koja je odgovorna za praćenje sprovođenja i izveštavanje o njihovom sprovođenju; procenu potrebnih sredstava za sprovođenje specifičnih mera, uz navođenje izvora finansiranja za obezbeđena sredstva; vremenske rokove, pokazatelje učinka na nivou mera, a po potrebi i na nivou aktivnosti, metode i učestalost izveštavanja o sprovođenju specifičnih mera; informacije o propisima koje bi trebalo doneti odnosno izmeniti kako bi se realizovale mere javne politike; metode i učestalost izveštavanja o ostvarenju Akcionog plana.

Akcioni plan priprema Ministarstvo, a usvaja ga Vlada za period od pet godina. Ministarstvo prati ostvarivanje Akcionog plana i po potrebi predlaže njegovo ažuriranje za potrebe ispunjenja ciljeva Strategije. Ministarstvo prati ostvarenje plana i po potrebi predlaže njegovo ažuriranje za potrebe ispunjenja ciljeva Strategije niskougljeničnog razvoja. Ministarstvo u svakom slučaju ažurira plan, ako Vlada donese odluku o korektivnim merama na osnovu člana 11. Predloga zakona.

Na zahtev Ministarstva nadležne institucije dužne su da dostave podatke i informacije od značaja za izradu i ažuriranje Akcionog plana u roku od 30 dana od dana dostavljanja zahteva. Taj zahtev sadrži vrstu podataka i informacija, vremenski period na koji se odnose, način dostavljanja, kao i druge elemente, potrebne da bi se izradio ili ažurirao Akcioni plan.

Čl. 11. i 12. Predloga zakona definišu potrebu ispunjenja obaveza Sporazuma iz Pariza, ali i delimičnu transpoziciju Odluke 406/2009/EZ primenom njenog osnovnog koncepta propisivanja nivoa emisija GHG. Član 11. Predloga zakona definiše da će podzakonskim aktom koji donosi Vlada biti propisane nivoi emisija GHG: iz izvora na nacionalnom nivou, za postrojenja i vazduhoplovne aktivnosti i za emisije GHG iz sektora i kategorija u kojima dolazi do sagorevanja goriva i fugitivnih emisija iz goriva, industrijskih procesa i upotrebe proizvoda, poljoprivrede i otpada za period od deset godina i godišnje količine emisija u ovom periodu za navedene sektore.

Akt koji donosi Vlada propisuje naročito: sektore, kategorije i izvore emisija za koje se utvrđuju nivoi emisija GHG i period na koji se odnose; način i metodologiju za utvrđivanje nivoa emisija GHG; ukupne nivoe emisija GHG iz izvora u odnosu na emisije u određenoj godini; godišnje nivoe emisija GHG za postrojenja i vazduhoplovne aktivnosti u odnosu na emisije u određenoj godini; i ukupne nivoe emisija GHG iz izvora u odnosu na emisije u određenoj godini. Ministarstvo priprema godišnji izveštaj o dostizanju emisija GHG i u slučaju odstupanja, uključujući i dozvoljene prenose u skladu sa članom 12. Predloga zakona, priprema predlog potrebnih korektivnih mera za dostizanje emisija GHG iz izvora do 15. novembra svake godine i dostavlja ga Vladi na usvajanje.

U članu 12. Predloga zakona uređeni su instrumenti fleksibilnosti koji su konceptualno preuzeti iz Odluke 406/2009/EZ.

U članu 13. Predloga zakona uređeno je pripremanje i donošenje Programa prilagođavanja na izmenjene klimatske uslove u skladu sa odredbama u članu 7. Sporazuma iz Pariza i u članu 15. Uredbe (EU) 525/2013. Program prilagođavanja na izmenjene klimatske uslove sa pripadajućim Akcionim planom (u daljem tekstu: Program), priprema se i usvaja radi identifikacije uticaja klimatskih promena na sektore i sisteme, i utvrđivanja mera prilagođavanja na izmenjene klimatske uslove za one sektore i sisteme u kojima je potrebno smanjiti nepovoljne uticaje. Program priprema Ministarstvo i donosi ga Vlada na predlog Ministarstva. Objavljuje se u „Službenom glasniku Republike Srbije”.

U članu 14. Predloga zakona određen je i okvirni sadržaj Programa prilagođavanja na izmenjene klimatske uslove. Program će sadržati naročito: analizu socio-ekonomske situacije koja utiče na prilagođavanje na izmenjene klimatske uslove; analizu osmotrenih promena klime; prikaz očekivanih promena klime; analizu uticaja promena klime na sektore i sisteme; identifikaciju sektora najpogođenijih klimatskim promenama; opis željene promene koju treba postići, njenih elemenata i njihovih uzročno-posledičnih veza; opšte i posebne ciljeve javne politike koji se žele postići; predlog mera prilagođavanja na izmenjene klimatske uslove; razradu i procene dobiti i troškova različitih kombinacija mera prilagođavanja, kao i rezultate sprovedene analize efekata za svaku od kombinacija mera prilagođavanja; rezultate procesa sprovedenih konsultacija i dodatnih analiza efekata razmatranih opcija na osnovu sprovedenih konsultacija; listu mera prilagođavanja sa obrazloženjem i načinom njihovog ostvarivanja; institucije odgovorne za sprovođenje mera prilagođavanja.

Prema članu 15. Predloga zakona, dokumenti javnih politika u sektorima najpogođenijim klimatskim promenama, kao i planski dokumenti autonomne pokrajine i jedinice lokalne samouprave izrađuju se uzimajući u obzir ciljeve Programa prilagođavanja.

Organi i organizacije nadležni za sprovođenje mera prilagođavanja sadržanih u Programu prilagođavanja, dužni su da do 15. marta svake godine u odnosu na godinu usvajanja Programa prilagođavanja, dostavljaju Ministarstvu izveštaj o sprovedenim merama prilagođavanja, kao i pojavama kao što su poplave, ekstremne temperature, suše i drugo i njihovim posledicama. U istom članu je predviđeno da će Vlada propisati listu organa i organizacija koji su dužni da izveštavaju, kao i sadržinu i formu izveštaja.

Član 16. Predloga zakona uređuje učešće javnosti tako što propisuje da će Ministarstvo o nacrtu Strategije iz člana 7, Akcionog plana iz člana 10. i Programa prilagođavanja iz člana 13. ovog zakona, obavestiti javnost i omogućiti davanje mišljenja i primedaba, u skladu sa zakonom kojim se propisuje izrada i usvajanje dokumenata javnih politika.

Nacionalni savet za klimatske promene koji je predviđen u članu 17. Predloga zakona je jedan od značajnih instituta postizanja društvenog konsenzusa o pitanjima klimatskih promena. Savet čine predstavnici ministarstva i drugih institucija Vlade, kao i predstavnici naučne i stručne javnosti i civilnog društva i drugi predstavnici čija je oblast delovanja od značaja za utvrđivanje i sprovođenje aktivnosti u oblasti klimatskih promena, kao i predstavnik Kancelarije Poverenika za zaštitu ravnopravnosti Vlade Republike Srbije. Savet će obrazovati Vlada na osnovu zakonskog ovlašćenja iz istog člana. Članove Saveta imenuje Vlada na period od pet godina uz mogućnost ponovnog izbora. Savetom predsedava ministar nadležan za poslove životne sredine. Savet je dužan da dostavlja Vladi izveštaj o radu jednom godišnje.

### **3. Politike i mere za ograničenje emisija GHG iz izvora (čl. 18 – 24. Predloga zakona)**

Treće poglavlje Politike i mere za ograničenje emisija GHG iz izvora sadrži dva potpoglavlja: Mehanizam čistog razvoja i Dostupnost podataka o ekonomičnosti potrošnje goriva i emisijama CO<sub>2</sub> u vezi sa prodajom novih putničkih vozila.

### **3.1. Mehanizam čistog razvoja**

U potpoglavlju Mehanizam čistog razvoja iz Zakona o zaštiti vazduha („Službeni glasnik RS”, br. 36/09 i 10/13) preuzete su i delimično promenjene važeće odredbe člana 50. koje se odnose na Mehanizam čistog razvoja iz Kjoto protokola. U stavu 5. člana 50. Zakona o zaštiti vazduha predviđeno je osnivanje Nacionalnog tela koje bi trebalo da odobrava programe i projekte koji se realizuju u okviru Mehanizma čistog razvoja. Vladi je dato zakonsko ovlašćenje da propisuje kriterijume i način odobravanja programa i projekata koji se realizuju u okviru Mehanizma čistog razvoja.

### **3.2. Dostupnost podataka o ekonomičnosti potrošnje goriva i emisijama CO<sub>2</sub> u vezi sa prodajom novih putničkih vozila**

U potpoglavlju Dostupnost podataka o potrošnji goriva i emisijama CO<sub>2</sub> u pravni sistem Republike Srbije prenosi se Direktiva 1994/99/EZ. Ova direktiva je jedan od pravnih akata koji je EU usvojila u cilju smanjenja emisija GHG iz saobraćaja. Putnička vozila su značajan izvor emisija CO<sub>2</sub>, a smanjenje se može postići i kroz poboljšanje ekonomičnosti potrošnje goriva. Informisanost može imati značajnu ulogu u tom smislu, pa pružanje tačnih, relevantnih i uporedivih podataka o specifičnoj potrošnji goriva i emisijama CO<sub>2</sub> iz putničkih vozila može uticati na izbor potrošača da kupuju putnička vozila koja troše manje goriva i time emituju manje CO<sub>2</sub>. Na ovaj način podstiče se i proizvodnja takvih vozila. Zbog toga Direktiva sadrži niz mera koje se odnose na obavezu dobavljača i prodavaca novih putničkih vozila da informišu potrošače o potrošnji goriva i specifičnim emisijama CO<sub>2</sub> i nekih drugih gasova.

U čl. od 19. do 24. Predloga zakona nalaže obaveze prodavaca novih putničkih vozila koje se odnose na obezbeđivanje podataka o potrošnji goriva i emisijama CO<sub>2</sub> i zagađujućih materija u vazduh, iz novih putničkih vozila koja prodaju ili daju na lizing. Ovim zakonom je dato i ovlašćenje Ministru nadležnom za zaštitu životne sredine da podzakonskim propisom bliže propiše vrstu podataka i druge detalje koji se odnose na obezbeđivanje podataka.

Član 20. Predloga zakona određuje da je prodavac koji stavlja u promet model novog putničkog vozila dužan da na prodajnom mestu i u blizini putničkog vozila, o svom trošku, na jasno vidljiv način postavi i izloži oznaku o ekonomičnosti potrošnje goriva i emisijama CO<sub>2</sub> tog vozila. Opis oznake bliže će propisati Ministar.

Na osnovu člana 21. Predlog zakona dobavljač najmanje jednom godišnje o svom trošku obezbeđuje vođač o ekonomičnosti potrošnje goriva i emisijama CO<sub>2</sub>. Dobavljač besplatno dostavlja elektronsku verziju vodiča prodavcu i Agenciji za bezbednost saobraćaja, koja ga stavlja na svoju internet stranicu. Vodič mora biti prenosiv, kompaktan i besplatan za potrošače koji ga zatraže na prodajnim mestima. Zakon predviđa da će Ministar bliže propisati sadržaj vodiča.

Prema članu 22. Predloga zakona prodavac je dužan da za svaku marku novog putničkog vozila izloženog ili ponuđenog na prodaju ili lizing, na prodajnom mestu vidljivo izloži plakat ili displej sa podacima o zvaničnoj potrošnji goriva i zvaničnim specifičnim emisijama CO<sub>2</sub>. Ministar će bliže propisati oblik i sadržaj plakata, odnosno displeja.

Član 23. Predloga zakona određuje obavezu dobavljača i prodavca da obezbede da sva promotivna literatura sadrži podatke o zvaničnoj potrošnji goriva i zvaničnoj specifičnoj emisiji CO<sub>2</sub> i zagađujućih materija u vazduh modela novog putničkog vozila na koje se odnosi. Ministar će bliže odrediti i oblik i sadržaj promotivnog materijala.



Prema članu 24. Predloga zakona, zabranjeno je dovođenje u zabunu potencijalnih kupaca novih putničkih automobila korišćenjem oznaka, simbola ili natpisa koji se odnose na potrošnju goriva ili emisiju CO<sub>2</sub> i zagađujućih materija u vazduh na oznakama, u vodičima, na plakatima ili u promotivnoj literaturi iz čl. 20, 21, 22. i 23. ovog zakona.

## **1. Monitoring, izveštavanje i verifikacija emisija GHG iz postrojenja i vazduhoplova (čl. 25 - 56. Predloga zakona)**

Četvrto poglavlje Monitoring, izveštavanje i verifikacija emisija GHG iz postrojenja i vazduhoplovnih aktivnosti transponuje Direktivu 2003/87/EZ u delu kojim se uređuje obaveza operatera određenih postrojenja da pribave dozvolu za emisije GHG, obaveza operatera vazduhoplova da mu Ministarstvo odobri plan monitoringa emisija GHG i obaveze i jednih i drugih da vrše monitoring emisija GHG, izrađuju izveštaj o emisijama GHG i verifikovani izveštaj dostavljaju Ministarstvu, kao i sistem verifikacije i akreditacije verifikatora.

Ovo poglavlje sadrži pet potpoglavlja: Dozvola za emisije GHG operateru postrojenja, Odobrenje na plan monitoringa GHG operateru vazduhoplova, Monitoring i izveštavanje o emisijama GHG iz postrojenja i vazduhoplova, Verifikacija i akreditacija i Dostavljanje i pristup informacijama.

### **4.1 Dozvola za emisiju GHG operateru postrojenja (čl. 25 – 32. Predloga zakona)**

Prvi korak za uspostavljanje sistema za smanjenje emisija GHG je izdavanje dozvole za emisiju GHG. Naime, član 25. Predloga zakona utvrđuje obavezu operatera postrojenja u kome se obavljaju određene vrste aktivnosti da pre početka rada tog postrojenja pribavi ovu dozvolu. Vrste aktivnosti pri čijem se vršenju emituju GHG, i za čije obavljanje operateri moraju da pribave dozvolu biće propisane podzakonskim aktom Vlade, za čije donošenje ovaj Nacrt sadrži ovlašćenje. Cilj izdavanja dozvole je da se uspostavi kontrola nad privrednim subjektima koji vrše aktivnosti koje emituju GHG, odnosno da takve aktivnosti mogu da se vrše u postrojenjima čiji su operateri u zakonom propisanom postupku dokazali da će uspostaviti efikasan, kvalitetan i pouzdan sistem praćenja emisija GHG i izveštavanja o tim emisijama. U nastavku Predlog zakona uređuje i postupak za izdavanje dozvole za emisiju GHG operateru postrojenja. U ovom delu je definisan, pored postupka izdavanja dozvole, sadržaj dozvole, revizija, izmena i prestanak važenja dozvole.

Član 26. Predloga zakona propisuje da operater postrojenja u zahtevu za izdavanje dozvole dostavlja podatke o postrojenju, lokaciji, sirovinama i o vrsti i izvoru emisija, na osnovu kojih se može zaključiti o kakvom se postrojenju, odnosno aktivnosti radi, i vrsti emisija odnosno gasova. Uz ove podatke operater je dužan da dostavi plan monitoringa emisija GHG. Plan monitoringa predstavlja najbitniji element zahteva za izdavanje dozvole, pošto predstavlja dokument na osnovu koga će operater vršiti monitoring.

Čl. 27. i 28. Predloga zakona propisuju proceduru za izdavanje dozvole. S obzirom na definisane nadležnosti Agencije za zaštitu životne sredine (u daljem tekstu: Agencija), kao i činjenicu da su za procenu plana monitoringa, odnosno utvrđivanja da taj plan ispunjava sve propisane zahteve, odnosno da se na osnovu njega mogu pouzdano utvrditi emisije GHG, potrebna stručna znanja, zakonom je ovlašćena Agencija da sprovede ovu stručnu procenu. Rokovi koji su ovim zakonom dati za postupanje i Ministarstva i Agencije imaju za cilj da se sa jedne strane onemoguću odugovlačenje postupka, a sa druge strane da se ostavi dovoljno vremena da se procena plana monitoringa izvrši stručno i kvalitetno. Na osnovu

stručnog mišljenja Agencije o tome da li je operater postrojenja izradio plan monitoringa u skladu sa podzakonskim propisom i da li je u stanju da obezbedi monitoring i izveštavanje u skladu sa ovim zakonom, Ministarstvo izdaje dozvolu. Član 29. Predloga zakona definiše sadržinu dozvole, odnosno da je plan monitoringa sa pratećom dokumentacijom sastavni deo dozvole. Ovaj pojedinačni plan monitoringa postaje obavezujući za primenu od strane operatera kojem je izdata konkretna dozvola. Zbog obima materijala i kompleksnosti njegove sadržine, rok od 30 odnosno 60 dana koji je inače propisan Zakonom o opštem upravnom postupku („Službeni glasnik RS”, br. 18/16 i 95/18 – autentično tumačenje) nije dovoljan za izdavanje ove dozvole pa je propisan rok od najviše četiri meseca, što je u skladu sa članom 3. stav 2. Zakona o opštem upravnom postupku koji omogućava da se pojedina pitanja za koja je neophodno u određenoj oblasti, urede na drugačiji način, a da se time ne umanjuje nivo zaštite prava i pravnih interesa stranaka.

Članom 30. Predloga zakona iz relevantnog propisa EU preuzet je institut periodične revizije dozvole. Ovim se postiže periodično preispitivanje izdatih dozvola, odnosno vezanih planova monitoringa po službenoj dužnosti, od strane Ministarstva, kako bi se obezbedilo da se planovi, odnosno dozvole, izmene po potrebi, odnosno u slučaju izmene zakona i drugih propisa.

Članom 31. Predloga zakona utvrđen je postupak izmene dozvole, i to kada operater obaveštava Ministarstvo o nameravanoj promeni aktivnosti i promeni kapaciteta postojećih postrojenja i izgradnja novih postrojenja na lokaciji, promena goriva i glavnih sirovina koje se koriste u postrojenju, kao i u kojim rokovima Ministarstvo procenjuje neophodnost izmene dozvole, odnosno plana monitoringa. Na ovaj postupak shodno se primenjuju odredbe o izdavanju dozvole, kojima je Agencija ovlašćena da vrši procenu plana monitoringa. Ovim rešenjem Agencija takođe vrši procenu da li je neophodno menjati plan monitoringa i procenu samog izmenjenog plana monitoringa. Ovim članom propisan je i jednostavan postupak izmene dozvole kada Ministarstvo na osnovu obaveštenja o promeni operatera ili podataka o operateru samo vrši izmenu dozvole, jer se tu radi o administrativnim podacima kao što su promena operatera ili promena adrese i sl, a ne odnose se na tehničke podatke koji mogu da dovedu do izmena nivoa emisija GHG, odnosno do potrebe za izmenom plana monitoringa.

Razlozi za prestanak važenja dozvole dati su u članu 32. Predloga zakona. Prestanak važenja dozvole je posledica prestanka obavljanja aktivnosti za koje je izdata dozvola bilo iz ekonomskih bilo iz tehničkih razloga. Međutim, treba istaći činjenicu da se ovim institutom ne zabranjuje rad postrojenju već se ukida obaveza monitoringa i izveštavanja za ona koja ne rade.

#### **4.2. Odobrenje na plan monitoringa GHG operateru vazduhoplova (čl. 33 - 34. Predloga zakona)**

Čl. 33. i 34. Predloga zakona odnose se samo na operatera vazduhoplova. Naime, prema relevantnom propisu EU, za operatera vazduhoplova nije predviđena obaveza pribavljanja dozvole za emisiju GHG. Ipak, imajući u vidu da vazduhoplovi stvaraju emisiju GHG, potrebno je i da aktivnosti u vazdušnom saobraćaju budu uključene u sistem monitoringa i izveštavanja, a u cilju smanjenja emisija GHG. Tako je predviđeno da operateri vazduhoplova imaju obavezu monitoringa i izveštavanja, a sa tim u vezi postoji potreba da se njihovi planovi monitoringa provere i zvanično odobre kako bi se osigurala njihova efikasnost i pouzdanost. Čl. 33. i 34. Predloga zakona propisana je obaveza da operateri vazduhoplova pre započinjanja aktivnosti Ministarstvu dostave plan monitoringa na odobrenje. U članu 33. propisano je da je operater vazduhoplova koji poseduje operativnu dozvolu u skladu sa zakonom kojim se uređuje vazdušni saobraćaj dužan da Ministarstvu dostavi plan monitoringa najkasnije četiri meseca po stupanju na snagu propisa iz stava 3. ovog člana. Za koje aktivnosti vazdušnog saobraćaja je propisana ova obaveza biće uređeno

podzakonskim propisom na osnovu ovlašćenja iz ovog zakona – „negativnim” definisanjem aktivnosti vazduhoplovom i gasova za koje nije potrebno dostaviti plan monitoringa na odobrenje, a u skladu sa rešenjem iz relevantnog propisa EU. Treba napomenuti da u postupku odobravanja plana monitoringa učestvuje i Direktorata, kao organ nadležan za vazdušni saobraćaj, odnosno organ koji ima neophodna stručna i tehnička znanja potrebna za ocenu plana monitoringa operatera vazduhoplova. Ovakvo opredeljenje je i u skladu sa Zaključkom Vlade 05 Broj: 337-9275/2014-1 od 13. septembra 2014. godine kojim je Vlada prihvatila Izveštaj o uspostavljanju institucionalne organizacije za sprovođenje monitoringa, izveštavanja i verifikacije u okviru Sistema trgovine emisijama, kojim je utvrđena uloga Direktorata, pa je tako ovim zakonom data nadležnost Direktoratu u pogledu monitoringa i izveštavanja operatera vazduhoplova, koji su u nadležnosti toga organa.

Postupak ocene, odnosno izdavanja odobrenja je isti kao kod izdavanja dozvole, odnosno davanja stručne ocene od strane Agencije.

#### **4.3. Monitoring i izveštavanje (čl. 35 – 45. Predloga zakona)**

U čl. 35 - 45. Predloga zakona se suštinski uređuje monitoring, izveštavanje, verifikacija i akreditacija – četiri ključna instituta u sistemu smanjenja emisija GHG, i samim tim oni predstavljaju tehnički najvažniji deo ovog zakona.

Članom 35. Predloga zakona uređuje se obaveza i operatera postrojenja i operatera vazduhoplova (u daljem tekstu: operatera) da vrše monitoring emisija GHG na osnovu odobrenog plana monitoringa, odnosno plana monitoringa koji je sastavni deo dozvole. Ovim članom opisani su podaci i pisane procedure, a takođe je dato i ovlašćenje za propisivanje podzakonskog akta kojim će se detaljnije urediti sadržaj plana monitoringa. Cilj detaljnog regulisanja plana monitoringa je taj da primena ovog instrumenta obezbedi da svi podaci dobijeni na osnovu monitoringa budu pouzdani i međusobno uporedivi, i to ne samo na nacionalnom nivou, već i na nivou EU, kao i na globalnom nivou.

S obzirom na složen postupak izrade plana monitoringa koji može biti izrađen u skladu sa više propisanih metodologija, sa ciljem efikasnijeg procesa izrade plana monitoringa propisano je da Agencija odnosno Direktorata daju saglasnost za primenu određenih metodologija odnosno propisanih procedura i njihovih delova, u samom postupku izrade plana monitoringa. To, između ostalog, znači da u procesu izrade plana monitoringa operater konsultuje Agenciju odnosno Direktorata i za pojedina tehnička pitanja dobija saglasnost. Ovim se, u tehničkom aspektu, smanjuje mogućnost da se plan monitoringa vraća na ponovnu izradu i popravku, čime se ujedno operaterima pojednostavljuje postupak izrade plana. Takođe, ukoliko se Agenciji i Direktoratu ne bi dalo ovlašćenje da u toku postupka daju ovakvu saglasnost, to bi onemogućilo sprovođenje niza odredbi propisa kojim će se detaljnije urediti sadržaj plana monitoringa. Takođe je propisano da Ministarstvo na svojoj internet stranici objavljuje određene elemente potrebne za primenu metodologije monitoringa, kao što su standardni faktori, metode i drugo. Ovde se radi o tehničkim detaljima koji su, na osnovu novih tehničkih i naučnih saznanja, često promenljivi, pa bi njihovo utvrđivanje u podzakonskom aktu dovelo do čestih promena istih. Ovakvo rešenje je preuzeto iz propisa EU, odnosno prakse u zemljama članicama. Propisano je takođe da Ministar, a za vazduhoplovne aktivnosti uz saglasnost ministra nadležnog za poslove saobraćaja, propisuje sadržaj plana monitoringa, pisane procedure i prateću dokumentaciju koja se dostavlja uz plan monitoringa.

Posebno su uređene izmene plana monitoringa. Član 36. Predloga zakona propisuje da je operater dužan da redovno proverava da li plan monitoringa odražava prirodu i način rada postrojenja ili aktivnosti vazduhoplova, kao i da li metodologija monitoringa emisije GHG može da se poboljša, te da na osnovu toga vrši izmene plana monitoringa. Ovim članom propisana je i procedura po kojoj Ministarstvo utvrđuje da li su predložene izmene plana monitoringa značajne ili ne, i određuje rokove za dostavljanje izmenjenog plana monitoringa. U ovom postupku shodno se

primenjuju odredbe čl. 28. i 34. Predloga zakona, odnosno daje se ovlašćenje Agenciji i Direktoratu da vrše procenu izmena plana monitoringa. U ovom članu data je i obaveza da operater vodi evidenciju o izmenama plana monitoringa kako bi se lakše utvrđivalo koji se plan monitoringa trenutno primenjuje. Propisano je takođe da Ministar, a za vazduhoplovne aktivnosti uz saglasnost ministra nadležnog za poslove saobraćaja, propisuje razloge za izmenu plana monitoringa, značajne izmene plana monitoringa, kao i sadržaj evidencije o izmenama plana monitoringa.

U članu 37. Predloga zakona data je mogućnost da operater koji upravlja postrojenjem sa niskim emisijama GHG koristi pojednostavljen plan monitoringa, a dato je i ovlašćenje da se propisom urede uslovi koje moraju ispunjavati postrojenja da bi se smatrala postrojenjem sa niskim emisijama GHG. Ovaj institut je preuzet iz propisa EU, a cilj je da postrojenja koja ne emituju značajne količine GHG na pojednostavljen način vrše monitoring, odnosno da izbegnu nepotrebne troškove. Ovaj institut nije počeo sa primenom u EU, odnosno još uvek nisu utvrđeni elementi i metodologija pojednostavljenog plana monitoringa. Odluka je da se ova mogućnost propiše i u našim propisima, odnosno da se propiše osnov da domaći operateri postrojenja sa niskim emisijama koriste ovo olakšanje, sa planom da se podzakonski propisi za implementaciju ove mogućnosti propišu kada budu definisani na nivou EU. U ovom delu Predloga zakona dat je i način primene plana monitoringa odnosno, propisano je kada se može koristiti izmenjeni plan monitoringa i pre dobijanja odobrenja za izmene. Odobrenjem nadležni organ vrši procenu da li su izmene opravdane, odnosno da li će doprineti efikasnijem i pouzdanom monitoringu emisija GHG. Međutim, propisano je da u slučaju značajnih izmena, pre odobrenja, monitoring mora da se vrši i po starom i po novom planu monitoringa uz paralelno vođenje dokumentacije. Ovo je takođe preuzeto iz propisa EU, a cilj je da se obezbedi pouzdanost podataka, odnosno da u slučaju da izmenjeni plan ne bude odobren, operater može da dostavi pouzdane podatke dobijene na osnovu odobrenog, odnosno adekvatnog plana.

Član 39. Predloga zakona određuje da se monitoring emisija GHG mora vršiti na osnovu propisane metodologije, odnosno metodologije utvrđene u planu monitoringa, a i dato je ovlašćenje da se propiše metodologija monitoringa emisija GHG. Ovim je omogućeno da se veliki deo EU propisa koji su po svojoj prirodi tehnički, urede podzakonskim propisom.

Kao što je rečeno, u podzakonskom propisu uređuje se vrsta metodologije koja se primenjuje u određenim postupcima monitoringa, odnosno uslovi za primenu određenih metodologija što podrazumeva različite slučajeve i uslove za pojedine operatere. Međutim, član 40. Predloga zakona daje mogućnost operateru da iznese prigovor da određena metodologija monitoringa nije tehnički izvodljiva ili da dovodi do neopravdano visokih troškova. Nakon procene, nadležni organ može da uvaži ovu primedbu, a način procene uređuje se u podzakonskom propisu.

S obzirom da je jedan od ciljeva da su dobijeni podaci o emisiji GHG uporedivi, veoma je važno da operater upravlja podacima i kontroliše ih. Tako član 41. Predloga zakona predviđa da je operater dužan da uspostavlja, dokumentuje, sprovodi i održava pisane procedure za prikupljanje i korišćenje podataka pri monitoringu i izveštavanju o emisijama GHG, kao i da je dužan da uspostavlja efikasni kontrolni sistem. Sve ovo je važno kako bi izveštaj o emisijama GHG bio bez pogrešno prikazanih podataka.

Takođe je propisana i obaveza operatera da poboljšava kontrolni sistem kako bi poboljšao monitoring i izveštaj o emisijama GHG, a da pritom uzima u obzir preporuke verifikatora. Ovi mehanizmi mogu dovesti i do zaključka da je potrebno izvršiti izmene plana monitoringa.

Odredbama člana 42. Predloga zakona uređuje se pitanje evidencije i dokumentacije odnosno uspostavlja se obaveza vođenja evidencije o svim podacima značajnim za monitoring i izveštavanje, kao i čuvanje tih podataka i dozvole najmanje deset godina. Podzakonskim propisom određuje se detaljnija sadržina ove evidencije.

Posebno treba istaći važnost izveštavanja o emisijama GHG propisanog članom 43. Predloga zakona. Naime, operateri su dužni da do 31. marta tekuće godine dostave izveštaj o emisijama GHG za prethodnu kalendarsku godinu. Ovde je bitno istaći da se izveštava o emisijama za kalendarsku godinu, imajući u vidu da se na nivou EU, odnosno globalnom nivou, izveštava i prati emisija GHG za ovaj period. Takođe se besplatna alokacija jedinica emisije GHG na nivou EU, a u budućnosti i kod nas, vrši za period kalendarske godine. Jedini izuzetak važi za nova postrojenja, koja prvi izveštaj dostavljaju za period od dana izdavanja dozvole, odnosno početka rada do 31. decembra te godine. Ovo je s obzirom da je početak rada uslovljen izdavanjem dozvole čiji sastavni deo je i plan monitoringa, ali i kako bi se imali potpuni nizovi podataka o emisijama GHG koji utiču i na dodelu besplatnih alokacija i drugih, potencijalnih, olakšica u okviru sistema trgovine emisijama. U članu 43. Predloga zakona je propisana i odredba o istorijskim emisijama. Ovo je veoma važna odredba sa stanovišta uspostavljanja pregovaračke pozicije sa EU, i buduće alokacije besplatnih emisijama GHG, odnosno ostvarivanja prava na besplatnu dodelu istih domaćim operaterima. Naime, operater postrojenja ima obavezu dostavljanja podataka o emisijama GHG - istorijskim nivoima aktivnosti za referentni period od 1. januara do 31. decembra 2005. godine, od 1. januara 2008. do 31. decembra 2010. godine i od 1. januara 2016. do 31. decembra 2017. godine. Predlog zakona će uspostaviti samo deo sistema koji se tiče monitoringa i izveštavanja, dok će po pristupanju EU, biti uspostavljen i deo sistema koji se tiče trgovine emisijama. To znači da će operateri postrojenja biti u obavezi da predaju odgovarajući broj emisijama ekvivalentan količini CO<sub>2</sub> emitovanog u toku prethodne kalendarske godine. Određeni deo besplatnih emisijama se dodeljuje operaterima, u cilju zaštite konkurentnosti pojedinih industrijskih grana, a proračun za besplatnu dodelu emisijama vrši se na osnovu istorijskih emisija u referentnoj 2010. godini. Takođe, podaci za 2010. godinu su neophodni jer je predmetna godina referentna i za sektore koji nisu obuhvaćeni sistemom trgovine, i neophodna je u cilju ispunjavanja budućih obaveza koje će proistići iz zakonodavstva EU za period od 2020 do 2030. godine. Iz tog razloga, predlagač smatra da je predloženo rešenje neophodno i od posebnog značaja za formulisanje pregovaračke pozicije u procesu pristupanja EU. Precizno utvrđivanje podataka o istorijskim emisijama – za period od 1. januara do 31. decembra 2005. godine, od 1. januara 2008. do 31. decembra 2010. godine i od 1. januara 2016. do 31. decembra 2017. godine je neophodno, kako za proces besplatne alokacije emisijama, tako i u cilju ispunjavanja obaveza koje proističu iz zakonodavstva koje se odnosi na ostale relevantne sektore, a u skladu sa Odlukom 406/2009/EZ. Ovde je važno napomenuti da dostavljanje podataka o istorijskim emisijama neće predstavljati opterećenje za operatere, budući da će ovaj izveštaj sadržati podatke dostupne operateru, za koje on po odredbama drugih propisa vodi evidenciju, kao što su podaci o kapacitetu, energentima i sl, a na osnovu kojih je moguće računskom metodom doći do podataka o emisijama GHG ili po metodologiji koju predviđa plan monitoringa koji se podnosi uz zahtev za dobijanje dozvole.

Ministarstvo smatra da se opšti interes ogleda u činjenici da je dostavljanje podataka o istorijskim emisijama od značaja za sektore industrije, energetike i vazdušnog saobraćaja imajući u vidu koristi od besplatne alokacije emisijama po ulasku u Sistem trgovine emisijama EU. Drugim rečima, pribavljanje podataka za navedene godine obezbediće osnovu za pregovore kako navedenih privrednih delatnosti i grana za alokacije emisijama, tako i Vlade Republike Srbije u pregovorima za nivo emisija za ostale sektore privrede. S tim u vezi, prethodno navedeno smatra se i opštim interesom Republike Srbije zbog čega je i predloženo povratno dejstvo. Ovim članom je dato ovlašćenje za propisivanje sadržaja i forme izveštaja o emisijama GHG, kao i vrsta i način dobijanja podataka za izveštaj o istorijskom nivou aktivnosti.

U članu 44. Predloga zakona je propisano da ako operater ne dostavi izveštaj o emisijama GHG, odnosno izveštaj nije verifikovan ili verifikator smatra da u izveštaju postoje pogrešno prikazani podaci, Agencija, odnosno Direktorat vrše konzervativnu procenu emisija GHG – procenu pri kojoj se primenjuju određene pretpostavke kako bi se obezbedilo da ne dođe do potcenjivanja godišnjih emisija od strane pojedinačnog operatera, a i zbirnih emisija na nivou države. Član 45. Predloga zakona propisuje obavezu poboljšanja metodologije monitoringa na osnovu nalaza izveštaja o verifikaciji, i po prethodno pribavljenom odobrenju Ministarstva.

#### **4.4. Verifikacija i akreditacija (čl. 46 – 54. Predloga zakona)**

Predlogom zakona je u članu 43. propisao da izveštaji o emisijama GHG koje dostavljaju operateri moraju biti verifikovani. Ovo je propisano u cilju obezbeđivanja pouzdanosti za korisnike, odnosno državu. Suština postupaka verifikacije je u tome što se smatra da verifikovani izveštaj „verno predstavlja ono što se podrazumeva da predstavlja”. Postupak verifikacije izveštaja o emisijama je delotvoran i pouzdan pomoćni alat u postupcima obezbeđivanja kvaliteta i kontrole kvaliteta koji pružaju informacije na osnovu kojih operater ili operater vazduhoplova može da deluje kako bi poboljšao efikasnost monitoringa emisija i izveštavanja o njima, ali i planiranja investicija u cilju smanjenja emisija GHG.

U nastavku Predloga zakona uređuje postupak i kriterijume verifikacije, kao i postupak i kriterijume akreditacije verifikatora. Naime, verifikaciju mogu vršiti pravna lica koja su akreditovana od strane Akreditacionog tela Srbije (u daljem tekstu: ATS). Akreditacija obezbeđuje poverenje u bezbednost, nepristrasno i nezavisno sprovođenje ispitivanja, etaloniranja, kontrolisanja ili sertifikacije, i od suštinskog je značaja gotovo u svim oblastima proizvodnje, odnosno u svim granama industrije. Akreditacijom verifikatora izveštaja o emisijama GHG postiže se poverenje u nepristrasnu kontrolu tih izveštaja. Na postupak akreditacije se pored posebnih uslova propisanih ovim zakonom, primenjuje Zakon o akreditaciji („Službeni glasnik RS”, broj 73/10) kao osnovni zakon koji uređuje akreditaciju u Republici Srbiji, kao i drugi opšti akti ATS, odnosno pravila akreditacije koje objavljuje ATS. Ovim zakonom su propisana, odnosno data ovlašćenja za propisivanje posebnih kriterijuma i postupaka akreditacije koji se odnose na verifikatore izveštaja o emisijama GHG, kao što su poznavanje relevantnih propisa iz oblasti smanjenja emisija GHG i sl.

#### **4.5. Dostavljanje i pristup informacijama (čl. 55. i 56. Predloga zakona)**

Član 55. Predloga zakona daje ovlašćenje da Ministar propiše način i formu dostavljanja dokumenata propisanih određenim članovima, odnosno način i formu dostavljanja zahteva za izdavanje dozvole, zahteva za izmenu dozvole, dostavljanje plana monitoringa radi odobrenja, dostavljanje prateće dokumentacije uz plan monitoringa, dostavljanje obaveštenja o predlozima za izmenu plana monitoringa, odnosno izmenjenog plana monitoringa, zahtev za korišćenje pojednostavljenog plana monitoringa, izveštaja o emisijama GHG sa izveštajem o verifikaciji, izveštaja o istorijskom nivou aktivnosti i emisijama iz tih aktivnosti izveštaja o poboljšanjima metodologije monitoringa i izveštaja o verifikaciji.

Namera je da se uspostavi elektronski sistem dostavljanja ovih dokumenata, tako da se svi dokumenti dostavljaju u propisanoj elektronskoj formi, čime će se olakšati njihova manipulacija, ocena i čuvanje. Naime, od operatera će se zahtevati da koriste elektronske obrasce ili specifične oblike datoteka za dostavljanje monitoring planova i izmena plana monitoringa, kao i za dostavljanje godišnjih izveštaja o emisijama, izveštaja o podacima tonskih kilometara, izveštaja o verifikaciji i izveštaja o poboljšanjima. Do uspostavljanja elektronskog sistema dostavljanja dokumenata od strane nadležnih organa, isti će se dostavljati samo u propisanoj pisanoj formi. Prema članu 56. Predloga zakona, Ministarstvo čini dostupnim javnosti, izveštaje o emisiji gasova u skladu sa propisom kojim se uređuje pristup informacijama od javnog značaja. Poslovnom tajnom ne mogu se označiti podaci koji se odnose na

emisije, stanje životne sredine i moguće negativne uticaje i posledice, rezultate monitoringa i inspekcijski nadzor.

Peto, šesto i sedmo poglavlje Predloga zakona transponuje zahteve Uredbe 525/2013 koja uređuje sistem za monitoring i izveštavanje o nacionalnim emisijama GHG iz izvora i uklanjanje putem ponora. Taj sistem obuhvata Nacionalni sistem inventara GHG i Sistem za izveštavanje o politikama, merama i projekcijama GHG iz izvora i uklanjanja pomoću ponora. Na ovome mestu treba pomenuti, da taj sistem obuhvata i podatke iz verifikovanih izveštaja o emisijama GHG koji su dužni dostavljati operateri određenih postrojenja i operateri vazduhoplova određenih vazduhoplovnih delatnosti. Taj deo monitoringa uređen je u prethodnom poglavlju Zakona.

## **5. Sistem za monitoring i izveštavanje o nacionalnim emisijama GHG (čl. 57-61. Predloga zakona)**

U članu 57. Predloga zakona propisano je da se Nacionalni sistem inventara GHG uspostavlja, vodi i konstantno unapređuje kako bi se, u skladu sa obavezama izveštavanja prema Konvenciji osiguralo procenjivanje emisija GHG iz izvora i uklanjanja putem ponora i pravovremenost, transparentnost, tačnost, doslednost, uporedivost i potpunost inventara GHG.

Članom 58. Predloga zakona propisano je da je Nacionalni inventar GHG (u daljem tekstu: Inventar GHG) baza podataka koja sadrži naročito: podatke o aktivnostima; primenjene emisione faktore; podatke o emisijama GHG iz izvora i uklanjanja pomoću ponora; kao i druge podatke potrebne za izradu izveštaja. Agencija uspostavlja i vodi Inventar GHG i na osnovu njega izrađuje Nacionalni izveštaj o inventaru GHG koji je sastavni deo Izveštaja o stanju životne sredine u Republici Srbiji. Istim članom propisani su i rokovi za izradu Inventara GHG i Izveštaja o inventaru GHG. Izveštaj o inventaru GHG, sastavni je deo Izveštaja o stanju životne sredine u Republici Srbiji. Propisano je da Agencija izrađuje do 15. januara svake godine Inventar GHG, do 15. marta svake godine Izveštaj o inventaru GHG, kao i do 31. jula svake godine inventar GHG sa privremenim podacima za prethodnu godinu. Propisano je takođe da ministar bliže propisuje sadržinu Inventara GHG i Izveštaja o inventaru GHG.

U članu 59. Predloga zakona utvrđena je obaveza organa i organizacija nadležnih za vođenje ili upravljanje informacionim sistemima i bazama podataka koje sadrže podatke potrebne za izradu Inventara GHG, da iste dostavljaju Agenciji, ali i da sprovode kontrolu kvaliteta podataka i osiguravaju kvalitet podataka. Isti član zakona ovlašćuje Vladu da utvrdi koji su to organi i organizacije i druga pravna ili fizička lica koja obavljaju određenu delatnost koja su dužna da dostavljaju podatke, ali i vrste podataka potrebne za izradu Inventara GHG.

Članom 60. Predloga zakona propisana je obaveza zaključenja sporazuma, Agencije sa organima i organizacijama koji raspolažu podacima kojim se utvrđuju obaveze tih organa i organizacija naročito podaci, rokovi, oblik i način za njihovo dostavljanje Agenciji. Smisao ovog sporazuma je da se konkretnije definišu i preciziraju obaveze organa i organizacija ponaosob, u pogledu podataka koji se dostavljaju, rokova, oblika i načina njihovog dostavljanja Agenciji.

Članom 61. Predloga zakona propisano je osiguranje kvaliteta i kontrola kvaliteta podataka koji se upotrebljavaju za izradu Inventara GHG. Agencija je dužna da izradi i sprovodi plan osiguranja i kontrole kvaliteta podataka, emisioh faktora i drugih parametara koji se upotrebljavaju za izradu inventara GHG.

## **6. Projekcije emisija GHG iz izvora i uklanjanja pomoću ponora (član 62. Predloga zakona )**

Članom 62. Predloga zakona propisano je izrađivanje projekcija antropogenih emisija GHG i uklanjanja pomoću ponora. Projekcije se rade kao osnova za utvrđivanje i procenu mogućnosti ograničenja emisija GHG, donošenje politika i mera za ekonomski isplativo ograničenje emisija GHG, kao i za monitoring dostizanja ograničenja emisija GHG. Projekcije se izrađuju i ažuriraju za propisane gasove ili grupe gasova, kao i kategorije i sektore emisija GHG. Za pripremu projekcija je nadležno ministarstvo.

## **7. Sistem za izveštavanje o politikama, merama i projekcijama (čl. 63 - 65. Predloga zakona)**

Članom 63. Predloga zakona propisuje se sistem za izveštavanje o politikama, merama i projekcijama emisija GHG. Taj se sistem uspostavlja, održava i kontinuirano unapređuje u cilju obezbeđenja pravovremenosti, transparentnosti, tačnosti, doslednosti, uporedivosti i potpunosti informacija o politikama i merama i projekcijama GHG. Sistem sadrži institucionalne, pravne i proceduralne mehanizme za izveštavanje o politikama, merama i projekcijama o antropogenim emisijama GHG iz izvora i uklanjanju putem ponora. Mehanizmi su uspostavljeni ovim zakonom i na njegovoj osnovi donetim podzakonskim propisima kao i drugim propisima kojima se uređuju politike i mere koje utiču na promenu klime, kao na primer u oblasti energetike, saobraćaja, poljoprivrede, šumarstva i upravljanja otpadom. Sistem za izveštavanje o politikama, merama i projekcijama emisija GHG sprovode organi i organizacije utvrđeni kao nadležni u zakonima i propisima kojima se uređuju politike i mere, a utiču na promenu klime. Ti su organi i organizacije uključujući i organe i organizacije lokalnih samouprava, dužni da vrše i procenu efekata politika i mera na nivou emisija GHG iz svoje nadležnosti i o njima izveštavaju Ministarstvo. U nadležnosti Ministarstva i pomenutih organa i organizacija je i stalno unapređenje sistema, naravno, u onom delu za koji su nadležne.

Vlada ima na osnovu člana 63. stava 4. Predloga zakona ovlašćenje da odredi listu organa i organizacija koji čine sistem, kao i sadržaj, oblik i rokove za izveštavanje Ministarstva.

Članom 64. Predloga zakona propisano je izveštavanje o realizaciji Akcionog plana, Programa prilagođavanja, realizaciji politika i mera, projekcijama i postizanju kvantitativnih ciljeva iz Strategije. Za izradu izveštaja nadležno je Ministarstvo. Ministarstvo će izveštaj o realizaciji akcionog plana za sprovođenje Strategije niskougljeničnog razvoja izraditi na osnovu izveštaja koje su na osnovu člana 63. Predloga zakona Ministarstvu dužni da dostavljaju organi i organizacije određeni propisom Vlade na osnovu stava 4. člana 63, ovog zakona. Izveštaj o realizaciji Programa prilagođavanja na izmenjene klimatske uslove Ministarstvo će da izradi na osnovu obaveze iz stava 2. člana 15. Predloga zakona, prema kojoj nadležna ministarstva Ministarstvu moraju da dostavljaju izveštaje o sprovedenim merama prilagođavanja. Izveštaj o realizaciji akcionog plana sadrži i izveštaj o realizaciji politika i mera, projekcijama i postizanju ciljeva iz strategije niskougljeničnog razvoja iz člana 7. Predloga zakona.

Sve gore navedene izveštaje usvaja Vlada i podnosi ih Narodnoj skupštini Republike Srbije, a stavom 3. člana 64. Predloga zakona predviđeno je da Ministarstvo gore navedene izveštaje i sve relevantne procene troškova i efekata politika i mera kojima se ograničavaju ili smanjuju emisije GHG iz izvora ili povećavaju uklonjene količine putem ponora, značajne informacije na kojima se te procene zasnivaju, opise modela i korišćene metodološke pristupe, definicije i pretpostavke na kojima se zasnivaju, stavlja na uvid javnosti na svojoj internet stranici. Formu, sadržaj i rokove za dostavljanje izveštaja propisuje Vlada.

Prema članu 65. Predloga zakona a u skladu sa obavezama koje proizilaze iz Konvencije, Ministarstvo je nadležno za pripremu Dvogodišnjeg ažuriranog izveštaja i Izveštaja Republike Srbije prema Okvirnoj konvenciji UN o promeni klime. Ove



izveštaje usvaja Vlada i Ministarstvo je u obavezi da ih stavlja na uvid javnosti na svojoj internet stranici, nakon usvajanja.

## **8. Administrativne takse (član 66. Predloga zakona)**

Član 66. Predloga zakona propisuje da će se za određene administrativne radnje plaćati administrativna taksa: za podnošenje zahteva za izdavanje dozvole u skladu sa ovim zakonom; izdavanje dozvole u skladu sa ovim zakonom; izdavanje odobrenja u skladu sa ovim zakonom; izmenu dozvole i izmenu plana monitoringa. Visina administrativnih taksi će biti propisana posebnim zakonom – Zakonom o republičkim administrativnim taksama („Službeni glasnik RS”, br. 43/03, 51/03, 61/05, 101/05, 42/06, 427/07, 54/08, 5/09, 54/09, 50/11, 93/12, 65/13, 83/15, 112/15, 113/17, 32/18 – ispravka, 95/18, 86/19, 90/19 – ispravka i 144/20), i takse će biti prihod budžeta Republike Srbije.

## **9. Nadzor (čl. 67 – 69. Predloga zakona)**

U ovom poglavlju je definisan nadzor nad primenom ovog zakona, kao i inspeksijski nadzor, odnosno prava i dužnosti, kao i ovlašćenja inspektora.

Propisano je da nadzor nad primenom ovog zakona i propisa donetih na osnovu njega vrši ministarstvo nadležno za zaštitu životne sredine, odnosno klimatske promene i Direktorat kao nadležni za oblast vazdušnog saobraćaja i ministarstvo nadležno za trgovinu. Takođe je propisano da inspeksijski nadzor vrši ministarstvo nadležno za zaštitu životne sredine preko inspektora za zaštitu životne sredine - nad primenom odredbi ovog zakona koje se odnose na obaveze operatera postrojenja, Direktorat preko vazduhoplovnih inspektora – nad primenom odredbi koje se odnose na obaveze operatera vazduhoplova a tržišni inspektor nad primenom odredaba ovog zakona koje se odnose na dostupnost informacija potrošačima o ekonomičnosti potrošnje goriva i emisijama CO<sub>2</sub> iz novih putničkih vozila.

## **10. Kaznene odredbe (čl. 70 – 74. Predloga zakona)**

U ovom odeljku predviđene su sankcije odnosno novčane kazne za privredne prestupe i prekršaje za pravna lica i preduzetnike, kao i za odgovorna lica u nadležnim organima – Ministarstvu, Agenciji, Direktoratu i ATS. Visina novčanih kazni je usklađena sa Zakonom o privrednim prestupima („Službeni list SFRJ”, br. 4/77, 36/77, 14/85, 10/86, 74/87, 57/89 i 3/90 i „Službeni list SRJ”, br. 27/92, 16/93, 31/93, 41/93, 50/93, 24/94, 28/96 i 64/01 i „Službeni glasnik RS”, broj 101/05 – dr.zakon) i Zakonom o prekršajima („Službeni glasnik RS”, broj 65/13).

## **11. Prelazne i završne odredbe (članovi 75 – 83. Predloga zakona)**

Članom 75. Predloga zakona je propisano da je dobavljač i prodavac dužan da oznaku o ekonomičnosti potrošnje goriva i emisijama SO<sub>2</sub>, plakat i displej sa podacima o potrošnji goriva i zvaničnim emisijama SO<sub>2</sub>, kao i svu promotivnu literaturu koja sadrži podatke o potrošnji goriva i zvaničnim emisijama SO<sub>2</sub> prvi put učinim dostupnom tri meseca nakon stupanja na snagu relevantnog propisa. Dobavljač je dužan da vodič o ekonomičnosti potrošnje goriva i emisijama SO<sub>2</sub> iz člana 21. ovog zakona dostavi prvi put Agenciji za bezbednost saobraćaja, a Agencija za bezbednost saobraćaja objavljuje vodič na internet stranici u propisanim rokovima navedenim u ovom članu.

Članom 76. Predloga zakona je propisan rok u kom je operater „postojećeg” postrojenja, odnosno postrojenja u kojem se na dan stupanja na snagu ovog zakona obavlja određena vrsta aktivnosti koja dovodi do emisije propisanih GHG, dužan da podnese zahtev za izdavanje dozvole za emisiju GHG. To je rok od devet meseci od

dana kada stupi na snagu propis iz člana 25. ovog zakona o vrstama aktivnosti i gasovima, odnosno propis o sadržini plana monitoringa, pošto su to propisi koji će definisati ko je obveznik, odnosno koji će definisati sadržinu dokumenta koji se podnosi uz zahtev za dozvolu. Takođe, rok od devet meseci je procenjen kao dovoljan da operateri izrade plan monitoringa. U ovom članu Predloga zakona propisan je i rok za izdavanje dozvole „postojećim” postrojenjima od strane Ministarstva; iako je u članu 29. ovog zakona propisano da Ministarstvo izdaje dozvolu u roku od četiri meseca, a u članu 28. Predloga zakona da Agencija dostavlja ocenu na plan monitoringa u roku od dva meseca, ovde je ostavljen duži rok, s obzirom da se u kratkom vremenskom periodu – po nastupanju roka iz ovog člana - očekuje prijem 137 zahteva za izdavanje dozvola (koliko je identifikovanih postrojenja koja potpadaju pod ETS), pa će Ministarstvu i Agenciji biti potreban duži rok da bi postigle da obrade sve zahteve u istom vremenskom periodu.

Članom 77. Predloga zakona propisan je rok kada počinje primena ovog zakona za operatere vazduhoplova. Za operatere vazduhoplova je predviđena odložena primena ovog zakona, odnosno primena od 1. januara 2023. godine. Ovo je predviđeno radi usaglašavanja sa relevantnim propisima EU, odnosno njihovom primenom na operatere vazduhoplova u EU. Primena direktive za sektor vazdušnog saobraćaja, a za letove van EU odložena je do usvajanja relevantne odluke od strane Međunarodne organizacije za civilno vazduhoplovstvo (eng. ICAO - International Civil Aviation Organization). S druge strane, očekivano je da primena ove Direktive u potpunosti počne da važi sa početkom važenja Sporazuma iz Pariza (period posle 2020. godine). Ovim članom je takođe predviđen rok za „postojeće” operatere vazduhoplova za dostavljanje plana monitoringa na odobrenje - tri meseca od stupanja na snagu relevantnih podzakonskih akata kojima se propisuju vrste aktivnosti vazduhoplovom i gasovi, kao i sadržina plana monitoringa za operatere vazduhoplova. Ministarstvu je, iz istih razloga koji su navedeni u prethodnom pasusu, ostavljen rok od devet meseci da da odobrenje na plan monitoringa.

Članom 78. Predloga zakona je predviđena mogućnost da u prvoj godini u kojoj nastupi obaveza dostavljanja izveštaja o emisiji GHG, verifikacione izveštaje mogu da izdaju pravna lica koja su u postupku dobijanja akreditacije od strane ATS, a verifikacija tih izveštaja je deo postupka akreditacije. Ovo je propisano zato što se pravna lica akredituju na osnovu propisanih kriterijuma i procedure, odnosno ATS upravo preko kontrole postupka verifikacije kontroliše ispunjenost tih uslova od strane pravnog lica koje je podnelo zahtev za akreditaciju. Ovim će se omogućiti nesmetan proces akreditacije domaćih pravnih lica i njihov rad u oblasti.

Članom 79. Predloga zakona su propisani rokovi za donošenje podzakonskih propisa za čije donošenje je propisano ovlašćenje u ovom zakonu. Imajući u vidu složenost i obim propisa, predviđen je rok od godinu dana od dana stupanja na snagu ovog zakona, odnosno do dana početka primene odredbi koje se odnose na operatere vazduhoplova za donošenje podzakonskih akata koje se odnose na obaveze operatera vazduhoplova. Stavom 3. ovog člana predviđeno je da će se Strategija niskougljeničnog razvoja iz člana 7. ovog zakona doneti prvi put u roku od dve godine od dana stupanja na snagu ovog zakona, a stavom 4. ovog člana propisano je da će se Program prilagođavanja na izmenjene klimatske uslove iz člana 13. ovog zakona doneti u roku od dve godine od dana stupanja na snagu ovog zakona.

Članom 80. Predloga zakona predviđeno je da prvi period iz člana 11. ovog zakona počinje 2021. godine, a završava se 2030. godine.

Članom 81. Predloga zakona je propisano, da su Agencija, organi i organizacije iz člana 59. Predloga zakona dužni da sklope sporazume najkasnije u roku od šest meseci nakon stupanja na snagu propisa iz člana 59. ovog zakona.

Članom 82. Predloga zakona određen je prestanak važenja relevantnih propisa. Tako je predviđeno, da danom stupanja na snagu ovog zakona prestaju da važe odredbe Zakona o zaštiti vazduha („Službeni glasnik RS”, br. 36/09 i 10/13), i to:

- 1) odredbe člana 2. tačka 3) u delu koji glasi: „i klimatske promene”,

- 2) odredbe člana 3. tač. 2) i 12),
- 3) odredbe člana 29. stav 1. u delu koji glasi: „suzbijanje klimatskih promena”

i

- 4) odredbe člana 68. tač. 3) i 6).

Članom 83. je predviđeno da ovaj zakon stupa na snagu osmog dana od dana objavljivanja u „Službenom glasniku Republike Srbije”.

U okviru Tvining projekata: „Uspostavljanje sistema za monitoring, izveštavanje i verifikaciju neophodnog za uspešnu implementaciju Sistema trgovine emisijama EU” (2013-2015) i „Uspostavljanje mehanizama za sprovođenje MMR” (2015 – 2017) izvršene su analize postojećih administrativnih kapaciteta nadležnih institucija izrađena analiza troškova i koristi za sprovođenje odredbi ovog zakona.

Analize su pokazale da postojeći kapaciteti nadležnih institucija nisu dovoljni za pravovremeno i adekvatno sprovođenje odredbi zakona s obzirom na obim i zahtevnost istih te da je neophodno jačanje kapaciteta u vidu dodatnog zapošljavanja kadrova specifičnog stručno-obrazovnog profila. Pored toga, dodatni troškovi podrazumevaju uspostavljanje i funkcionisanje sistema za izveštavanje o politikama, merama i projekcijama GHG (Izveštaj o Strategiji niskougljeničnog razvoja, izveštaj o realizaciji odluke o ograničenju emisija GHG, Izveštaj godišnjeg Inventara GHG, Izveštaj o privremenim emisijama GHG, Izveštaj o politikama i merama, Izveštaj o projekcijama GHG, Izveštaj o sprovođenju Programa prilagođavanja kao i dostavljanje Izveštaja Republike Srbije i Dvogodišnjeg izveštaja u okviru Konvencije) kao i za funkcionisanje sistema za monitoring, izveštavanje i verifikaciju emisija GHG.

Za puno funkcionisanje sistema za monitoring i izveštavanje o nacionalnim emisijama GHG i sistema za izveštavanje o politikama, merama i projekcijama GHG biće potrebno dodatno zapošljavanje od osam do deset službenika i to u ministarstvu nadležnom za poslove životne sredine, Agenciji za zaštitu životne sredine i Upravi za šume. Analize su pokazale da je za funkcionisanje sistema za monitoring, izveštavanje i verifikaciju emisija GHG iz postrojenja i vazduhoplovnih aktivnosti neophodno dodatno zapošljavanje od šest do osam službenika i to u ministarstvu nadležnom za poslove zaštite životne sredine, Agenciji za zaštitu životne sredine, Akreditacionom telu Srbije i Direktoratu civilnog vazduhoplovstva Republike Srbije.

Pored toga, godišnji troškovi vezani za unapređivanje sistema inventara GHG i za javno ovlašćenje za pripremu projekcija emisija GHG procenjeni su na iznos do 100.000 € godišnje.

#### **IV. SREDSTVA POTREBNA ZA SPROVOĐENJE OVOG ZAKONA**

Za sprovođenje ovog zakona nisu potrebna sredstva iz budžeta Republike Srbije.

#### **V. OPŠTI INTERES ZBOG KOJEG SE PREDLAŽE POVRATNO DEJSTVO**

U članu 43. Predloga zakona je propisana odredba o istorijskim emisijama. Povratno dejstvo ove odredbe, ogleda se u činjenici da operater postrojenja ima obavezu dostavljanja podataka o emisijama GHG - istorijskim nivoima aktivnosti za referentni period od 1. januara do 31. decembra 2005. godine, od 1. januara 2008. g do 31. decembra 2010. godine i od 1. januara 2016. do 31. decembra 2017. godine, što je u skladu sa odredbama iz Direktive 2003/87/EK Evropskog Parlamenta i Saveta od 13. oktobra 2003. godine kojom se uspostavlja sistem trgovine emisionim jedinicama gasova sa efektom staklene bašte unutar Zajednice i menja Direktiva Saveta 96/61/EK, kao i Odluke br. 406/2009/EC Evropskog Parlamenta i Saveta od 23. aprila 2013. godine o zajedničkim naporima država članica na smanjenju emisija gasova sa efektom staklene bašte radi ostvarenja ciljeva Zajednice u vezi sa smanjenjem emisija gasova sa efektom staklene bašte do 2020. godine.

Ministarstvo smatra da je propisivanje ove odredbe u opštem interesu Republike Srbije iz sledećih razloga:

ovo je veoma važna odredba sa stanovišta uspostavljanja pregovaračke pozicije sa EU, i buduće alokacije besplatnih emisionih jedinica GHG, odnosno ostvarivanja prava na besplatnu dodelu istih domaćim operaterima. Naime, operater postrojenja ima obavezu dostavljanja podataka o emisijama GHG - istorijskim nivoima aktivnosti za referentni period od 1. januara do 31. decembra 2005. godine, od 1. januara 2008. do 31. decembra 2010. godine i od 1. januara 2016. do 31. decembra 2017. godine. Ovaj zakon će uspostaviti samo deo sistema koji se tiče monitoringa i izveštavanja, dok će po pristupanju EU, biti uspostavljen i deo sistema koji se tiče trgovine emisionim jedinicama. To znači da će operateri postrojenja biti u obavezi da predaju odgovarajući broj emisionih jedinica ekvivalentan količini SO<sub>2</sub> emitovanog u toku prethodne kalendarske godine. Određeni deo besplatnih emisionih jedinica se dodeljuje operaterima, u cilju zaštite konkurentnosti pojedinih industrijskih grana, a proračun za besplatnu dodelu emisionih jedinica vrši se na osnovu istorijskih emisija u referentnoj 2010. godini. Takođe, podaci za 2010. godinu su neophodni jer je predmetna godina referentna i za sektore koji nisu obuhvaćeni sistemom trgovine, i neophodna je u cilju ispunjavanja budućih obaveza koje će proisteći iz zakonodavstva EU za period od 2020 do 2030. godine. Iz tog razloga, predlagač smatra da je predloženo rešenje neophodno i od posebnog značaja za formulisanje pregovaračke pozicije u procesu pristupanja EU. Precizno utvrđivanje podataka o istorijskim emisijama – za period od 1. januara do 31. decembra 2005. godine, od 1. januara 2008. godine do 31. decembra 2010. godine i od 1. januara 2016. godine do 31. decembra 2017. godine je neophodno, kako za proces besplatne alokacije emisionih jedinica, tako i u cilju ispunjavanja obaveza koje proističu iz zakonodavstva koje se odnosi na ostale relevantne sektore, a u skladu sa Odlukom 406/2009/EZ. Ovde je važno napomenuti da dostavljanje podataka o istorijskim emisijama neće predstavljati opterećenje za operatere, budući da će ovaj izveštaj sadržati podatke dostupne operateru, za koje on po odredbama drugih propisa vodi evidenciju, kao što su podaci o kapacitetu, energentima i sl, a na osnovu kojih je moguće računskom metodom doći do podataka o emisijama GHG ili po metodologiji koju predviđa plan monitoringa koji se podnosi uz zahtev za dobijanje dozvole.

Ministarstvo smatra da se opšti interes ogleda u činjenici da je dostavljanje podataka o istorijskim emisijama od značaja za sektore industrije, energetike i vazdušnog saobraćaja imajući u vidu koristi od besplatne alokacije emisionih jedinica po ulasku u Sistem trgovine emisionim jedinicama EU. Drugim rečima, pribavljanje podataka za navedene godine obezbediće osnovu za pregovore kako navedenih privrednih delatnosti i grana za alokacije emisionim jedinicama, tako i Vlade u pregovorima za nivo emisija za ostale sektore privrede.

## **VI. ANALIZA EFEKATA AKTA**

### **Određivanje problema koje zakon treba da reši**

U periodu od 1960. do 2012. godine na teritoriji Republike Srbije došlo je do značajnog porasta srednje, maksimalne i minimalne dnevne temperature, sa prosečnim trendom 0,3°C po dekadi na godišnjem nivou. Osam od deset najtoplijih godina je osmotreno posle 2000. godine. U okviru Drugog izveštaja Republike Srbije prema Okvirnoj konvenciji Ujedinjenih nacija o promeni klime (u daljem tekstu: Drugi izveštaj) izrađena su klimatska scenarija za predstojeći period do kraja 21. veka. Klimatska scenarija obuhvataju promene u temperaturi i količini padavina. Klimatska scenarija ukazuju na mogući porast temperatura u budućnosti. Prema srednjem A1B scenariju za perioda

2011-2040. godine može se očekivati porast temperature od 0,5-0,9 °C, odnosno za period 2041-2070 od 1,8-2,0 °C. Prema ekstremnijem A2 scenariju očekivani porast temperature kreće se od 0,3-0,7 °C i od 1,6 do 2,0°C za periode 2011-2040. i 2041-2070. godine, respektivno. Očekivana promena temperature do kraja veka (2071-2100) po A2 scenariju iznosi 3,6-4,0 °C, a prema A1V scenariju 3,2-3,6 °C. Može se očekivati najizraženije zagrevanje tokom letnje i jesenje sezone, koje prelazi 4,0 °C do kraja veka.

Što se tiče količine padavina, očekivana promena padavina po oba scenarija u poređenju sa baznim periodom pozitivna je tokom perioda 2011-2040. i smanjuje se prema negativnim vrednostima do kraja veka. Prema A1V scenariju, promena godišnjih padavina ide od +5% do -20%, a prema A2 scenariju od +20% do -20%, kako se približava kraj veka. Deficit je najviše izražen tokom letnje sezone.

Iz prethodnog može se zaključiti da je potreba za prilagođavanjem na izmenjene klimatske uslove u budućem periodu apsolutno neophodna.

Na osnovu inventara gasova sa efektom staklene bašte (u daljem tekstu: GHG), koji je takođe izrađen u okviru Drugog izveštaja, u 2014. godini, ukupne emisije Republike Srbije bez odstranjenih količina iznosile su 67.148,23 Gg CO<sub>2</sub>eq. Od 2000. godine, ukupne emisije GHG bez odstranjenih količina porasle su za 7.8%. Najveći udeo u ukupnim emisijama GHG, 2014. godine, potiče iz sektora energetike 80,0%, dok je udeo ovog sektora u ukupnim emisijama 2000. godine bio 79,2%. Sledi sektor poljoprivrede, šumarstva i korišćenja zemljišta.

U cilju uspešnije pripreme za sprovođenje ovog zakona izrađena je lista postrojenja koja će, u skladu sa zahtevima Direktive o sistemu trgovine emisijama, a koja je transponovana u ovaj zakon, imati obavezu monitoringa, izveštavanja i verifikacije emisija gasova sa efektom staklene bašte. Lista postrojenja obuhvatila je 128 postrojenja koja su klasifikovana u sledeće kategorije, u skladu sa zahtevima EU zakonodavstva:

- Sagorevanje goriva u okviru postrojenja sa ukupnim nominalnim toplotnim ulazom većim od 20MW (osim postrojenja za insineraciju opasnog i komunalnog otpada) – 81 postrojenje,
- Proizvodnja keramičkih proizvoda pečenjem, posebno crepova, opeke, vatrostalnih cigli, pločica, porcelana sa kapacitetom proizvodnje preko 75 tona na dan – 20 postrojenja,
- Proizvodnja stakla uključujući proizvodnju staklenih vlakana sa kapacitetom topljenja preko 20 tona na dan – 1 postrojenje
- Proizvodnja izolacionog materijala od mineralne vune korišćenjem stakla, kamena ili šljake sa kapacitetom topljenja preko 20 tona na dan – 1 postrojenje
- Pečenje i sinterovanje rude metala (uključujući sulfidnu rudu) uključujući peletizaciju – 1 postrojenje,
- Proizvodnja amonijaka – 1 postrojenje,
- Proizvodnja osnovnih hemikalija krekovanjem, reformingom, parcijalnom ili potpunom oksidacijom ili sličnim procesima, sa kapacitetom proizvodnje preko 100 tona na dan – 4 postrojenja ,
- Proizvodnja cementnog klinkera u rotacionim pećima sa kapacitetom proizvodnje preko 500 tona na dan – 3 postrojenja,
- Proizvodnja kreča ili kalcinacija dolomita i magnezita u rotacionim pećima ili drugim pećima, sa kapacitetom proizvodnje preko 50 tona na dan – 5 postrojenja
- Proizvodnja azotne kiseline – 1 postrojenje,
- Proizvodnja papira ili kartona, sa kapacitetom proizvodnje preko 20 tona na dan – 6 postrojenja,
- Proizvodnja sirovog gvožđa ili čelika uključujući kontinuirano livenje, sa kapacitetom preko 2,5 tona na sat – 2 postrojenja,
- Proizvodnja sekundarnog aluminijuma gde postrojenje za sagorevanje prelazi 20MW nominalnog toplotnog ulaza – 1 postrojenje,
- Proizvodnja ili prerada obojenih metala (uključujući legure) gde postrojenje za

sagorevanje prelazi 20MW nominalnog toplotnog ulaza – 3 postrojenja,

- Proizvodnja ili prerada neobojenih metala, uključujući proizvodnju legura, oplemenjivanje, livenje itd. gde postrojenje za sagorevanje prelazi 20MW nominalnog toplotnog ulaza (uključujući goriva korišćena kao redukciono sredstvo) – 2 postrojenja,
- Rafinisanje mineralnog ulja – 2 postrojenja.

Zbog svega navedenog i obaveza Republike Srbije prema međunarodnoj zajednici u oblasti klimatskih promena, kao i odluka o približavanju EU, traže da se uspostavi zakonski okvir za donošenje planskih dokumenata, i politika i mera sa ciljem smanjenja emisija GHG iz izvora i uklanjanja putem ponora.

Stanje pravne uređenosti u oblasti klimatskih promena ukazuje na pravne praznine u pogledu obezbeđivanja sistemskog i kontinuiranog prikupljanja podataka o emisijama GHG. To zahteva uvođenje materijalno-pravnih rešenja putem zakona kojim bi se uspostavio sistem monitoringa, izveštavanja i verifikacije GHG, a koji bi u potpunosti bio usklađen sa zahtevima relevantnih propisa EU u ovoj oblasti i istovremeno omogućio planiranje i uvođenje mera za smanjenje emisija GHG.

### **Cilj koji se ovim zakonom postiže**

Cilj ovog zakona je stvaranje pravnog osnova za donošenje planskih dokumenata u oblasti klimatskih promena i za donošenje adekvatnih mera i politika kojim bi se smanjile emisije GHG iz izvora i povećalo uklanjanje putem ponora. Cilj ovog zakona jeste stvaranje pravnog osnova i za uspostavljanje sistema monitoringa i izveštavanja o emisijama GHG. Podaci o emisijama GHG su prvi korak i preduslov za kreiranje politike u oblasti klimatskih promena i definisanje mera ublažavanja klimatskih promena, odnosno mera i planova za smanjenje emisija GHG, na nacionalnom nivou. Krajnji cilj, u skladu sa Konvencijom, je da se dostigne smanjenje nivoa emisija koje se sa stanovišta nauke smatra neophodnim kako bi se izbegle promene klime na globalnom nivou. Uspostavljanje ovog sistema je istovremeno preduslov za uvođenje tržišno orijentisanog instrumenta, odnosno sistema trgovine emisijama koji je ključni instrument EU u borbi protiv klimatskih promena, a koji omogućava da se smanjenje emisija postigne na isplativ i ekonomski efikasan način. Predložena rešenja takođe su izraz potrebe usklađivanja sa zahtevima propisa EU u oblasti klimatskih promena, i to u cilju transpozicije Direktive 2003/87/EZ; Direktive 1999/94/EZ, Odluke 406/2009/EZ, Uredbe 525/2013/EU, Uredbe 749/2014/EU i Uredbe 666/2014/EU.

Pokazatelji za ostvarivanje ciljeva ovog zakona su Nameravani nacionalno određeni doprinosi smanjenju emisija gasova sa efektom staklene bašte (u daljem tekstu: INDCs - „Intended nationally determined contributions”) koje je Vlada dostavila u junu 2015. godine Sekretarijatu Konvencije. Ovim dokumentom se predviđa smanjenje emisija GHG za 9,8% do 2030. godine u odnosu na emisije iz 1990. godine. Nakon ratifikovanja Sporazuma iz Pariza, INDCs postaju NDCs (NDCs - „Nationally determined contributions”) i samim tim obaveza Republike Srbije da smanji emisije GHG. S tim u vezi cilj ovog zakona je doprinos postizanju smanjenja emisija GHG od 9,8% u 2030. godine u odnosu na emisije iz 1990. godine. Verifikacija ovog cilja biće realizovana kroz Nacionalni sistem inventara odnosno izradom GHG inventara na godišnjem nivou, ali i godišnji izveštaj Ministarstva o dostizanju emisija GHG u skladu sa aktom iz stava 1. člana 11. ovog zakona.

Trenutno iako Agencija priprema inventare na godišnjem nivou, objavljuje ih u izveštajima prema Konvenciji na dve godine. Takođe iako je Vlada utvrdila cilj smanjenja emisija do 2030. godine, koji joj je postao obaveza ratifikacijom Sporazuma iz Pariza, Vlada kao ni Ministarstvo nema zakonski osnov da propiše obaveze smanjenja emisija sektorima, što je ključni preduslov za postizanje identifikovanog cilja. Naposletku, važno je naglasiti da će emisije GHG iz stacionarnih postrojenja biti moguće proceniti tek po početku sprovođenja odredbi ovog zakona, odnosno po dostavljanju prvih verifikovanih izveštaja o emisijama GHG od strane operatera

stacionarnih postrojenja, a da će isti značajno doprineti i unapređenju kvaliteta inventara koje priprema Agencija.

Kako bi zacrtani ciljevi smanjenja emisija GHG bio ostvaren u predviđenom roku, neophodno je donošenje ovog Zakona i uspostavljanje sistema za monitoring, izveštavanje i verifikaciju kao preduslov za sagledavanje trenutne situacije i planiranje budućih aktivnosti u oblasti klimatskih promena.

NDCs Republike Srbije sadrži i deo koji se odnosi na gubitke usled elementarnih i prirodnih nepogoda i ukazuje na potrebu prilagođavanja na izmenjene klimatske uslove. U ovom dokumentu navedeno je da se od 2000. godine Republika Srbija suočila sa nekoliko značajnih epizoda ekstremnih klimatskih i vremenskih epizoda koje su prouzrokovale značajne materijalne i finansijske gubitke, kao i gubitke ljudskih života. Ukupna suma materijalnih šteta izazvanih ekstremnim klimatskim i vremenskim uslovima, u periodu 2000 - 2015. godine, prelazi pet milijardi evra. Cilj ovog zakona je doprinos smanjenju materijalnih šteta u petogodišnjim periodima. Verifikacija promena u ovom smislu biće ostvarena kroz izveštavanje organa i organizacija nadležnih za izradu i sprovođenje sektorskih dokumenata uključujući organe i organizacije lokalnih samouprava o sprovedenim merama prilagođavanja, kao i pojavama kao što su poplave, ekstremne temperature, suše i drugo i njihovim posledicama.

U skladu sa obavezama prema Sporazumu iz Pariza, u toku je revizija Nacionalno utvrđenog doprinosa u cilju povećanja ambicioznosti cilja smanjenja emisija gasova sa efektom staklene bašte do 2030. godine.

### **Da li su razmatrane druge mogućnosti za rešavanje problema?**

Pitanja koja su predmet ovog zakona su sistemske prirode i njihovo rešavanje je moguće jedino zakonom kojim se ova pitanja uređuju. To se posebno odnosi na obaveze drugih nadležnih organa koje će biti definisane u skladu sa ovim zakonom, kao i na obaveze postrojenja koja podležu izdavanju dozvole za emisije GHG, odnosno sam postupak izdavanja dozvola.

Sistemska uređivanje izdavanja dozvola za emisije GHG može se samo zakonom urediti i ne postoje druge mogućnosti za rešavanje navedenih problema. Razmatrana je bila i mogućnost izmena i dopuna važećeg Zakona o zaštiti vazduha. Predmetni zakon, naime, u članu 50. sadrži odredbu kojom se uređuje primena Mehanizma čistog razvoja Kjoto protokola i izrada Nacionalnog inventara emisija GHG. Međutim, ta odredba nije dovoljna za odgovarajući prenos zahteva gore navedenih međunarodnih akata i propisa EU, pa bi bile potrebne obimne dopune. Još je značajnije to što se materija klimatskih promena ne podudara se materijom zaštite kvaliteta vazduha.

Po informacijama kojima raspolaže Ministarstvo, ni druge države, koje imaju poseban zakon o zaštiti vazduha, materiju klimatskih promena ne uređuju tim zakonima, a neke imaju poseban zakon o klimatskim promena sa različitim sadržajima (npr. Ujedinjeno Kraljevstvo, Austrija, Švajcarska).

### **Zašto je donošenje ovog zakona najbolje rešenje problema?**

Materija kojom se celovito uređuje oblast sistemskog prikupljanja podataka o emisijama GHG i izveštavanja o emisijama, ne može se urediti drugačije sem uvođenjem zakonskog akta, kojim se uređuju obaveze nadležnih organa, obaveze operatera stacionarnih postrojenja, obaveze operatera vazduhoplova i obaveze drugih pravnih lica u ovoj oblasti, koji podležu primeni ovog zakona, a radi ostvarivanja postavljenih ciljeva.

## Na koga će i kako uticati rešenja predložena u zakonu?

Ovaj zakon će imati uticaja na:

### 1. nadležne organe:

*Ministarstvo nadležno za poslove zaštite životne sredine* - predloženim rešenjima Ministarstvo je nadležno za pripremanje Strategije niskougljeničnog razvoja, Akcionog plana, Odluke o nivoima emisija GHG i Programa prilagođavanja na izmenjene klimatske uslove; Ministarstvo je, uz druge organe i organizacije, odgovorno za funkcionisanje Nacionalnog sistema inventara GHG; odobrava Nacionalni izveštaj o inventaru GHG; Ministarstvo je nadležno za pripremu projekcija o emisijama GHG i uklanjanja putem ponora; Ministarstvo je nadležno i za pripremu Dvogodišnjeg ažuriranog izveštaja i Nacionalnog izveštaja komunikacije u skladu sa zahtevima Konvencije; Ministarstvo izdaje dozvolu za emisiju GHG operaterima postrojenja i odobrenje na monitoring plan operaterima vazduhoplova, propisuje neophodne prateće podzakonske akte, vrši nadzor i kontrolu nad primenom ovog zakona;

*Agencija za zaštitu životne sredine* - predloženim rešenjima Agencija je ovlašćena za vršenje stručne procene plana monitoringa, odnosno, utvrđivanja da taj plan ispunjava sve propisane zahteve tj. da se na osnovu njega mogu pouzdano utvrditi emisije GHG i obezbediti prikupljanje podataka o emisijama GHG; Agencija vodi Nacionalni inventar GHG i priprema Nacionalni izveštaj o inventaru GHG.;

*Direktorat civilnog vazduhoplovstva Republike Srbije* - predloženim rešenjima predviđeno je da Direktorat vrši stručnu procenu plana monitoringa operatera vazduhoplova, imajući u vidu da poseduju neophodna stručna i tehnička znanja;

*Akreditaciono telo Srbije* – preciziranjem nadležnosti koje akreditaciono telo ima u postupku akreditacije verifikatora izveštaja o emisijama GHG, u skladu sa posebnim kriterijumima i postupcima akreditacije koji se odnose na verifikatore, a koji nisu uređeni Zakonom o akreditaciji i drugim opštim aktima ATS.

U okviru Tvining projekata: „Uspostavljanje sistema za monitoring, izveštavanje i verifikaciju neophodnog za uspešnu implementaciju Sistema trgovine emisijama EU” (2013-2015) i „Uspostavljanje mehanizama za sprovođenje MMR” (2015 – 2017) izvršene su analize postojećih administrativnih kapaciteta nadležnih institucija izrađena analiza troškova i koristi za sprovođenje ovog zakona.

Analize su pokazale da postojeći kapaciteti nadležnih institucija nisu dovoljni za pravovremeno i adekvatno sprovođenje odredbi zakona s obzirom na obim i zahtevnost istih te da je neophodno jačanje kapaciteta u vidu dodatnog zapošljavanja kadrova specifičnog stručno-obrazovnog profila. Pored toga, dodatni troškovi podrazumevaju uspostavljanje i funkcionisanje sistema za izveštavanje o politikama, merama i projekcijama GHG (Izveštaj o Strategiji niskougljeničnog razvoja, izveštaj o realizaciji Odluke o nivoima emisija GHG, Izveštaj godišnjeg Inventara GHG, Izveštaj o privremenim emisijama GHG, Izveštaj o politikama i merama, Izveštaj o projekcijama GHG, Izveštaj o sprovođenju plana prilagođavanja i nacionalni izveštaji i dvogodišnji ažurirani izveštaja prema Konvenciji) kao i za funkcionisanje sistema za monitoring, izveštavanje i verifikaciju emisija GHG.

Za puno funkcionisanje sistema za monitoring i izveštavanje o nacionalnim emisijama GHG i sistema za izveštavanje o politikama, merama i projekcijama GHG biće potrebno dodatno zapošljavanje od osam do deset službenika i to u ministarstvu nadležnom za poslove životne sredine, Agenciji za zaštitu životne sredine i Upravi za šume. Analize su pokazale da je za funkcionisanje sistema za monitoring, izveštavanje i verifikaciju emisija GHG iz postrojenja i vazduhoplovnih aktivnosti neophodno dodatno zapošljavanje od šest do osam službenika i to u ministarstvu nadležnom za poslove zaštite životne sredine, Agenciji za zaštitu životne sredine, Akreditacionom telu Srbije i Direktoratu civilnog vazduhoplovstva Republike Srbije. Pored toga, godišnji troškovi vezani za unapređivanje sistema inventara GHG i za



javno ovlašćenje za pripremu projekcija emisija GHG procenjeni su na iznos do 100.000 € godišnje.

2. *operatere postrojenja* – utvrđivanjem obaveze operatera postrojenja u kome obavljaju određene vrste aktivnosti da pre početka rada tog postrojenja pribave dozvolu za emisiju GHG, da vrše monitoring emisija GHG na osnovu odobrenog plana monitoringa koji je sastavni deo dozvole i izveštavaju nadležni organ o svojim godišnjim emisijama;

3. *operatere vazduhoplova* - utvrđivanjem obaveza operatera vazduhoplova da pribavi odobrenje monitoring plana i izveštava o godišnjim emisijama;

4. *verifikatore* - definisanjem postupaka i kriterijuma verifikacije koji moraju da sprovedu verifikatori, odnosno pravna lica koja obavljaju verifikaciju izveštaja o godišnjim emisijama GHG.

Predloženim rešenjima u ovom zakonu obezbeđuje se odgovornost svih gore navedenih subjekata u oblasti monitoringa, izveštavanja i verifikacije emisija GHG i drugih informacija od značaja. Predložena institucionalna organizacija i nadležni organi za sprovođenje zakona sa njihovim specifičnim nadležnostima pored relevantnih zakona, utvrđeni su i Zaključkom Vlade o prihvatanju Izveštaja o uspostavljanju institucionalne organizacije za sprovođenje monitoringa, izveštavanja i verifikacije u okviru sistema trgovine emisionim jedinicama (broj: 337-9275/2014-01 od 13. septembra 2014. godine).

**Koji su troškovi koje će primena ovog zakona izazvati građanima i privredi, posebno malim i srednjim preduzećima?**

Stacionarna postrojenja će snositi troškove pribavljanja dozvole za emisiju GHG, troškove monitoringa u skladu sa odobrenim monitoring planom koji je sastavni deo dozvole, troškove verifikacije godišnjih izveštaja, kao i troškove eventualne nabavke dodatne opreme za neophodni motoring, odnosno nabavke laboratorijskih usluga, u zavisnosti od individualnih karakteristika postrojenja, odnosno nivoa emisija na godišnjem nivou.

Kao što je navedeno u obrazloženju člana 43. Predloga zakona, od operatera postrojenja se zahteva da dostave podatke o istorijskim nivoima aktivnosti za referentni period od 1. januara do 31. decembra 2005. godine, od 1. januara 2008. do 31. decembra 2010. godine i od 1. januara 2016. do 31. decembra 2017. godine – ako su obavljali relevantne aktivnosti najmanje jedan dan u tom periodu. Ovom odredbom se traži dostavljanje podataka za period pre stupanja na snagu ovog zakona. Međutim, ta odredba je posebno važna za buduće obaveze, odnosno prava domaćih operatera na besplatnu alokaciju emisionih jedinica koja se određuje u odnosu na emisije iz navedenog perioda. Takođe je ova obaveza neophodna radi definisanja pregovaračke pozicije Republike Srbije, odnosno definisanja doprinosa Republike Srbije zajedničkom naporu za smanjenje emisija GHG na nivou EU, za koji je takođe referentni period 2009 – 2010. godina. Kao što je navedeno, dostavljanje podataka o istorijskim emisijama neće predstavljati neracionalno opterećenje za operatere.

Pored navedenih troškova za operatere stacionarnih postrojenja, dodatne troškove snosiće i:

prodavci novih putničkih vozila (u skladu sa čl. od 19. do 24. Predloga zakona) vezane za postavljanje oznaka, plakata ili displeja, pri čemu se ovi troškovi svode na postavljanje štampane verzije oznake, plakata ili displeja sa informacijama o emisijama CO<sub>2</sub> i zagađujućih materija u vazduh

dobavljači putničkih vozila za izveštavanje Agencije za bezbednost saobraćaja i obezbeđivanje vođača;  
 operateri vazduhoplova vezano za postupak odobrenja plana monitoringa i njegovo sprovođenje i izveštavanje;  
 akreditovani verifikatori u postupku akreditacije.

Treba napomenuti da obaveze definisane ovim zakonom koje se odnose na prodavce novih putničkih vozila, predstavljaju transpoziciju Direktive EU 1999/94, odnosno ne postoje propisi na nivou EU koji propisuju ovu vrstu obaveze za prodavce teških teretnih vozila i autobusa.

U okviru projekta „Uspostavljanje sistema za monitoring, izveštavanje i verifikaciju neophodnog za uspešnu implementaciju Sistema trgovine emisijama EU” urađena je procena institucionalne organizacije za uvođenje sistema EU ETS u Republici Srbiji. Kroz niz izveštaja eksperata na projektu, razrađene su različite opcije institucionalne organizacije u zavisnosti od nadležnosti. Finansijski troškovi implementacije ovog zakona razmatrani su u pogledu troškova pribavljanja dozvole, izrade i odobravanja monitoring planova za operatere stacionarnih postrojenja i operatere vazduhoplova, akreditaciju verifikatora i nadzor i odobravanje godišnjih izveštaja o GHG emisijama od strane verifikatora.

Što se tiče institucionalne strukture za izdavanje dozvola ona je podeljena u tri kategorije: decentralizovan pristup, centralizovan pristup i centralizovan pristup sa tehničkom podrškom Agencije za zaštitu životne sredine. Decentralizovan pristup podrazumeva preraspodelu nadležnosti za izdavanje dozvola za emisiju GHG na regionalnom ili lokalnom nivou tamo gde se postrojenja operatera nalaze. Centralizovan pristup obuhvata više opcija ali je glavni pristup da Ministarstvo bude nadležno za izdavanje dozvola, kako je i uređeno ovim zakonom. Centralizovan pristup sa tehničkom podrškom Agencije za zaštitu životne sredine bi podrazumevao da Agencija bude nadležna za izdavanje dozvole. Kako je izabrana opcija centralizovanog upravljanja od strane Ministarstva, procenjeni troškovi odnose se na troškove koje snosi nadležni organ i troškove koje snosi operater stacionarnog postrojenja. Procena troškova nadležnog organa je € 2,094.80 godišnje za period od deset godina, dok su troškovi za dobijanje dozvole operatera € 3,120.00 godišnje za period od deset godina. Procene troškova su vršene na osnovu iskustva zemalja EU i za vrednosti evra u oktobru 2013. godine. Što se tiče troškova odobravanja monitoring planova, procena troškova nadležnog organa za sistem centralizovanog upravljanja sa i bez pomoći softverskog alata je € 5,148.40/€ 6,948.40. Procena troškova za operatere stacionarnih postrojenja sa i bez pomoći softverskog alata je € 3,120.00/€ 4,800.00. Procena troškova izrade softverskog alata je procenjena na € 13,945.60.

Troškovi koje će snositi operateri vazduhoplova za odobravanje monitoring planova obuhvata samo administrativne troškove i potrebe u ljudskim kapacitetima koji će monitoring plan izraditi. Primena direktive za sektor vazdušnog saobraćaja, a za letove van EU odložena je do usvajanja relevantne odluke od strane Međunarodne organizacije za civilno vazduhoplovstvo (eng. ICAO - International Civil Aviation Organization). S druge strane, očekivano je da primena ove Direktive u potpunosti počne da važi sa početkom važenja Sporazuma iz Pariza (period posle 2020. godine).

Sagledavanjem troškova akreditacije verifikatora od strane ATS prema metodi standardnog troška procenjeno je da bi prva akreditacija od strane ATS koštala 4100 € na osnovu Odluke o visini troškova akreditacije koje je bila na snazi u trenutku procene troškova. Sa druge strane pripremni radovi neophodni za uspostavljanje akreditacione šeme od strane ATS grubo su procenjeni su na oko 25.000 €.

Primena zakona neće dovesti do direktnih troškova po građane Republike Srbije.

### **Da li pozitivni efekti donošenja ovog zakona opravdavaju troškove njegove primene?**

S obzirom na ciljeve koje bi trebalo ostvariti ovim zakonom, a koji su postavljeni u interesu očuvanja zdravlja građana i životne sredine u celini, ali i povećanja konkurentnosti privrede, pozitivni efekti donošenja ovog zakona opravdavaju troškove njegove primene.

U tom cilju uspostavlja se između ostalog i postupak verifikacije i akreditacije, kako bi se obezbedila tačnost i potpunost podataka odnosno izveštaja o emisijama GHG, koju vrši pravno lice (potvrđujući da je izveštaj validan i tačan) a koje je akreditovalo Akreditaciono telo Srbije za ovu vrstu delatnosti. Ovo su takođe odredbe Direktive 2003/87 koje istovremeno predstavljaju osnov za nova radna mesta.

Sušтина postupaka verifikacije je u tome što se smatra da verifikovani izveštaj „verno predstavlja ono što se podrazumeva da predstavlja”. Postupak verifikacije izveštaja o emisijama je delotvoran i pouzdan pomoćni alat u postupcima obezbeđivanja kvaliteta i kontrole kvaliteta koji pružaju informacije na osnovu kojih operater ili operater vazduhoplova može da deluje kako bi poboljšao efikasnost monitoringa emisija i izveštavanja o njima, ali i planiranja investicija u cilju smanjenja emisija GHG.

Istovremeno, treba reći da je sistem monitoringa, izveštavanja i verifikacije emisija GHG, preduslov za trgovinu emisijama po ulasku u EU, odnosno predložena rešenja neophodna su i od posebnog značaja za formulisanje pregovaračke pozicije u procesu pristupanja EU, u kontekstu trgovine emisijama. Pored toga uspostavljanje sistema od značaja je i za proces besplatne alokacije emisijama, kao i u cilju ispunjavanja obaveza koje proističu iz zakonodavstva koje se odnosi na ostale relevantne sektore, a u skladu sa Odlukom 406/2009/EZ.

### **Da li ovaj zakon stimuliše pojavu novih privrednih subjekata na tržištu i tržišnu konkurenciju?**

Zakon stimuliše pojavu novih privrednih subjekata kroz uvođenje institucije verifikatora, odnosno nezavisnih pravnih lica koja bi vršila usluge verifikacije godišnjih izveštaja o emisijama GHG operatera, u skladu sa tržišnim potrebama. S obzirom da su relevantni podzakonski propisi koji proizilaze iz ovog zakona, već u pripremi i potpuno usklađeni sa evropskim propisima u ovoj oblasti, ovim se obezbeđuje dodatna pravna sigurnost i pozitivno okruženje za razvoj preduzetništva zasnovanog na principima tržišne ekonomije.

### **Da li su sve zainteresovane strane imale priliku da iznesu svoje stavove o ovom zakonu?**

Priprema Zakona realizovana je kroz dva Tvining projekta:

„Uspostavljanje mehanizma za sprovođenje Uredbe o mehanizmu za monitoring i izveštavanje” i

„Uspostavljanje sistema za monitoring, izveštavanje i verifikaciju neophodnog za uspešnu implementaciju Sistema trgovine emisijama EU” koje je uz pomoć EU Tvining partnera sprovedo Ministarstvo zaštite životne sredine u saradnji sa Evropskom komisijom (Generalnim direktoratom za klimatske akcije) i Delegacijom EU u Srbiji.

Za potrebe sprovođenja oba projekta, koja su uključila i pripremu potrebnog zakonodavstva, sa početkom sprovođenja, rešenjem su bile formirane dve Radne grupe (čiji su članovi bili predstavnici relevantnih institucija Vlade R. Srbije i Autonomne pokrajine Vojvodine, Privredne komore Srbije, JP Elektroprivreda Srbije, Stalne konferencije gradova i opština i organizacija civilnog društva).

Prva radna grupa bila je aktivno uključena u pripremu ovog zakona i podzakonskih akata u periodu 2014-2016. godine, a druga u periodu 2015-2017. godine i za njih kao i druge zainteresovane strane organizovan je i niz obuka i bilateralnih sastanaka u navedenim periodima kako bi se pripremili za sprovođenje ovog zakona.

U okviru javne rasprave na Nacrt zakona o klimatskim promenama sačinjen je sveobuhvatan izveštaj sa pristiglim komentarima svih zainteresovanih strana. U izveštaju koji je pripremljen obrazloženo je prihvatanje ili odbijanje dostavljenih izmena na Nacrt zakona i on je dostupan na internet stranici Ministarstva ([https://www.ekologija.gov.rs/wpcontent/uploads/javne\\_rasprave/Izvestaj\\_javna\\_raspava\\_Nacrt\\_zakona\\_o\\_KP.pdf](https://www.ekologija.gov.rs/wpcontent/uploads/javne_rasprave/Izvestaj_javna_raspava_Nacrt_zakona_o_KP.pdf)).

### **Koje će mere tokom primene ovog zakona biti preduzete da bi se ostvarili razlozi donošenja zakona?**

Ovde treba istaći da su ciljevi ovog zakona stvaranje pravnog osnova za uspostavljanje sistema monitoringa i izveštavanja o emisiji GHG u cilju smanjenja emisija ovih gasova i prilagođavanja na izmenjene klimatske uslove u skladu sa potrebama i mogućnostima Republike Srbije, ali i zahtevima Okvirne konvencije UN o promeni klime i Sporazuma iz Pariza.

Istovremeno, uspostavljanje sistema monitoringa, izveštavanja i verifikacije emisija GHG je preduslov za trgovinu emisijama po ulasku u EU, odnosno predložena rešenja neophodna su i od posebnog značaja za formulisanje pregovaračke pozicije u procesu pristupanja EU, u kontekstu trgovine emisijama.

Tokom primene zakona preduzeće se zakonodavne, upravne i upravno-nadzorne, institucionalno-organizacione, tehničko-operativne, ekonomske mere i mere jačanja javne svesti:

#### **Zakonodavne, upravne i upravno-nadzorne mere**

donošenje izvršnih propisa na osnovu ovog zakona,  
 uspostavljanje okvira za primenu tehničkih zahteva iz podzakonskih akata,  
 uvođenje i primena instituta konzervativne procene u slučaju sumnje u verifikovani izveštaj o emisijama gasova sa efektom staklene bašte. U članu 44. Predloga zakona je propisano da ako operater ne dostavi izveštaj o emisijama GHG, odnosno izveštaj nije verifikovan ili verifikator smatra da u izveštaju postoje pogrešno prikazani podaci, Agencija, odnosno Direktorat vrše konzervativnu procenu emisija GHG – procenu pri kojoj se primenjuju određene pretpostavke kako bi se obezbedilo da ne dođe do potcenjivanja godišnjih emisija od strane pojedinačnog operatera, a i zbirnih emisija na nivou države,  
 uspostaviti sistem izdavanja, izmene i ukidanja dozvola za emisije gasova sa efektom staklene bašte,  
 uspostaviti sistem evidencije izdatih dozvola,  
 uspostaviti sistem za monitoring i izveštavanje o nacionalnim emisijama GHG,  
 uspostaviti sistem za izveštavanje o politikama, merama i projekcijama GHG,  
 razvijanje šeme akreditacije za sertifikaciju verifikatora izveštaja o godišnjim emisijama GHG.

U vezi sa navedenim zakonodavnim, upravnim i upravno-nadzornim merama, treba istaći da će se iste sprovesti na način i u rokovima propisanim ovim zakonom. Članom 79. ovog zakona su propisani rokovi za donošenje podzakonskih propisa za čije donošenje je propisano ovlašćenje u ovom zakonu. Imajući u vidu složenost i obim propisa, predviđen je rok od godinu dana od dana stupanja na snagu ovog zakona, odnosno do dana početka primene odredbi koje se odnose na -operatere vazduhoplova, iz člana 78. stav 1. ovog zakona.

Članom 76. ovog zakona je propisan rok u kom je operater „postojećeg” postrojenja, odnosno postrojenja u kojem se na dan stupanja na snagu ovog zakona obavlja

određena vrsta aktivnosti koja dovodi do emisije propisanih GHG, dužan da podnese zahtev za izdavanje dozvole za emisiju GHG. To je rok od devet meseci od dana kada stupi na snagu propis iz člana 25. ovog zakona o vrstama aktivnosti i gasovima, odnosno propis o sadržini plana monitoringa, pošto su to propisi koji će definisati ko je obveznik, odnosno koji će definisati sadržinu dokumenta koji se podnosi uz zahtev za dozvolu. Takođe, rok od devet meseci je procenjen kao dovoljan da operateri izrade plan monitoringa. U ovom članu je propisan i rok za izdavanje dozvole „postojećim” postrojenjima od strane Ministarstva; iako je u članu 29. ovog zakona propisano da Ministarstvo izdaje dozvolu u roku od četiri meseca, a u članu 28. ovog zakona da Agencija dostavlja ocenu na plan monitoringa u roku od dva meseca, ovde je ostavljen duži rok, s obzirom da se u kratkom vremenskom periodu – po nastupanju roka iz ovog člana - očekuje prijem 137 zahteva za izdavanje dozvola (koliko je identifikovanih postrojenja koja potpadaju pod ETS), pa će Ministarstvu i Agenciji biti potreban duži rok da bi postigle da obrade sve zahteve u istom vremenskom periodu.

Na postupak akreditacije se pored posebnih uslova propisanih ovim zakonom, primenjuje Zakon o akreditaciji, kao osnovni zakon koji uređuje akreditaciju u Republici Srbiji, kao i drugi opšti akti ATS, odnosno pravila akreditacije koje objavljuje ATS. Ovim zakonom su propisana, odnosno data ovlašćenja za propisivanje posebnih kriterijuma i postupaka akreditacije koji se odnose na verifikatore izveštaja o emisijama GHG, kao što su poznavanje relevantnih propisa iz oblasti smanjenja emisija GHG i sl.

#### **Tehničko-tehnološke mere**

- monitoring emisija GHG vrši se na osnovu proračuna, osim za postrojenja u kojima tokom procesa proizvodnje dolazi do emisija azotsuboksida (N<sub>2</sub>O), gde se vrši kontinualno merenje emisija (za sada postoji jedno takvo postrojenje u Srbiji – HIP Azotara). Dodatnu opremu koja može biti potrebna za monitoring (vage, merači protoka itd.) obezbeđuje operater postrojenja (ukoliko se istim već ne raspolaže) i sredstva za njihovo pribavljanje ne izdvajaju se iz budžeta Ministarstva, odnosno Republike Srbije.

#### **Institucionalne i organizacione mere**

- jačanje saradnje između organa nadležnog za izdavanje dozvole i drugih organa čije su nadležnosti propisane ovim zakonom,
- jačanje saradnje između organa nadležnog za izdavanje dozvole i operatera koji podležu izdavanju dozvole,
- jačanje saradnje između ministarstva nadležnog za klimatske promene i drugih ministarstava i državnih organa za uspostavljanje, sprovođenje i permanentno unapređivanje sistema za izveštavanje o politikama, merama i projekcijama GHG,
- jačanje saradnje između nadležnog organa za uspostavljanje sistema inventara GHG i organa i organizacija određenih za prikupljanje podataka koji su odgovorni za funkcionisanje i stalno unapređivanje sistema inventara GHG.

#### **Razvijanje javne svesti**

- razvoj i implementacija programa za stalnu komunikaciju sa svim učesnicima u procesu (Ministarstvo, Agencija, Direktorat, inspekcija, verifikatori; Akreditaciono telo Srbije) i operatera koji podležu dozvoli za emisije GHG,
- održavanje već postojeće internet prezentacije koja obezbeđuje potrebne informacije od značaja za sprovođenje ovog zakona, ali i sistema trgovine emisijama GHG, uopšte.

## IZJAVA O USKLAĐENOSTI PROPISA SA PROPISIMA EVROPSKE UNIJE

### 1. Ovlašćeni predlagač propisa – Vlada

**Obrađivač** – Ministarstvo zaštite životne sredine

### 2. Naziv propisa

Predlog zakona o klimatskim promenama  
Draft Climate Change Law

### 3. Usklađenost propisa s odredbama Sporazuma o stabilizaciji i pridruživanju između Evropskih zajednica i njihovih država članica, sa jedne strane, i Republike Srbije sa druge strane („Službeni glasnik RS”, broj 83/08) (u daljem tekstu: Sporazum):

Sporazum o stabilizaciji i pridruživanju (SSP), Naslov VIII – Politike saradnje, član 111. - Životna sredina.

b) Prelazni rok za usklađivanje zakonodavstva prema odredbama Sporazuma, -član 111, opšti rok, Naslov VI, (član 72.)

v) Ocena ispunjenosti obaveze koje proizlaze iz navedene odredbe Sporazuma, SSP, Naslov VIII – Politike saradnje, član 111. - Životna sredina;  
- ispunjava u potpunosti

g) Razlozi za delimično ispunjavanje, odnosno neispunjavanje obaveza koje proizlaze iz navedene odredbe Sporazuma,  
Nema

d) Veza sa Nacionalnim programom za usvajanje pravnih tekovina Evropske unije,

Usvajanje ovog zakona o klimatskim promenama nije predviđeno Nacionalnim programom.

### 4. Usklađenost propisa sa propisima Evropske unije:

a) Navođenje odredbi primarnih izvora prava Evropske unije i ocene usklađenosti sa njima,  
- Direktiva 2003/87/EZ Evropskog Parlamenta i Saveta od 13. oktobra 2003. godine kojom se uspostavlja sistem trgovine emisionim jedinicama gasova sa efektom staklene bašte u Zajednici i menja Direktiva Saveta 96/61/EK;  
- Direktiva 2009/29/EZ Evropskog Parlamenta i Saveta od 23. aprila 2009. godine kojom se menja i dopunjuje Direktiva 2003/87/EZ kako bi se unapredio i proširio sistem trgovine emisionim jedinicama gasova sa efektom staklene bašte u Zajednici;  
- Direktiva 2008/101/EZ Evropskog Parlamenta i Saveta od 19. novembra 2008. godine kojom se menja i dopunjuje Direktiva 2003/87/EZ tako da obuhvati aktivnosti iz sektora vazdušnog saobraćaja u sistem trgovine emisionim jedinicama gasova sa efektom staklene bašte u okviru Zajednice;  
- Direktiva 1999/94/EK o dostupnosti informacija za potrošače o ekonomičnosti potrošnje goriva i emisija CO<sub>2</sub> u vezi sa prodajom novih putničkih vozila.

b) Navođenje sekundarnih izvora prava Evropske unije i ocene usklađenosti sa njima,

-Uredba (EU) broj 525/2013 Evropskog parlamenta i Saveta od 21. maja 2013. godine o mehanizmu za monitoring emisija gasova sa efektom staklene bašte i izveštavanje o njima i za izveštavanje o drugim informacijama koje se odnose na klimatske promene na nacionalnom nivou i nivou Unije i o stavljanju van snage Odluke broj 280/2004/EZ;

- Uredba Komisije (EU) broj 600/2012 od 21. juna 2012. godine o verifikaciji izveštaja o emisijama gasova sa efektom staklene bašte i izveštaja o tonskim kilometrima i akreditaciji verifikatora u skladu s Direktivom 2003/87/EZ Evropskog parlamenta i Saveta;

- Uredba Komisije (EU) broj 601/2012, od 21. juna 2012. godine o monitoringu i izveštavanju o emisijama gasova sa efektom staklene bašte u skladu s Direktivom 2003/87/EZ Evropskog parlamenta i Saveta;

- Implementaciona Uredba Komisije (EU) br. 749/2014 od 30. juna 2014. godine o strukturi, formatu, postupcima podnošenja i pregledu informacija koje države članice dostavljaju u skladu sa Uredbom (EU) br. 525/2013 Evropskog parlamenta i Saveta;

- Delegirana Uredba Komisije (EU) br. 666/2014 od 12. marta 2014. o uspostavljanju suštinskih zahteva za sistem inventara Evropske unije i uzimanja u obzir promene potencijala globalnog zagrevanja i međunarodno dogovorenih smernica za inventare u skladu sa Uredbom (EU) br. 525/2013 Evropskog parlamenta i Saveta;

- Odluka br. 406/2009/EZ Evropskog parlamenta i Saveta od 23. aprila 2013. godine o zajedničkim naporima država članicama smanjenju emisija gasova sa efektom staklene bašte radi ostvarenja ciljeva Zajednice u vezi sa smanjenjem emisija gasova sa efektom staklene bašte do 2020. godine;

- Odluka br.529/2013/EU Evropskog parlamenta i Saveta od 21. maja 2013. godine o pravilima za obračun emisija i uklanjanja gasova sa efektom staklene bašte, koje proizlaze iz aktivnosti koje se odnose na korišćenje zemljišta, promene namene zemljišta i šumarstvo, kao i o informacijama koje se odnose na ove aktivnosti.

v) Navođenje ostalih izvora prava Evropske unije i usklađenost sa njima,  
Nema

g) Razlozi za delimičnu usklađenost, odnosno neusklađenost,  
Usklađenost sa odredbama EU zakonodavstva koje se odnose na države članice EU nije moguće postići do pristupanja Republike Srbije Evropskoj uniji. Pored toga, određene odredbe će biti deo pregovora za članstvo,

d) Rok u kojem je predviđeno postizanje potpune usklađenosti propisa sa propisima Evropske unije,  
Potpuna usklađenost sa propisima će biti postignuta po pristupanju Republike Srbije Evropskoj uniji.

**5. Ukoliko ne postoje odgovarajuće nadležnosti Evropske unije u materiji koju reguliše propis, i/ili ne postoje odgovarajući sekundarni izvori prava Evropske unije sa kojima je potrebno obezbediti usklađenost, potrebno je obrazložiti tu činjenicu.**

Nema.

**6. Da li su prethodno navedeni izvori prava Evropske unije prevedeni na srpski jezik?**

Da.

**7. Da li je propis preveden na neki službeni jezik Evropske unije?**

Propis je preveden na engleski jezik.

#### **8. Saradnja sa Evropskom unijom i učešće konsultanata u izradi propisa i njihovo mišljenje o usklađenosti.**

Propis je izrađen kao jedan od rezultata Tvining projekta „Uspostavljanje sistema za monitoring, izveštavanje i verifikaciju neophodnog za uspešnu implementaciju Sistema trgovine emisijama EU” i Tvining projekta „Uspostavljanje mehanizma za sprovođenje Uredbe o mehanizmu monitoringa (MMR)” u okviru kog je izrađena i Tabela usklađenosti propisa sa relevantnim zakonodavstvom EU.



<p>1. Naziv propisa Evropske unije : <b>UREDBA KOMISIJE (EU) broj 601/2012 od 21. juna 2012. o monitoringu i izveštavanju o emisijama gasova sa efektom staklene bašte u skladu s Direktivom 2003/87/EZ Evropskog parlamenta i Saveta</b></p> <p><b>COMMISSION REGULATION (EU) No 601/2012 of 21 June 2012 on the monitoring and reporting of greenhouse gas emissions pursuant to Directive 2003/87/EC of the European Parliament and of the Council</b></p> <p>(OJ L 181, 12.7.2012, p.30)</p>	<p>2. „CELEX” oznaka EU propisa <b>32012R0601</b></p>
<p>3. Ovlašćeni predlagač propisa – Vlada Obradivač – Ministarstvo zaštite životne sredine</p>	<p>4. Datum izrade tabele:</p> <p>11.10.2016. revizija 28.10.2017 Revizija: 08.06.2018. Revizija: 14.01.2020.</p>
<p>5. Naziv propisa čije odredbe su predmet analize usklađenosti sa propisom Evropske unije:</p>	<p>6. Brojčane oznake (šifre) planiranih propisa iz baze NPAA:</p>
<p><b>Predlog zakona o klimatskim promenama</b></p>	<p>2017-344</p>
<p>7. Usklađenost odredbi propisa sa odredbama propisa EU:</p>	

a)	a1)	b)	b1)	v)	g)	d)
<p>Odredba propisa EU Član</p>	<p>Sadržina odredbe</p>	<p>Odredbe propisa R. Srbije</p>	<p>Sadržina odredbe</p>	<p>Usklađenost<sup>1</sup></p>	<p>Razlozi za delimičnu usklađenost, neusklađenost ili neprenosivost</p>	<p>Napomena o usklađenosti</p>
<p>1.</p>	<p>Subject matter This Regulation lays down rules for the monitoring and reporting of greenhouse gas emissions and activity data pursuant to Directive 2003/87/EC in the trading period of the Union emissions trading scheme commencing on 1 January 2013 and subsequent</p>	<p>1.</p>	<p>I. OSNOVNE ODREDBE Predmet uređivanja Član 1. Ovim zakonom uređuje se sistem za ograničenje</p>	<p>DU</p>	<p>Zakonom o klimatskim promenama ne uređuje se trgovina emisijama, niti se u domaćem propisu direktno upućuje na propise EU:</p>	<p>-</p>

<sup>1</sup> Potpuno usklađeno - PU, delimično usklađeno - DU, neusklađeno - NU, neprenosivo – NP

a)	a1)	b)	b1)	v)	g)	d)
	trading periods.		emisija gasova sa efektom staklene bašte (u daljem tekstu: GHG) i za prilagodavanje na izmenjene klimatske uslove, monitoring i izveštavanje o strategijama niskougljeničnog razvoja i njihovim unapređenjima, programima prilagodavanja na izmenjene klimatske uslove, donošenje strategije niskougljeničnog razvoja i programa prilagodavanja na izmenjene klimatske uslove, izdavanje dozvola za emisije GHG operateru postrojenja, izdavanje odobrenja na plan monitoringa operater vazduhoplova, monitoring, izveštavanje, verifikaciju i akreditaciju verifikatora, administrativne takse, nadzor i druga pitanja od značaja za ograničenje emisija GHG i prilagodavanje na izmenjene klimatske uslove.		<p>Jedinstvena metodološka pravila za izradu propisa („Službeni glasnik RS“, broj 21/10) ne predviđaju obavezu unošenja ovakve odredbe u domaće propise. Zakonom se transponuje uredba samo u delovima koji se odnose na monitoring i izveštavanje o emisijama.</p> <p>Potpuna usklađenost biće postignuta nakon što se prvo ovim zakonom uspostavi sistem za monitoring i izveštavanje, tj. pripreme uslovi za uvođenje trgovine emisijama.</p>	
2.1.	<p>Scope</p> <p>This Regulation shall apply to the monitoring and reporting of greenhouse gas emissions specified in relation to the activities listed in Annex I to Directive 2003/87/EC and activity data from stationary installations, from aviation activities and to the monitoring and reporting of tonne-kilometre data from aviation activities.</p>	2.	<p>Primena zakona</p> <p>Odredbe ovog zakona primenjuju se na emisije GHG izazvane ljudskom aktivnošću i sektore i sisteme izložene uticajima klimatskih promena. GHG iz stava 1. ovog člana su ugljendioksid (CO<sub>2</sub>), metan (CH<sub>4</sub>), azotsuboksid (N<sub>2</sub>O), fluorougljovodonici (HFCs), perfluorougljenici (PFCs) i sumporheksafluorid (SF<sub>6</sub>).</p>	PU	-	-
2.2.	It shall apply to emissions and activity data occurring from 1 January 2013.	-	-	NP	Imajući u vidu da Republika Srbija nije zemlja članica EU, to se datum primene propisan uredbom ne može preneti u domaći propis, a osim toga je protekao te bi njegovo prenošenje značilo nedozvoljenu retroaktivnost.	-
3.1.(1)	Definitions			DU	Potpuna usklađenost biće	-

a)	a1)	b)	b1)	v)	g)	d)
	For the purposes of this Regulation, the following definitions apply:  (1) 'activity data' means the data on the amount of fuels or materials consumed or produced by a process as relevant for the calculation-based monitoring methodology, expressed in terajoules, mass in tonnes, or for gases as volume in normal cubic metres, as appropriate;				postignuta usvajanjem podzakonskog akta  25.3.	
3.1.(2)	(2) 'trading period' means an eight-year period referred to in Article 13(1) of Directive 2003/87/EC;	-	-	NU	Zakonom o klimatskim promenama ne uređuje se trgovina emisijama.  Potpuna usklađenost biće postignuta nakon što se prvo ovim zakonom uspostavi sistem za monitoring i izveštavanje, tj. pripreme uslovi za uvođenje trgovine emisijama.	-
3.1.(3)	(3) 'tonne-kilometre' means a tonne of payload carried a distance of one kilometre;	5.1.40)	Značenje pojmova  40) tonski kilometar znači prevoz jedne tone robe na udaljenost od jednog kilometra.	PU	-	-
3.1.(4)(a)	(4) 'source stream' means any of the following:  (a) a specific fuel type, raw material or product giving rise to emissions of relevant greenhouse gases at one or more emission sources as a result of its consumption or production;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  25.3.	-
3.1.(4)(b)	(b) a specific fuel type, raw material or product containing carbon and included in the calculation of greenhouse gas emissions using a mass balance methodology;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  25.3.	-

a)	a1)	b)	b1)	v)	g)	d)
3.1.(5)	(5) 'emission source' means a separately identifiable part of an installation or a process within an installation, from which relevant greenhouse gases are emitted or, for aviation activities, an individual aircraft;	5.1.11)	Značenje izraza 11) izvor emisije iz postrojenja jeste deo postrojenja ili procesa u okviru postrojenja koji se mogu odvojeno identifikovati, a iz kog se emituju relevantni gasovi sa efektom staklene bašte;	PU	-	-
3.1.(6)	(6) 'uncertainty' means a parameter, associated with the result of the determination of a quantity, that characterises the dispersion of the values that could reasonably be attributed to the particular quantity, including the effects of systematic as well as of random factors, expressed in per cent, and describes a confidence interval around the mean value comprising 95 % of inferred values taking into account any asymmetry of the distribution of values;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
3.1.(7)	(7) 'calculation factors' means net calorific value, emission factor, preliminary emission factor, oxidation factor, conversion factor, carbon content or biomass fraction;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
3.1.(8)	(8) 'tier' means a set requirement used for determining activity data, calculation factors, annual emission and annual average hourly emission, as well as for payload;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
3.1.(9)	(9) 'inherent risk' means the susceptibility of a parameter in the annual emissions report or tonne-kilometre data report to misstatements that could be material, individually or when aggregated with other misstatements, before taking into consideration the effect of any related control activities;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
3.1.(10)	(10) 'control risk' means the susceptibility of a parameter in the annual emissions report or tonne-kilometre report to misstatements that could be material, individually or when aggregated with other misstatements, and not prevented or detected and corrected on a timely basis by the control system;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-

a)	a1)	b)	b1)	v)	g)	d)
3.1.(11)	(11) 'combustion emissions' means greenhouse gas emissions occurring during the exothermic reaction of a fuel with oxygen;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
3.1.(12)	(12) 'reporting period' means one calendar year during which emissions have to be monitored and reported, or the monitoring year as referred to in Articles 3e and 3f of Directive 2003/87/EC for tonne-kilometre data;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
3.1.(13)	(13) 'emission factor' means the average emission rate of a greenhouse gas relative to the activity data of a source stream assuming complete oxidation for combustion and complete conversion for all other chemical reactions;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
3.1.(14)	(14) 'oxidation factor' means the ratio of carbon oxidised to CO <sub>2</sub> as a consequence of combustion to the total carbon contained in the fuel, expressed as a fraction, considering CO emitted to the atmosphere as the molar equivalent amount of CO <sub>2</sub> ;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
3.1.(15)	(15) 'conversion factor' means the ratio of carbon emitted as CO <sub>2</sub> to the total carbon contained in the source stream before the emitting process takes place, expressed as a fraction, considering carbon monoxide (CO) emitted to the atmosphere as the molar equivalent amount of CO <sub>2</sub> ;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
3.1.(16)	(16) 'accuracy' means the closeness of the agreement between the result of a measurement and the true value of the particular quantity or a reference value determined empirically using internationally accepted and traceable calibration materials and standard methods, taking into account both random and systematic factors;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
3.1.(17)	(17) 'calibration' means the set of operations, which establishes, under specified conditions, the relations between values indicated by a measuring instrument	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem	-

a)	a1)	b)	b1)	v)	g)	d)
	or measuring system, or values represented by a material measure or a reference material and the corresponding values of a quantity realised by a reference standard;				podzakonskog akta 35.7.	
3.1.(18)	(18) 'passengers' means the persons onboard the aircraft during a flight excluding its on duty crew members;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
3.1.(19)	(19) 'conservative' means that a set of assumptions is defined in order to ensure that no under-estimation of annual emissions or over-estimation of tonne-kilometres occurs;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 44.	-
3.1.(20)	(20) 'biomass' means the biodegradable fraction of products, waste and residues from biological origin from agriculture (including vegetal and animal substances), forestry and related industries including fisheries and aquaculture, as well as the biodegradable fraction of industrial and municipal waste; it includes bioliquids and biofuels;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
3.1.(21)	(21) 'bioliquids' means liquid fuel for energy purposes other than for transport, including electricity and heating and cooling, produced from biomass;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
3.1.(22)	(22) 'biofuels' means liquid or gaseous fuel for transport produced from biomass;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
3.1.(23)	23) 'legal metrological control' means the control of the measurement tasks intended for the field of application of a measuring instrument, for reasons of public interest, public health, public safety, public	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta	-

a)	a1)	b)	b1)	v)	g)	d)
	order, protection of the environment, levying of taxes and duties, protection of the consumers and fair trading;				35.7.	
3.1.(24)	(24) 'maximum permissible error' means the error of measurement allowed as specified in Annex I and instrument-specific Annexes to Directive 2004/22/EC of the European Parliament and of the Council ( <a href="#">6</a> ), or national rules on legal metrological control, as appropriate;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.1.(25)	(25) 'data flow activities' mean activities related to the acquisition, processing and handling of data that are needed to draft an emissions report from primary source data;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
3.1.(26)	(26) 'tonnes of CO <sub>2(e)</sub> ' means metric tonnes of CO <sub>2</sub> or CO <sub>2(e)</sub> ;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.1.(27)	(27) 'CO <sub>2(e)</sub> ' means any greenhouse gas, other than CO <sub>2</sub> listed in Annex II to Directive 2003/87/EC with an equivalent global-warming potential as CO <sub>2</sub> ;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.1.(28)	(28) 'measurement system' means a complete set of measuring instruments and other equipment, such as sampling and data processing equipment, used for the determination of variables like the activity data, the carbon content, the calorific value or the emission factor of the CO <sub>2</sub> emissions;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
3.1.(29)	(29) 'net calorific value' (NCV) means the specific amount of energy released as heat when a fuel or material undergoes complete combustion with oxygen under standard conditions less the heat of vaporisation of any water formed;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 25.3.	-

a)	a1)	b)	b1)	v)	g)	d)
3.1.(30)	(30) 'process emissions' means greenhouse gas emissions other than combustion emissions occurring as a result of intentional and unintentional reactions between substances or their transformation, including the chemical or electrolytic reduction of metal ores, the thermal decomposition of substances, and the formation of substances for use as product or feedstock;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.1.(31)	(31) 'commercial standard fuel' means the internationally standardised commercial fuels which exhibit a 95 % confidence interval of not more than 1 % for their specified calorific value, including gas oil, light fuel oil, gasoline, lamp oil, kerosene, ethane, propane, butane, jet kerosene (jet A1 or jet A), jet gasoline (Jet B) and aviation gasoline (AvGas);	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.1.(32)	(32) 'batch' means an amount of fuel or material representatively sampled and characterised and transferred as one shipment or continuously over a specific period of time;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.1.(33)	(33) 'mixed fuel' means a fuel which contains both biomass and fossil carbon;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.1.(34)	(34) 'mixed material' means a material which contains both biomass and fossil carbon;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.1.(35)	(35) 'preliminary emission factor' means the assumed total emission factor of a mixed fuel or material based on the total carbon content composed of biomass fraction and fossil fraction before multiplying it with the fossil fraction to result in the emission factor;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 25.3.	-



a)	a1)	b)	b1)	v)	g)	d)
3.1.(36)	(36) 'fossil fraction' means the ratio of fossil carbon to the total carbon content of a fuel or material, expressed as a fraction;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.1.(37)	(37) 'biomass fraction' means the ratio of carbon stemming from biomass to the total carbon content of a fuel or material, expressed as a fraction;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.1.(38)	(38) 'energy balance method' means a method to estimate the amount of energy used as fuel in a boiler, calculated as sum of utilisable heat and all relevant losses of energy by radiation, transmission and via the flue gas;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.1.(39)	(39) 'continuous emission measurement' means a set of operations having the objective of determining the value of a quantity by means of periodic measurements, applying either measurements in the stack or extractive procedures with a measuring instrument located close to the stack, whilst excluding measurement methodologies based on the collection of individual samples from the stack;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.1.(40)	(40) 'inherent CO <sub>2</sub> ' means CO <sub>2</sub> which is part of a fuel;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.1.(1)	(41) 'fossil carbon' means inorganic and organic carbon that is not biomass;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.1.(42)	(42) 'measurement point' means the emission source for which continuous emission measurement systems	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem	-

a)	a1)	b)	b1)	v)	g)	d)
	(CEMS) are used for emission measurement, or the cross-section of a pipeline system for which the CO <sub>2</sub> flow is determined using continuous measurement systems;				podzakonskog akta 25.3.	
3.1.(43)	(43) 'mass and balance documentation' means the documentation as specified in international or national implementation of the Standards and Recommended Practices (SARPs), as laid down in Annex 6 to the Convention on International Civil Aviation, signed in Chicago on 7 December 1944, and as specified in Subpart J Annex III to Council Regulation (EEC) No 3922/91 ( <a href="#">7</a> ), or equivalent applicable international rules;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 33.3.	-
3.1.(44)	(44) 'distance' means the Great Circle Distance between the aerodrome of departure and the aerodrome of arrival, in addition to a fixed factor of 95 km;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 33.3.	-
3.1.(45)	(45) 'aerodrome of departure' means the aerodrome at which a flight constituting an aviation activity listed in Annex I to Directive 2003/87/EC begins;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 33.3.	-
3.1.(46)	(46) 'aerodrome of arrival' means the aerodrome at which a flight constituting an aviation activity listed in Annex I to Directive 2003/87/EC ends;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 33.3.	-
3.1.(47)	(47) 'payload' means the total mass of freight, mail, passengers and baggage carried onboard the aircraft during a flight;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 33.3.	-

a)	a1)	b)	b1)	v)	g)	d)
3.1.(48)	(48) 'fugitive emissions' means irregular or unintended emissions from sources which are not localised, or too diverse or too small to be monitored individually;	-	-	NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.1.(49)	(49) 'aerodrome pair' means a pair constituted by the aerodrome of departure and the aerodrome of arrival;	-	-	NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 33.3.	-
3.1.(50)	(50) 'standard conditions' means temperature of 273,15 K and pressure conditions of 101 325 Pa defining normal cubic metres (Nm <sup>3</sup> );	-	-	NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.1.(51)	(51) 'CO <sub>2</sub> capture' means the activity of capturing from gas streams carbon dioxide (CO <sub>2</sub> ), which would otherwise be emitted, for the purposes of transport and geological storage in a storage site permitted under Directive 2009/31/EC;	-	-	NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.1.(52)	(52) 'CO <sub>2</sub> transport' means the transport of CO <sub>2</sub> by pipelines for geological storage in a storage site permitted under Directive 2009/31/EC;	-	-	NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.1.(53)	(53) 'vented emissions' means emissions deliberately released from the installation by provision of a defined point of emission;	-	-	NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.1.(54)	(54) 'enhanced hydrocarbon recovery' means the recovery of hydrocarbons in addition to those extracted by water injection or other means;	-	-	NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	-

a)	a1)	b)	b1)	v)	g)	d)
					25.3.	
3.1.(55)	(55) 'proxy data' means annual values which are empirically substantiated or derived from accepted sources and which an operator uses to substitute the activity data or the calculation factors for the purpose of ensuring complete reporting when it is not possible to generate all the required activity data or calculation factors in the applicable monitoring methodology.	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 25.3.	-
3.2.	In addition, the definitions of 'flight' and 'aerodrome' laid down in the Annex to Decision 2009/450/EC and the definitions laid down in points (1), (2), (3), (5), (6) and (22) of Article 3 of Directive 2009/31/EC shall apply to this Regulation.	-	-	NP	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 33.3.	-
4.	<b>General obligation</b> Operators and aircraft operators shall carry out their obligations related to monitoring and reporting of greenhouse gas emissions under Directive 2003/87/EC in accordance with the principles laid down in Articles 5 to 9.	35.1.	Operater postrojenja i operater vazduhoplova (u daljem tekstu: operater) dužan je da vrši monitoring emisije GHG na osnovu odobrenog plana monitoringa koji je sastavni deo dozvole odnosno na koji je Ministarstvo dalo odobrenje. Osim obaveze iz stava 1. ovog člana operater vazduhoplova može da vrši i monitoring podataka o tonskim kilometrima.	PU	-	-
5.	<b>Completeness</b> Monitoring and reporting shall be complete and cover all process and combustion emissions from all emission sources and source streams belonging to activities listed in Annex I to Directive 2003/87/EC and other relevant activities included pursuant to Article 24 of that Directive, and of all greenhouse gases specified in relation to those activities while avoiding double-counting.  Operators and aircraft operators shall apply appropriate measures to prevent any data gaps within the reporting period.		Uslov za početak rada postrojenja Član 25. Pre početka rada postrojenja u kojem se obavlja aktivnost koja dovodi do emisije GHG, operater postrojenja dužan je da pribavi dozvolu za emisiju GHG (u daljem tekstu: dozvola). Izuzetno od stava 1. ovog člana, za postrojenja ili delove postrojenja koji se koriste za istraživanje, razvoj i ispitivanje novih proizvoda i procesa, kao i za postrojenja koja koriste isključivo biomasu, nije potrebna dozvola. Vlada propisuje vrste aktivnosti i gasove iz stava 1. ovog člana za koje je potrebno pribaviti dozvolu.	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 25.3.	-

a)	a1)	b)	b1)	v)	g)	d)
6.	<p><b>Consistency, comparability and transparency</b></p> <p>1. Monitoring and reporting shall be consistent and comparable over time. To that end, operators and aircraft operators shall use the same monitoring methodologies and data sets subject to changes and derogations approved by the competent authority.</p> <p>2. Operators and aircraft operators shall obtain, record, compile, analyse and document monitoring data, including assumptions, references, activity data, emission factors, oxidation factors and conversion factors, in a transparent manner that enables the reproduction of the determination of emissions by the verifier and the competent authority.</p>			NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>25.3.</p>	-
7.	<p><b>Accuracy</b></p> <p>Operators and aircraft operators shall ensure that emission determination is neither systematically nor knowingly inaccurate.</p> <p>They shall identify and reduce any source of inaccuracies as far as possible.</p> <p>They shall exercise due diligence to ensure that the calculation and measurement of emissions exhibit the highest achievable accuracy.</p>			NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>25.3.</p>	-
8.	<p><b>Integrity of methodology</b></p> <p>The operator or aircraft operator shall enable reasonable assurance of the integrity of emission data to be reported. They shall determine emissions using the appropriate monitoring methodologies set out in this Regulation.</p> <p>Reported emission data and related disclosures shall</p>			NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>25.3.</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>be free from material misstatement, avoid bias in the selection and presentation of information, and provide a credible and balanced account of an installation's or aircraft operator's emissions.</p> <p>In selecting a monitoring methodology, the improvements from greater accuracy shall be balanced against the additional costs. Monitoring and reporting of emissions shall aim for the highest achievable accuracy, unless this is technically not feasible or incurs unreasonable costs.</p>					
9.	<p><b>Continuous improvement</b></p> <p>Operators and aircraft operators shall take account of the recommendations included in the verification reports issued pursuant to Article 15 of Directive 2003/87/EC in their consequent monitoring and reporting.</p>			NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>25.3.</p>	-
10.	<p><b>Coordination</b></p> <p>Where a Member State designates more than one competent authority pursuant to Article 18 of Directive 2003/87/EC, it shall coordinate the work of those authorities undertaken pursuant to this Regulation.</p>	-	-	NP	<p>Neprenosivo iz razloga što se odnosi na nadležnost organa koja se uređuje zakonom koji uređuje nadležnost ministarstava i dr, kao i zakonom kojim se uređuje državna uprava kojim se takođe uređuje i koordinacija odnosno saradnja organa.</p>	-
11.1.1.	<p>CHAPTER II</p> <p><b>General obligation</b></p> <p>1. Each operator or aircraft operator shall monitor greenhouse gas emissions, based on a monitoring plan approved by the competent authority in accordance with Article 12, taking into account the nature and functioning of the installation or aviation activity to which it applies.</p>	35.1.	<p>3. MONITORING I IZVEŠTAVANJE O EMISIJAMA GHG IZ POSTROJENJA I VAZDUHOPLOVNIH AKTIVNOSTI</p> <p>Plan monitoringa</p> <p>Operater postrojenja i operater vazduhoplova (u daljem tekstu: operater) dužan je da vrši monitoring emisije GHG na osnovu odobrenog plana monitoringa koji je sastavni deo dozvole odnosno na koji je Ministarstvo dalo odobrenje.</p>	PU	-	-
11.1.2.	The monitoring plan shall be supplemented by written		Sastavni deo plana monitoringa su pisane procedure za postupke koji se primenjuju prilikom monitoringa i	PU	-	-

a)	a1)	b)	b1)	v)	g)	d)
	procedures which the operator or aircraft operator establishes, documents, implements and maintains for activities under the monitoring plan, as appropriate.	35.4.	izveštavanja, kao i prateća dokumentacija.			
11.2.	2. The monitoring plan referred to in paragraph 1 shall describe the instructions to the operator or aircraft operator in a logical and simple manner, avoiding duplication of effort and taking into account the existing systems in place at the installation or used by the operator or aircraft operator.	-	-	NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 35.3.	-
12.1.1.	<p align="center"><b>Content and submission of the monitoring plan</b></p> <p>1. An operator or an aircraft operator shall submit a monitoring plan to the competent authority for approval.</p>	25.1. 26.3. 33.1.	<p align="center">Uslov za početak rada postrojenja</p> <p align="center">Član 25.</p> <p>Pre početka rada postrojenja u kojem se obavlja aktivnost koja dovodi do emisije GHG, operater postrojenja dužan je da pribavi dozvolu za emisiju GHG (u daljem tekstu: dozvola).</p> <p align="center">Zahtev za izdavanje dozvole</p> <p align="center">Član 26.</p> <p>Operater postrojenja dužan je da uz zahtev iz stava 1. ovog člana dostavi i plan monitoringa emisija GHG iz postrojenja (u daljem tekstu: plan monitoringa) u dva primerka.</p> <p align="center">2. ODOBRENJE NA PLAN MONITORINGA GHG OPERATER VAZDUHOPLOVAU</p> <p align="center">Dostavljanje plana monitoringa</p> <p align="center">Član 33.</p> <p>Operater vazduhoplova koji obavlja aktivnost vazdušnog saobraćaja dužan je da za određene letove za koje je odgovoran, Ministarstvu dostavi plan monitoringa najkasnije četiri meseca pre započinjanja aktivnosti.</p>	PU	-	-

a)	a1)	b)	b1)	v)	g)	d)
12.1.2.	The monitoring plan shall consist of a detailed, complete and transparent documentation of the monitoring methodology of a specific installation or aircraft operator and shall contain at least the elements laid down in Annex I.	35.3.	Plan monitoringa sastoji se naročito od detaljnih, potpunih i transparentnih podataka o metodologiji monitoringa emisije GHG pojedinačnog postrojenja ili vazduhoplova.	PU	-	-
12.1.3.	Together with the monitoring plan, the operator or aircraft operator shall submit all of the following supporting documents:  (a) evidence for each source stream and emission source demonstrating compliance with the uncertainty thresholds for activity data and calculation factors, where applicable, for the applied tiers as defined in Annex II and Annex III;  (b) the results of a risk assessment providing evidence that the proposed control activities and procedures for control activities are commensurate with the inherent risks and control risks identified.	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta  25.3.	-
12.2.1.	2. Where Annex I makes a reference to a procedure, an operator or an aircraft operator shall establish, document, implement and maintain such a procedure separately from the monitoring plan.	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta  25.3.	-
12.2.2.	The operator or the aircraft operator shall summarise the procedures in the monitoring plan providing the following information:  (a) the title of the procedure;  (b) a traceable and verifiable reference for identification of the procedure;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta  25.3.	-



a)	a1)	b)	b1)	v)	g)	d)
	<p>(c) identification of the post or department responsible for implementing the procedure and for the data generated from or managed by the procedure;</p> <p>(d) a brief description of the procedure allowing the operator or aircraft operator, the competent authority and the verifier to understand the essential parameters and operations performed;</p> <p>(e) the location of relevant records and information;</p> <p>(f) the name of the computerised system used, where applicable;</p> <p>(g) a list of EN standards or other standards applied, where relevant.</p>					
12.2.3.	The operator or aircraft operator shall make any written documentation of the procedures available to the competent authority upon request. They shall also make them available for the purposes of verification pursuant to Commission Regulation (EU) No 600/2012 ( 8 ).	52.4.	ATS do 1. juna tekuće godine dostavlja Ministarstvu izveštaj o realizaciji radnog programa za prethodnu godinu, koji sadrži podatke o svakom verifikatoru kojeg je akreditovao ATS.	PU	-	-
12.3.	<p>3. In addition to the elements referred to in paragraphs 1 and 2 of this Article, Member States may require further elements to be included in the monitoring plan of installations to meet the requirements of Article 24(1) of Commission Decision 2011/278/EU of 27 April 2011 determining transitional Union-wide rules for harmonised free allocation of emission allowances pursuant to Article 10a of Directive 2003/87/EC of the European Parliament and of the Council ( 9 ), including a summary of a procedure ensuring the following:</p> <p>(a) the operator regularly checks if information</p>	-	-	NP	<p>Neprenosivo jer se radi o diskrecionom ovlaštenju države članice.</p> <p>Potpuna usklađenost biće postignuta nakon što se prvo ovim zakonom uspostavi sistem za monitoring i izveštavanje, tj. pripreme uslovi za uvođenje trgovine emisijama.</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>regarding any planned or effective changes to the capacity, activity level and operation of an installation is relevant under that Decision;</p> <p>(b) the information referred to in point (a) is submitted by the operator to the competent authority by 31 December of each year.</p>					
13.	<p><b>Standardised and simplified monitoring plans</b></p> <p>1. Member States may allow operators and aircraft operators to use standardised or simplified monitoring plans, without prejudice to Article 12(3).</p> <p>For that purpose, Member States may publish templates for those monitoring plans, including the description of data flow and control procedures referred to in Article 57 and Article 58, based on the templates and guidelines published by the Commission.</p> <p>2. Before the approval of any simplified monitoring plan referred to in paragraph 1, the competent authority shall carry out a simplified risk assessment as to whether the proposed control activities and procedures for control activities are commensurate with the inherent risks and control risks identified, and justify the use of such a simplified monitoring plan.</p> <p>Member States may require the operator or aircraft operator to carry out the risk assessment pursuant to the previous subparagraph itself, where appropriate.</p>	-	-	NU		-
14.1.	<p><b>Modifications of the monitoring plan</b></p> <p>1. Each operator or aircraft operator shall regularly check if the monitoring plan reflects the nature and functioning of the installation or aviation activity in accordance with Article 7 of Directive 2003/87/EC, and whether the monitoring methodology can be improved.</p>	36.1.	<p>Izmena plana monitoringa</p> <p>Operater je dužan da redovno proverava da li plan monitoringa odražava prirodu i način rada postrojenja ili aktivnosti vazduhoplova, kao i da li metodologija monitoringa emisije GHG može da se poboljša, te da na osnovu toga vrši izmene plana monitoringa.</p>	PU	-	-

a)	a1)	b)	b1)	v)	g)	d)
14.2.	<p>2. The operator or aircraft operator shall modify the monitoring plan in any of the following situations:</p> <p>(a) new emissions occur due to new activities carried out or due to the use of new fuels or materials not yet contained in the monitoring plan;</p> <p>(b) the change of availability of data, due to the use of new measuring instrument types, sampling methods or analysis methods, or for other reasons, leads to higher accuracy in the determination of emissions;</p> <p>(c) data resulting from the previously applied monitoring methodology has been found incorrect;</p> <p>(d) changing the monitoring plan improves the accuracy of the reported data, unless this is technically not feasible or incurs unreasonable costs;</p> <p>(e) the monitoring plan is not in conformity with the requirements of this Regulation and the competent authority requests the operator or aircraft operator to modify it;</p> <p>(f) it is necessary to respond to the suggestions for improvement of the monitoring plan contained in a verification report.</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>25.3.</p>	
15.1.1.	<p><b>Approval of modifications of the monitoring plan</b></p> <p>1. The operator or aircraft operator shall notify any proposals for modification of the monitoring plan to the competent authority without undue delay.</p>	36.2.	Operater je dužan da o predlozima za izmenu plana monitoringa bez odlaganja obavesti Ministarstvo.	PU	-	-
15.1.2.	However, the competent authority may allow the operator or aircraft operator to notify, by 31 December of the same year, modifications of the	36.3.	Ako utvrdi da predložene izmene plana monitoringa u konkretnom slučaju nisu značajne, Ministarstvo obaveštava operatera da je dužan da izmenjeni plan monitoringa sa pratećom dokumentacijom dostavi	PU	-	-

a)	a1)	b)	b1)	v)	g)	d)
	monitoring plan that are not significant within the meaning of paragraph 3.		Ministarstvu do 31. decembra tekuće godine.			
15.2.1.	2. Any significant modification of the monitoring plan within the meaning of paragraphs 3 and 4 shall be subject to approval by the competent authority.	36.4.	Ako utvrdi da su predložene izmene plana monitoringa značajne, Ministarstvo obaveštava operatera da je dužan da mu izmenjeni plan monitoringa sa pratećom dokumentacijom bez odlaganja dostavi na odobrenje.	PU	-	-
15.2.2.	Where the competent authority considers a modification not significant, it shall inform the operator or aircraft operator thereof without undue delay.	36.3.	Ako utvrdi da predložene izmene plana monitoringa u konkretnom slučaju nisu značajne, Ministarstvo obaveštava operatera da je dužan da izmenjeni plan monitoringa sa pratećom dokumentacijom dostavi Ministarstvu do 31. decembra tekuće godine.	PU	-	-
15.3.	3. Significant modifications to the monitoring plan of an installation shall include the following: (a) changes of the category of the installation; (b) notwithstanding Article 47(8), changes regarding whether the installation is considered an installation with low emissions; (c) changes to emission sources; (d) a change from calculation-based to measurement-based methodologies, or vice versa, used to determine emissions; (e) a change in the tier level applied; (f) the introduction of new source streams; (g) a change in the categorisation of source streams — between major, minor or <i>de-minimis</i> source streams; (h) a change of the default value for a calculation factor, where the value is to be laid down in the monitoring plan; (i) the introduction of new procedures related to sampling, analysis or calibration, where the changes of those procedures have a direct impact on the accuracy of emissions data;	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 36.7.	-

a)	a1)	b)	b1)	v)	g)	d)
	(j) the implementation or adaption of a quantification methodology for emissions from leakage at storage sites.					
15.4.	<p>4. Significant changes to the monitoring plans of an aircraft operator shall include:</p> <p>(a) with regard to the emission monitoring plan:</p> <p>(i) a change of tiers related to fuel consumption;</p> <p>(ii) a change of emission factor values laid down in the monitoring plan;</p> <p>(iii) a change between calculation methods as laid down in Annex III;</p> <p>(iv) the introduction of new source streams;</p> <p>(v) a change in the categorisation of source streams where a minor source stream changes to a major source stream;</p> <p>(vi) changes in the status of the aircraft operator as a small emitter within the meaning of Article 54(1);</p> <p>(b) with regard to the tonne-kilometre data monitoring plan:</p> <p>(i) a change between a non-commercial and commercial status of the air transport service provided;</p> <p>(ii) a change in the object of the air-transport service, the object being passengers, freight or mail.</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p>36.7.</p>	
16.1.1.	<p><b>Implementation and recordkeeping of modifications</b></p> <p>1. Prior to receiving the approval or information in accordance with Article 15(2), the operator or aircraft operator may carry out monitoring and reporting using the modified monitoring plan where they can</p>	38.1.	<p>Sprovođenje izmenjenog plana monitoringa</p> <p>Član 38.</p> <p>Pre dobijanja odobrenja i obaveštenja iz člana 36. st. 3. i 4. ovog zakona operater može da sprovodi monitoring i izveštavanje koristeći izmenjeni plan monitoringa ako se može pretpostaviti da predložene izmene nisu značajne, ili u slučaju kada bi monitoring</p>	PU	-	-

a)	a1)	b)	b1)	v)	g)	d)
	reasonably assume that the proposed modifications are not significant, or where monitoring in accordance with the original monitoring plan would lead to incomplete emission data.		u skladu sa prvobitnim planom monitoringa dao nepotpune podatke o emisiji GHG.			
16.1.2.	In case of doubt, the operator or aircraft operator shall carry out all monitoring and reporting, and in the interim documentation, in parallel, using both the modified and the original monitoring plan.	38.2.	Ako operater može pretpostaviti da su predložene izmene značajne, operater je dužan da sprovede oba plana monitoringa i izveštavanja – (prvobitni i izmenjeni), uz paralelno vođenje privremene dokumentacije.	PU	-	-
16.2.	2. Upon the receipt of the approval or information in accordance with Article 15(2), the operator or aircraft operator shall only use the data relating to the modified monitoring plan and carry out all monitoring and reporting using only the modified monitoring plan.	38.3.	Nakon dobijanja obaveštenja ili odobrenja u skladu sa članom 36. ovog zakona operater je dužan da koristi samo podatke koji se odnose na izmenjeni plan monitoringa i da sprovodi celokupni monitoring i izveštavanje koristeći samo izmenjeni plan monitoringa.	PU	-	-
16.3.	3. The operator or aircraft operator shall keep records of all modifications of the monitoring plan. In each record, the following shall be specified: (a) transparent description of the modification; (b) a justification for the modification; (c) the date of notification of the modification to the competent authority; (d) the date of acknowledgement, by the competent authority, of the receipt of the notification referred to in Article 15(1), where available, and the date of the approval or information referred to in Article 15(2); (e) the starting date of implementation of the modified monitoring plan in accordance with paragraph 2 of this Article.	36.6.	Operater je dužan da vodi evidenciju o svim izmenama plana monitoringa.	DU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 42.3	-
17.	<i>Technical feasibility and unreasonable costs</i>		Procena primene određene metodologije monitoringa Ako operater tvrdi, da primena određene metodologije	DU	Potpuna uskladenost biće postignuta usvajanjem	

a)	a1)	b)	b1)	v)	g)	d)
	<p><i>Article 17</i></p> <p><b>Technical feasibility</b></p> <p>Where an operator or aircraft operator claims that applying a specific monitoring methodology is technically not feasible, the competent authority shall assess the technical feasibility taking the operator's or aircraft operator's justification into account. That justification shall be based on the operator or aircraft operator having technical resources capable of meeting the needs of a proposed system or requirement that can be implemented in the required time for the purposes of this Regulation. Those technical resources shall include availability of required techniques and technology.</p>	40.1.	monitoringa nije tehnički izvodljiva, Agencija procenjuje opravdanost te primedbe uzimajući u obzir tehničke i tehnološke karakteristike tog postrojenja.		podzakonskog akta 40.3	
18.1.1.	<p><b>Unreasonable costs</b></p> <p>1. Where an operator or aircraft operator claims that applying a specific monitoring methodology incurs unreasonable costs, the competent authority shall assess the unreasonable nature of the costs, taking into account the operator's justification.</p>	40.2.	Ako operater tvrdi, da primena određene metodologije monitoringa dovodi do neopravdano visokih troškova, Agencija procenjuje opravdanost te primedbe uzimajući u obzir da li su troškovi monitoringa veći od koristi.			
18.1.2.	The competent authority shall consider costs unreasonable where the cost estimation exceeds the benefit. To that end, the benefit shall be calculated by multiplying an improvement factor with a reference price of EUR 20 per allowance and costs shall include an appropriate depreciation period based on the economic lifetime of the equipment.	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 40.3	-
18.2.	2. When assessing the unreasonable nature of the costs with regard to the choice of tier levels for activity data, the competent authority shall use as the improvement factor referred to in paragraph 1 the difference between the uncertainty currently achieved and the uncertainty threshold of the tier which would	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 40.3	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>be achieved by the improvement multiplied by the average annual emissions caused by that source stream over the three most recent years.</p> <p>In the absence of the average annual emissions caused by that source stream over the three most recent years, the operator or aircraft operator shall provide a conservative estimate of the annual average emissions, with the exclusion of CO<sub>2</sub> stemming from biomass and before subtraction of transferred CO<sub>2</sub>. For measuring instruments under national legal metrological control, the uncertainty currently achieved may be substituted by the maximum permissible error in service allowed by the relevant national legislation.</p>					
18.3.	<p>3. When assessing the unreasonable nature of the costs with regard to measures increasing the quality of reported emissions but without direct impact on the accuracy of activity data, the competent authority shall use an improvement factor of 1 % of the average annual emissions of the respective source streams of the three most recent reporting periods. Those measures may include:</p> <p>(a) a switch from default values to analyses for the determination of calculation factors;</p> <p>(b) an increase of the number of analyses per source stream;</p> <p>(c) where the specific measuring task does not fall under national legal metrological control, the substitution of measuring instruments with instruments complying with relevant requirements of legal metrological control of the Member State in similar applications, or to measuring instruments meeting national rules adopted pursuant to Directive 2004/22/EC or Directive 2009/23/EC of the European Parliament and of the Council (<a href="#">10</a>);</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>40.3</p>	-



a)	a1)	b)	b1)	v)	g)	d)
	<p>(d) shortening of calibration and maintenance intervals of measuring instruments;</p> <p>(e) improvements of data flow activities and control activities reducing the inherent or control risk significantly.</p>					
18.4.	<p>4. Measures relating to the improvement of an installation's monitoring methodology in accordance with Article 69 shall not be deemed to incur unreasonable costs up to an accumulated amount of EUR 2 000 per reporting period. For installations with low emissions that threshold shall be EUR 500 per reporting period.</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>40.3</p>	-
19.	<p><b>CHAPTER III</b></p> <p><b>MONITORING OF EMISSIONS OF STATIONARY INSTALLATIONS</b></p> <p><b>SECTION 1</b></p> <p><b>General provisions</b></p> <p><b>Categorisation of installations and source streams</b></p> <p>1. Each operator shall determine the category of its installation pursuant to paragraph 2, and, where relevant, of each source stream pursuant to paragraph 3 for the purpose of monitoring emissions and determining the minimum requirements for tiers.</p> <p>2. The operator shall classify each installation in one of the following categories:</p> <p>(a) a category A installation, where average verified annual emissions of the trading period immediately preceding the current trading period, with the exclusion of CO<sub>2</sub> stemming from biomass and before subtraction of transferred CO<sub>2</sub>, are equal to or less than 50 000 tonnes of CO<sub>2</sub>(e);</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>1.25.3</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>(b) a category B installation, where the average verified annual emissions of the trading period immediately preceding the current trading period, with the exclusion of CO<sub>2</sub> stemming from biomass and before subtraction of transferred CO<sub>2</sub>, are more than 50 000 tonnes of CO<sub>2</sub>(e) and equal to or less than 500 000 tonnes of CO<sub>2</sub>(e);</p> <p>(c) a category C installation, where the average verified annual emissions of the trading period immediately preceding the current trading period, with the exclusion of CO<sub>2</sub> stemming from biomass and before subtraction of transferred CO<sub>2</sub>, are more than 500 000 tonnes of CO<sub>2</sub>(e).</p> <p>3. The operator shall classify each source stream, comparing the source stream against the sum of all absolute values of fossil CO<sub>2</sub> and CO<sub>2</sub>(e) corresponding to all source streams included in calculation-based methodologies and of all emissions of emission sources monitored using measurement-based methodologies, before subtraction of transferred CO<sub>2</sub>, in one of the following categories:</p> <p>(a) minor source streams, where the source streams selected by the operator jointly correspond to less than 5 000 tonnes of fossil CO<sub>2</sub> per year or to less than 10 %, up to a total maximum contribution of 100 000 tonnes of fossil CO<sub>2</sub> per year, whichever is the highest in terms of absolute value;</p> <p>(b) de-minimis source streams, where the source streams selected by the operator jointly correspond to less than 1 000 tonnes of fossil CO<sub>2</sub> per year or to less than 2 %, up to a total maximum contribution of 20 000 tonnes of fossil CO<sub>2</sub> per year, whichever is the highest in terms of absolute value;</p> <p>(c) major source streams, where the source streams do not classify in any category referred to in points (a) and (b).</p> <p>4. Where the average annual verified emissions of the trading period immediately preceding the current</p>					

a)	a1)	b)	b1)	v)	g)	d)
	trading period for the installation are not available or inaccurate, the operator shall use a conservative estimate of annual average emissions, with the exclusion of CO <sub>2</sub> stemming from biomass and before subtraction of transferred CO <sub>2</sub> , to determine the category of the installation.					

a)	a1)	b)	b1)	v)	g)	d)
20.	<p><b>Monitoring boundaries</b></p> <p>1. An operator shall define the monitoring boundaries for each installation.</p> <p>Within those boundaries, the operator shall include all relevant greenhouse gas emissions from all emission sources and source streams belonging to activities carried out at the installation and listed in Annex I to Directive 2003/87/EC, as well as from activities and greenhouse gases included by a Member State pursuant to Article 24 of Directive 2003/87/EC.</p> <p>The operator shall also include emissions from regular operations and abnormal events including start-up and shut-down and emergency situations over the reporting period, with the exception of emissions from mobile machinery for transportation purposes.</p> <p>2. When defining the monitoring and reporting process, the operator shall include the sector specific requirements laid down in Annex IV.</p> <p>3. Where leakages from a storage complex pursuant to Directive 2009/31/EC are identified and lead to emissions, or release of CO<sub>2</sub> to the water column, they shall be considered as emission sources for the respective installation and shall be monitored in accordance with section 23 of Annex IV to this Regulation.</p> <p>The competent authority may allow the exclusion of a leakage emission source from the monitoring and reporting process, once corrective measures pursuant to Article 16 of Directive 2009/31/EC have been taken and emissions or release into the water column from that leakage can no longer be detected.</p>			NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	

a)	a1)	b)	b1)	v)	g)	d)
21.	<p><b>Choice of the monitoring methodology</b></p> <p>1. For the monitoring of the emissions of an installation, the operator shall choose to apply either a calculation-based methodology or a measurement-based methodology, subject to specific provisions of this Regulation.</p> <p>A calculation-based methodology shall consist in determining emissions from source streams based on activity data obtained by means of measurement systems and additional parameters from laboratory analyses or default values. The calculation-based methodology may be implemented through the standard methodology set out in Article 24 or the mass balance methodology set out in Article 25.</p> <p>A measurement-based methodology shall consist in determining emissions from emission sources by means of continuous measurement of the concentration of the relevant greenhouse gas in the flue gas and of the flue gas flow, including the monitoring of CO<sub>2</sub> transfers between installations where the CO<sub>2</sub> concentration and the flow of the transferred gas are measured.</p> <p>Where the calculation-based methodology is applied, the operator shall for each source stream define, in the monitoring plan, whether the standard methodology or the mass balance methodology is used, including the relevant tiers in accordance with Annex II.</p> <p>2. An operator may combine, subject to approval by the competent authority, standard methodology, mass balance and measurement-based methodologies for different emission sources and source streams belonging to one installation, provided that neither gaps nor double counting concerning emissions occur.</p> <p>3. Where the operator does not choose a measurement-based methodology, the operator shall choose the methodology required by the relevant section of Annex IV, unless he provides evidence to the competent authorities that the use of such methodology is technically not feasible or incurs unreasonable costs, or that another methodology leads to a higher overall accuracy of emissions data.</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	

a)	a1)	b)	b1)	v)	g)	d)
22.	<p><b>Monitoring methodology not based on tiers</b></p> <p>By way of derogation from Article 21(1), the operator may use a monitoring methodology that is not based on tiers (hereinafter ‘the fall-back methodology’) for selected source streams or emission sources, provided that all of the following conditions are met:</p> <p>(a) applying at least tier 1 under the calculation-based methodology for one or more major source streams or minor source streams and a measurement-based methodology for at least one emission source related to the same source streams is technically not feasible or would incur unreasonable costs;</p> <p>(b) the operator assesses and quantifies each year the uncertainties of all parameters used for the determination of the annual emissions in accordance with the ISO Guide to the Expression of Uncertainty in Measurement (JCGM 100:2008), or another equivalent internationally accepted standard, and includes the results in the annual emissions report;</p> <p>(c) the operator demonstrates to the satisfaction of the competent authority that by applying such a fall-back monitoring methodology, the overall uncertainty thresholds for the annual level of greenhouse gas emissions for the whole installation do not exceed 7,5 % for category A installations, 5,0 % for category B installations and 2,5 % for category C installations.</p>	-	-	NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	-
23.	<p><b>Temporary changes to the monitoring methodology</b></p> <p>1. Where it is for technical reasons temporarily not feasible to apply the tier in the monitoring plan for the activity data or each calculation factor of a fuel or material stream as approved by the competent authority, the operator concerned shall apply the highest achievable tier until the conditions for application of the tier approved in the monitoring plan</p>	-	-	NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p>36.7.</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>have been restored.</p> <p>The operator shall take all necessary measures to allow the prompt restoration of the tier in the monitoring plan as approved by the competent authority.</p> <p>2. The operator concerned shall notify the temporary change referred to in paragraph 1 to the monitoring methodology without undue delay to the competent authority, specifying:</p> <p>(a) the reasons for the deviation from the tier;</p> <p>(b) in detail the interim monitoring methodology that the operator uses to determine the emissions until the conditions for the application of the tier in the monitoring plan have been restored;</p> <p>(c) the measures the operator is taking to restore the conditions for the application of the tier in the monitoring plan approved by the competent authority;</p> <p>(d) the anticipated point in time when application of the tier as approved by the competent authority will be resumed.</p>					

a)	a1)	b)	b1)	v)	g)	d)
24.	<p><i>SECTION 2</i></p> <p><b>Calculation-based methodology</b></p> <p>Subsection 1</p> <p><b>General</b></p> <p><b>Calculation of emissions under the standard methodology</b></p> <p>1. Under the standard methodology, the operator shall calculate combustion emissions per source stream by multiplying the activity data related to the amount of fuel combusted, expressed as terajoules based on net calorific value (NCV), with the corresponding emission factor, expressed as tonnes CO<sub>2</sub> per terajoule (t CO<sub>2</sub>/TJ) consistent with the use of NCV, and with the corresponding oxidation factor.</p> <p>The competent authority may allow the use of emission factors for fuels, expressed as t CO<sub>2</sub>/t or t CO<sub>2</sub>/Nm<sup>3</sup>. In that case, the operator shall determine combustion emissions by multiplying the activity data related to the amount of fuel combusted, expressed as tonnes or normal cubic metres, with the corresponding emission factor and the corresponding oxidation factor.</p> <p>2. The operator shall determine process emissions per source stream by multiplying the activity data related to the material consumption, throughput or production output, expressed in tonnes or normal cubic metres with the corresponding emission factor, expressed in t CO<sub>2</sub>/t or t CO<sub>2</sub>/Nm<sup>3</sup>, and the corresponding conversion factor.</p> <p>3. Where a tier 1 or tier 2 emission factor already includes the effect of incomplete chemical reactions, the oxidation factor or conversion factor shall be set to 1.</p>	-	-	NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	-
25.	<b>Calculation of emissions under the mass balance</b>	-	-	NU	Potpuna usklađenost biće	-



a)	a1)	b)	b1)	v)	g)	d)
	<p><b>methodology</b></p> <p>1. Under the mass balance methodology, the operator shall calculate the CO<sub>2</sub> quantity corresponding to each source stream included in the mass balance by multiplying the activity data related to the amount of material entering or leaving the boundaries of the mass balance, with the material's carbon content multiplied by <b>►C1</b> 3,664 t CO<sub>2</sub>/t C, ◀ applying section 3 of Annex II.</p> <p>2. Notwithstanding Article 49, the emissions of the total process covered by the mass balance shall be the sum of the CO<sub>2</sub> quantities corresponding to all source streams covered by the mass balance. CO emitted to the atmosphere shall be calculated in the mass balance as emission of the molar equivalent amount of CO<sub>2</sub>.</p>				<p>postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	
26.	<p><b>Applicable tiers</b></p> <p>1. When defining the relevant tiers in accordance with Article 21(1), to determine the activity data and each calculation factor, each operator shall apply the following:</p> <p>(a) at least the tiers listed in Annex V, in the case of an installation that is a category A installation, or where a calculation factor is required for a source stream that is a commercial standard fuel;</p> <p>(b) in other cases than those referred to in point (a), the highest tier as defined in Annex II.</p> <p>However, the operator may apply a tier one level lower than required in accordance with the first subparagraph for category C installations and up to two levels lower for category A and B installations, with a minimum of tier 1, where it shows to the satisfaction of the competent authority that the tier required in accordance with the first subparagraph is technically not feasible or incurs unreasonable costs.</p> <p>The competent authority may, for a transitional period</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>of up to three years, allow an operator to apply lower tiers than those referred to in the second subparagraph, with a minimum of tier 1, provided that both of the following conditions are met:</p> <p>(a) the operator shows to the satisfaction of the competent authority that the tier required pursuant to the second subparagraph is technically not feasible or incurs unreasonable costs;</p> <p>(b) the operator provides an improvement plan indicating how and by when at least the tier required pursuant to the second subparagraph will be reached.</p> <p>2. For activity data and each calculation factor for minor source streams, the operator shall apply the highest tier which is technically feasible and does not incur unreasonable costs, with a minimum of tier 1.</p> <p>3. For activity data and each calculation factor for <i>de-minimis</i> source streams, the operator may determine activity data and each calculation factor by using conservative estimations instead of using tiers, unless a defined tier is achievable without additional effort.</p> <p>4. For the oxidation factor and conversion factor, the operator shall, as a minimum, apply the lowest tiers listed in Annex II.</p> <p>5. Where the competent authority has allowed the use of emission factors expressed as t CO<sub>2</sub>/t or t CO<sub>2</sub>/Nm<sup>3</sup> for fuels, and for fuels used as process input or in mass balances in accordance with Article 25, the net calorific value may be monitored using lower tiers than the highest tier as defined in Annex II.</p>					
27.	<p>Subsection 2</p> <p><b>Activity data</b></p> <p><b>Determination of activity data</b></p> <p>1. The operator shall determine the activity data of a</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>source stream in one of the following ways:</p> <p>(a) based on continual metering at the process which causes the emissions;</p> <p>(b) based on aggregation of metering of quantities separately delivered taking into account relevant stock changes.</p> <p>2. For the purposes of point (b) of paragraph 1, the quantity of fuel or material processed during the reporting period shall be calculated as the quantity of fuel or material purchased during the reporting period, minus the quantity of fuel or material exported from the installation, plus the quantity of fuel or material in stock at the beginning of the reporting period, minus the quantity of fuel or material in stock at the end of the reporting period.</p> <p>Where it is technically not feasible or would incur unreasonable costs to determine quantities in stock by direct measurement, the operator may estimate those quantities based on one of the following:</p> <p>(a) data from previous years and correlated with output for the reporting period;</p> <p>(b) documented procedures and respective data in audited financial statements for the reporting period.</p> <p>Where the determination of activity data for the entire calendar year is technically not feasible or would incur unreasonable costs, the operator may choose the next most appropriate day to separate a reporting year from the following one, and reconcile accordingly to the calendar year required. The deviations involved for one or more source streams shall be clearly recorded, form the basis of a value representative for the calendar year, and be considered consistently in relation to the next year.</p>					
28.	<b>Measurement systems under the operator's control</b>	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>1. For determining the activity data in accordance with Article 27, the operator shall use metering results based on measurement systems under its own control at the installation, provided that all of the following conditions are complied with:</p> <p>(a) the operator must carry out an uncertainty assessment and ensures that the uncertainty threshold of the relevant tier level is met;</p> <p>(b) the operator must ensure at least once per year, and after each calibration of measuring instruments, that the calibration results multiplied by a conservative adjustment factor based on an appropriate time series of previous calibrations of that or similar measuring instruments for taking into account the effect of uncertainty in service, are compared with the relevant uncertainty thresholds.</p> <p>Where tier thresholds approved in accordance with Article 12 are exceeded or equipment found not to conform to other requirements, the operator shall take corrective action without undue delay and notify the competent authority thereof.</p> <p>2. The operator shall provide the uncertainty assessment referred to in point (a) of paragraph 1 to the competent authority when notifying a new monitoring plan or when it is relevant for a change to the approved monitoring plan.</p> <p>The assessment shall comprise the specified uncertainty of the applied measuring instruments, uncertainty associated with the calibration, and any additional uncertainty connected to how the measuring instruments are used in practice. Uncertainty related to stock changes shall be included in the uncertainty assessment where the storage facilities are capable of containing at least 5 % of the annual used quantity of the fuel or material considered. When carrying out the assessment, the operator shall take into account the fact that the stated values used to define tier uncertainty thresholds in Annex II refer to the uncertainty over the full</p>				<p>podzakonskog akta 35.7</p>	

a)	a1)	b)	b1)	v)	g)	d)
	<p>reporting period.</p> <p>The operator may simplify the uncertainty assessment by assuming that the maximum permissible errors specified for the measuring instrument in service, or where lower, the uncertainty obtained by calibration, multiplied by a conservative adjustment factor for taking into account the effect of uncertainty in service, is to be regarded as the uncertainty over the whole reporting period as required by the tier definitions in Annex II, provided that measuring instruments are installed in an environment appropriate for their use specifications.</p> <p>3. Notwithstanding paragraph 2, the competent authority may allow the operator to use metering results based on measurement systems under its own control at the installation, where the operator provides evidence that the measuring instruments applied are subject to relevant national legal metrological control.</p> <p>For that purpose, the maximum permissible error in service allowed by the relevant national legislation on legal metrological control for the relevant measuring task may be used as the uncertainty value without providing further evidence.</p>					
29.	<p><b>Measurement systems outside the operator's own control</b></p> <p>1. Where, based on a simplified uncertainty assessment, the use of measurement systems outside the operator's own control, compared to the use of those within the operator's own control pursuant to Article 28, allows the operator to comply with at least as high a tier, gives more reliable results and is less prone to control risks, the operator shall determine the activity data from measurement systems outside its own control.</p> <p>To that end, the operator may revert to one of the following data sources:</p>	-	-	NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>(a) amounts from invoices issued by a trade partner, provided that a commercial transaction between two independent trade partners takes place;</p> <p>(b) direct readings from the measurement systems.</p> <p>2. The operator shall ensure compliance with the applicable tier pursuant to Article 26.</p> <p>To that end, the maximum permissible error in service allowed by relevant legislation for national legal metrological control for the relevant commercial transaction may be used as uncertainty without providing further evidence.</p> <p>Where the applicable requirements under national legal metrological control are less stringent than the applicable tier pursuant to Article 26, the operator shall obtain evidence on the applicable uncertainty from the trade partner responsible for the measurement system.</p>					
30.	<p>Subsection 3</p> <p><b>Calculation factors</b></p> <p><b>Determination of calculation factors</b></p> <p>1. The operator shall determine calculation factors either as default values or values based on analysis depending on the applicable tier.</p> <p>2. The operator shall determine and report calculation factors consistently with the state used for related activity data, referring to the fuel's or material's state in which the fuel or material is purchased or used in the emission causing process, before it is dried or otherwise treated for laboratory analysis.</p> <p>Where such an approach incurs unreasonable costs, or where higher accuracy can be achieved, the operator may consistently report activity data and calculation</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	factors referring to the state in which laboratory analyses are carried out.					
31.	<p><b>Default values for calculation factors</b></p> <p>1. Where the operator determines calculation factors as default values, it shall, in accordance with the requirement of the applicable tier, as set out in Annexes II and VI, use one of the following values:</p> <p>(a) standard factors and stoichiometric factors listed in Annex VI;</p> <p>(b) standard factors used by the Member State for its national inventory submission to the Secretariat of the United Nations Framework Convention on Climate Change;</p> <p>(c) literature values agreed with the competent authority, including standard factors published by the competent authority, which are compatible with factors referred to in point (b), but they are representative of more disaggregated sources of fuel streams;</p> <p>(d) values specified and guaranteed by the supplier of a material where the operator can demonstrate to the satisfaction of the competent authority that the carbon content exhibits a 95 % confidence interval of not more than 1 %;</p> <p>(e) values based on analyses carried out in the past, where the operator can demonstrate to the satisfaction of the competent authority that those values are representative for future batches of the same material.</p> <p>2. The operator shall specify all default values used in the monitoring plan.</p> <p>Where the default values change on an annual basis, the operator shall specify the authoritative applicable source of that value in the monitoring plan.</p> <p>3. The competent authority may only approve a</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	

a)	a1)	b)	b1)	v)	g)	d)
	<p>change of default values for a calculation factor in the monitoring plan pursuant to Article 15(2), where the operator provides evidence that the new default value leads to a more accurate determination of emissions.</p> <p>4. Upon application by the operator, the competent authority may allow that the net calorific value and emission factors of fuels are determined using the same tiers as required for commercial standard fuels provided that the operator submits, at least every three years, evidence that the 1 % interval for the specified calorific value has been met during the last three years.</p>					
32.	<p><b>Calculation factors based on analyses</b></p> <p>1. The operator shall ensure that any analyses, sampling, calibrations and validations for the determination of calculation factors are carried out by applying methods based on corresponding EN standards.</p> <p>Where such standards are not available, the methods shall be based on suitable ISO standards or national standards. Where no applicable published standards exist, suitable draft standards, industry best practice guidelines or other scientifically proven methodologies shall be used, limiting sampling and measurement bias.</p> <p>2. Where online gas chromatographs or extractive or non-extractive gas analysers are used for emission determination, the operator shall obtain approval from the competent authority for the use of such equipment. The equipment shall be used only with regard to composition data of gaseous fuels and materials. As minimum quality assurance measures, the operator shall ensure that an initial validation and annually repeated validations of the instrument are performed.</p> <p>3. The result of any analysis shall be used only for the delivery period or batch of fuel or material for which</p>	-	-	NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	-



a)	a1)	b)	b1)	v)	g)	d)
	<p>the samples have been taken, and for which the samples were intended to be representative.</p> <p>For the determination of a specific parameter the operator shall use the results of all analyses made with regards to that parameter.</p>					
33.	<p><b>Sampling plan</b></p> <p>1. Where calculation factors are determined by analyses, the operator shall submit to the competent authority for approval for each fuel or material a sampling plan in the form of a written procedure, which contains information on methodologies for the preparation of samples, including information on responsibilities, locations, frequencies and quantities, and methodologies for the storage and transport of samples.</p> <p>The operator shall ensure that the derived samples are representative for the relevant batch or delivery period and free of bias. Relevant elements of the sampling plan shall be agreed with the laboratory carrying out the analysis for the respective fuel or material, and evidence of that agreement shall be included in the plan. The operator shall make the plan available for the purposes of verification pursuant to Regulation (EU) No 600/2012.</p> <p>2. The operator shall, in agreement with the laboratory carrying out the analysis for the respective fuel or material and subject to the approval of the competent authority, adapt the elements of the sampling plan where analytical results indicate that the heterogeneity of the fuel or material significantly differs from the information on heterogeneity on which the original sampling plan for that specific fuel or material was based.</p>			NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	

a)	a1)	b)	b1)	v)	g)	d)
34.	<p><b>Use of laboratories</b></p> <p>1. The operator shall ensure that laboratories used to carry out analyses for the determination of calculation factors are accredited in accordance with EN ISO/IEC 17025, for the relevant analytical methods.</p> <p>2. Laboratories not accredited in accordance with EN ISO/IEC 17025 may only be used for the determination of calculation factors where the operator can demonstrate to the satisfaction of the competent authority that access to laboratories referred to in paragraph 1 is technically not feasible or would incur unreasonable costs and that the non-accredited laboratory meets requirements equivalent to EN ISO/IEC 17025.</p> <p>3. The competent authority shall deem a laboratory to meet the requirements equivalent to EN ISO/IEC 17025 within the meaning of paragraph 2 where the operator provides, to the extent feasible, in the form of and to a similar level of detail required for procedures pursuant to Article 12(2), evidence in accordance with the second and the third subparagraph of this paragraph.</p> <p>With respect to quality management, the operator shall produce an accredited certification of the laboratory in conformity with EN ISO/IEC 9001, or other certified quality management systems that cover the laboratory. In the absence of such certified quality management systems, the operator shall provide other appropriate evidence that the laboratory is capable of managing its personnel, procedures, documents and tasks in a reliable manner.</p> <p>With respect to technical competence, the operator shall provide evidence that the laboratory is competent and able to generate technically valid results using the relevant analytical procedures. Such evidence shall cover at least the following elements:</p> <p>(a) management of the personnel's competence for the</p>			NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	

a)	a1)	b)	b1)	v)	g)	d)
	<p>specific tasks assigned;</p> <p>(b) suitability of accommodation and environmental conditions;</p> <p>(c) selection of analytical methods and relevant standards;</p> <p>(d) where applicable, management of sampling and sample preparation, including control of sample integrity;</p> <p>(e) where applicable, development and validation of new analytical methods or application of methods not covered by international or national standards;</p> <p>(f) uncertainty estimation;</p> <p>(g) management of equipment, including procedures for calibration, adjustment, maintenance and repair of equipment, and record keeping thereof;</p> <p>(h) management and control of data, documents and software;</p> <p>(i) management of calibration items and reference materials;</p> <p>(j) quality assurance for calibration and test results, including regular participation in proficiency testing schemes, applying analytical methods to certified reference materials, or inter-comparison with an accredited laboratory;</p> <p>(k) management of outsourced processes;</p> <p>(l) management of assignments, customer complaints, and ensuring timely corrective action.</p>					
35.1.1.	<p><b>Frequencies for analyses</b></p> <p>1. The operator shall apply the minimum frequencies for analyses for relevant fuels and materials listed in Annex VII.</p>	-	-	NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	-

a)	a1)	b)	b1)	v)	g)	d)
35.1.2.	Annex VII will be reviewed on a regular basis and in the first instance not more than two years from this Regulation entering into force	-	-	NP	Neprenosivo iz razloga što uređuje reviziju priloga uredbe, a što Republika Srbija ne može da transponuje jer nije država članica EU.	-
35.2.	<p>2. The competent authority may allow the operator to use a different frequency than those referred to in paragraph 1, where minimum frequencies are not available or where the operator demonstrates one of the following:</p> <p>(a) based on historical data, including analytical values for the respective fuels or materials in the reporting period immediately preceding the current reporting period, any variation in the analytical values for the respective fuel or material does not exceed 1/3 of the uncertainty value to which the operator has to adhere with regard to the activity data determination of the relevant fuel or material;</p> <p>(b) using the required frequency would incur unreasonable costs.</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>43.5.</p>	-
36.	<p>Subsection 4</p> <p><b>Specific calculation factors</b></p> <p><b>Emission factors for CO<sub>2</sub></b></p> <p>1. The operator shall determine activity-specific emission factors for CO<sub>2</sub> emissions.</p> <p>2. Emission factors of fuels, including when used as process input, shall be expressed as t CO<sub>2</sub>/TJ.</p> <p>The competent authority may allow the operator to use an emission factor for a fuel expressed as t CO<sub>2</sub>/t or t CO<sub>2</sub>/Nm<sup>3</sup> for combustion emissions, where the use of an emission factor expressed as t CO<sub>2</sub>/TJ incurs unreasonable costs or where at least equivalent</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>accuracy of the calculated emissions can be achieved by using such an emission factor.</p> <p>3. For the conversion of the carbon content into the respective value of a CO<sub>2</sub> related emission factor or vice versa, the operator shall use the factor ►C1 3,664 t CO<sub>2</sub>/t C. ◀</p>					
37.	<p><b>Oxidation and conversion factors</b></p> <p>1. The operator shall use as a minimum tier 1 to determine oxidation or conversion factors. The operator shall use a value of 1 for oxidation or for a conversion factor where the emission factor includes the effect of incomplete oxidation or conversion.</p> <p>However, the competent authority may require operators to always use tier 1.</p> <p>2. Where several fuels are used within an installation and tier 3 is to be used for the specific oxidation factor, the operator may ask for the approval of the competent authority for one or both of the following:</p> <p>(a) the determination of one aggregate oxidation factor for the whole combustion process and to apply it to all fuels;</p> <p>(b) the attribution of the incomplete oxidation to one major source stream and use of a value of 1 for the oxidation factor of the other source streams.</p> <p>Where biomass or mixed fuels are used, the operator shall provide evidence that application of points (a) or (b) of the first subparagraph does not lead to an underestimation of emissions.</p>	-	-	NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	-
38.	<p>Subsection 5</p> <p><b>Treatment of biomass</b></p> <p><b>Biomass source streams</b></p>	-	-	NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>1. The operator may determine the activity data of biomass source streams without using tiers and providing analytical evidence regarding the biomass content, where that source stream consists exclusively of biomass and the operator can ensure that it is not contaminated with other materials or fuels.</p> <p>2. The emission factor of biomass shall be zero.</p> <p>The emission factor of a mixed fuel or material shall be calculated and reported as the preliminary emission factor determined in accordance with Article 30 multiplied by the fossil fraction of the fuel or material.</p> <p>3. Peat, xylite and fossil fractions of mixed fuels or materials shall not be considered biomass.</p> <p>4. Where the biomass fraction of mixed fuels or materials is equal or higher than 97 %, or where due to the amount of the emissions associated with the fossil fraction of the fuel or material it qualifies as a <i>de-minimis</i> source stream, the competent authority may allow the operator to apply no-tier methodologies, including the energy balance method, for determining activity data and relevant calculation factors, unless the respective value is to be used for the subtraction of biomass derived CO<sub>2</sub> from emissions determined by means of continuous emission measurement.</p>				35.7	
39.	<p><b>Determination of biomass and fossil fraction</b></p> <p>1. Where subject to the tier level required and to the availability of appropriate default values as referred to in Article 31(1), the biomass fraction of a specific fuel or material are determined using analyses, the operator shall determine that biomass fraction on the basis of a relevant standard and the analytical methods therein, and apply that standard only if approved by the competent authority.</p> <p>2. Where the determination of the biomass fraction of</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>a mixed fuel or material by analysis in accordance with paragraph 1 is technically not feasible or would incur unreasonable costs, the operator shall base its calculation on standard emission factors and biomass fraction values for mixed fuels and materials and estimation methods published by the Commission.</p> <p>In the absence of such standard factors and values, the operator shall either assume the absence of a biomass share or submit an estimation method to determine the biomass fraction to the competent authority for approval. For fuels or materials originating from a production process with defined and traceable input streams, the operator may base such estimation on a mass balance of fossil and biomass carbon entering and leaving the process.</p> <p>3. By way of derogation from paragraphs 1 and 2 and Article 30, where the guarantee of origin has been established in accordance with Articles 2(j) and 15 of Directive 2009/28/EC for biogas injected into and subsequently removed from a gas network, the operator shall not use analyses for the determination of the biomass fraction.</p>					
40.	<p>Section 3</p> <p><b>Measurement-based methodology</b></p> <p><b>Use of the measurement-based monitoring methodology</b></p> <p>The operator shall use measurement-based methodologies for all emissions of nitrous oxide (N<sub>2</sub>O) as laid down in Annex IV, and for quantifying CO<sub>2</sub> transferred pursuant to Article 49.</p> <p>In addition, the operator may use measurement-based methodologies for CO<sub>2</sub> emission sources where it can provide evidence that for each emission source the tiers required in accordance with Article 41 are complied with.</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	-

a)	a1)	b)	b1)	v)	g)	d)
41.	<p><b>Tier requirements</b></p> <p>1. For each emission source which emits more than 5 000 tonnes of CO<sub>2(e)</sub> per year, or which contributes more than 10 % of the total annual emissions of the installation, whichever is higher in terms of absolute emissions, the operator shall apply the highest tier listed in section 1 of Annex VIII. For all other emission sources, the operator shall apply at least one tier lower than the highest tier.</p> <p>2. Only where the operator can demonstrate to the satisfaction of the competent authority that application of the tier required under paragraph 1 is technically not feasible or incurs unreasonable costs and application of a calculation methodology using the tier levels required by Article 26 is technically not feasible or incurs unreasonable costs, may a next lower tier be used for the relevant emission source, with a minimum of tier 1.</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	-
42.	<p><b>Measurement standards and laboratories</b></p> <p>1. All measurements shall be carried out applying methods based on EN 14181 Stationary source emissions — Quality assurance of automated measuring systems, EN 15259 Air quality — Measurement of stationary source emissions — Requirements for measurement sections and sites and for the measurement objective, plan and report, and other corresponding EN standards.</p> <p>Where such standards are not available, the methods shall be based on suitable ISO standards, standards published by the Commission or national standards. Where no applicable published standards exist, suitable draft standards, industry best practice guidelines or other scientifically proven methodologies shall be used, limiting sampling and measurement bias.</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	-



a)	a1)	b)	b1)	v)	g)	d)
	<p>The operator shall consider all relevant aspects of the continuous measurement system, including the location of the equipment, calibration, measurement, quality assurance and quality control.</p> <p>2. The operator shall ensure that laboratories carrying out measurements, calibrations and relevant equipment assessments for continuous emission measurement systems (CEMS) shall be accredited in accordance with EN ISO/IEC 17025 for the relevant analytical methods or calibration activities.</p> <p>Where the laboratory does not have such accreditation, the operator shall ensure that equivalent requirements of Article 34(2) and (3) are met.</p>					
43.	<p><b>Determination of emissions</b></p> <p>1. The operator shall determine the annual emissions from an emission source over the reporting period by summing up over the reporting period all hourly values of the measured greenhouse gas concentration multiplied by the hourly values of the flue gas flow, where the hourly values shall be averages over all individual measurement results of the respective operating hour.</p> <p>In the case of CO<sub>2</sub> emissions, the operator shall determine annual emission on the basis of equation 1 in Annex VIII. CO emitted to the atmosphere shall be treated as the molar equivalent amount of CO<sub>2</sub>.</p> <p>In the case of nitrous oxide (N<sub>2</sub>O), the operator shall determine annual emissions on the basis of the equation in subsection B.1 of section 16 of Annex IV.</p> <p>2. Where several emission sources exist in one installation and cannot be measured as one emission source, the operator shall measure emissions from those sources separately and add the results to obtain the total emissions of the specific gas over the reporting period.</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>3. The operator shall determine the greenhouse gas concentration in the flue gas by continuous measurement at a representative point through one of the following:</p> <p>(a) direct measurement;</p> <p>(b) in the case of a high concentration in the flue gas, calculation of the concentration using an indirect concentration measurement applying Equation 3 of Annex VIII and taking into account the measured concentration values of all other components of the gas stream as laid down in the operator's monitoring plan.</p> <p>4. Where relevant, the operator shall determine separately any CO<sub>2</sub> amount stemming from biomass using calculation-based monitoring methodologies and subtract it from the total measured CO<sub>2</sub> emissions.</p> <p>5. The operator shall determine the flue gas flow for the calculation in accordance with paragraph 1 by one of the following methods:</p> <p>(a) calculation by means of a suitable mass balance, taking into account all significant parameters on the input side, including for CO<sub>2</sub> emissions at least input material loads, input airflow and process efficiency, as well as on the output side including at least the product output, the O<sub>2</sub>, SO<sub>2</sub> and NO<sub>x</sub> concentration;</p> <p>(b) determination by continuous flow measurement at a representative point.</p>					
44.	<p><b>Data aggregation</b></p> <p>1. The operator shall calculate hourly averages for each parameter, including concentrations and flue gas flow, relevant for determining emissions using a measurement-based methodology by using all data points available for that specific hour.</p> <p>Where an operator can generate data for shorter</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>reference periods without additional cost, he shall use those periods for the determination of the annual emissions in accordance with Article 43(1).</p> <p>2. Where the continuous measurement equipment for a parameter is out of control, out of range or out of operation for part of the hour or reference period referred to in paragraph 1, the operator shall calculate the related hourly average pro rata to the remaining data points for that specific hour or shorter reference period provided that at least 80 % of the maximum number of data points for a parameter are available. Article 45(2) to (4) shall apply where less than 80 % of the maximum number of data points for a parameter are available.</p>					
45.	<p><b>Missing data</b></p> <p>1. Where a piece of measurement equipment within the continuous emissions monitoring system is out of operation for more than five consecutive days in any calendar year, the operator shall inform the competent authority without undue delay and propose adequate measures to improve the quality of the continuous emissions monitoring system affected.</p> <p>2. Where a valid hour or shorter reference period in accordance with Article 44(1) of data cannot be provided for one or more parameters of the measurement-based methodology due to the equipment being out of control, out of range or out of operation, the operator shall determine values for substitution of each missing hour of data.</p> <p>3. Where a valid hour or shorter reference period of data cannot be provided for a parameter directly measured as concentration, the operator shall calculate a substitution value as the sum of an average concentration and twice the standard deviation associated with that average, using Equation 4 in Annex VIII.</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>Where the reporting period is not applicable for determining such substitution values due to significant technical changes at the installation, the operator shall agree with the competent authority a representative timeframe for determining the average and standard deviation, where possible with the duration of one year.</p> <p>4. Where a valid hour of data cannot be provided for a parameter other than concentration, the operator shall obtain substitute values of that parameter through a suitable mass balance model or an energy balance of the process. The operator shall validate the results by using the remaining measured parameters of the measurement-based methodology and data at regular working conditions considering a time period of the same duration as the data gap.</p>					
46.	<p><b>Corroborating with calculation of emissions</b></p> <p>The operator shall corroborate emissions determined by a measurement-based methodology, with the exception of nitrous oxide (N<sub>2</sub>O) emissions from nitric acid production and greenhouse gases transferred to a transport network or a storage site, by calculating the annual emissions of each considered greenhouse gas for the same emission sources and source streams.</p> <p>The use of tier methodologies shall not be required.</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7</p>	-
47.1.1.	<p>Section 4</p> <p><i>Special provisions</i></p> <p><b>Installations with low emissions</b></p> <p>1. The competent authority may allow the operator to submit a simplified monitoring plan in accordance with Article 13, provided that it operates an</p>	37.1.	<p>Pojednostavljeni plan monitoringa</p> <p>Operater koji upravlja postrojenjem sa niskim emisijama GHG može Ministarstvu podneti zahtev za odobrenje korišćenja pojednostavljenog plana monitoringa.</p>	PU	-	-

a)	a1)	b)	b1)	v)	g)	d)
	installation with low emissions.					
47.1.2.	The first subparagraph shall not apply to installations carrying out activities for which N <sub>2</sub> O is included pursuant to Annex I to Directive 2003/87/EC.	37.2.	Neće se smatrati postrojenjem sa niskim emisijama GHG postrojenje koje obavlja propisane aktivnosti kojima je obuhvaćen N <sub>2</sub> O.	PU	-	-
47.2.	<p>2. For the purposes of the first subparagraph of paragraph 1, an installation shall be considered an installation with low emissions where at least one of the following conditions is met:</p> <p>(a) the average annual emissions of that installation reported in the verified emission reports during the trading period immediately preceding the current trading period, with the exclusion of CO<sub>2</sub> stemming from biomass and before subtraction of transferred CO<sub>2</sub>, were less than 25 000 tonnes of CO<sub>2(e)</sub> per year;</p> <p>(b) the average annual emissions referred to in point (a) are not available or are no longer applicable because of changes in the installation's boundaries or changes to the operating conditions of the installation, but the annual emissions of that installation for the next five years, with the exclusion of CO<sub>2</sub> stemming from biomass and before subtraction of transferred CO<sub>2</sub>, will be, based on a conservative estimation method, less than 25 000 tonnes of CO<sub>2(e)</sub> per year.</p>	-	-	NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 37.3.	-
47.3.	3. The operator of an installation with low emissions shall not be required to submit the supporting documents referred to in the third subparagraph of Article 12(1), and shall be exempt from the requirement of reporting on improvement referred to in Article 69(4).	45.4.	Izuzetno od stava 2. ovog člana, operater koji upravlja postrojenjem sa niskim emisijama GHG nije dužan da podnese izveštaj iz stava 2. ovog člana.	DU		-
47.4.	4. By way of derogation from Article 27, the operator of an installation with low emissions may determine	-	-	NU	Potpuna usklađenost biće postignuta usvajanjem	-

a)	a1)	b)	b1)	v)	g)	d)
	the amount of fuel or material by using available and documented purchasing records and estimated stock changes. The operator shall also be exempt from the requirement to provide the uncertainty assessment referred to in Article 28(2) to the competent authority.				podzakonskog akta 37.3.	
47.5.	5. The operator of an installation with low emissions shall be exempt from the requirement of Article 28(2) to determine stock data at the beginning and the end of the reporting period, where the storage facilities are capable of containing at least 5 % of the annual consumption of fuel or material during the reporting period, in order to include related uncertainty in an uncertainty assessment.	-	-	NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 37.3.	-
47.6.	6. By way of derogation from Article 26(1) the operator of an installation with low emissions may apply as a minimum tier 1 for the purposes of determining activity data and calculation factors for all source streams, unless higher accuracy is achievable without additional effort for the operator, without providing evidence that applying higher tiers is technically not feasible or would incur unreasonable costs.	-	-	NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 37.3.	-
47.7.	7. For the purpose of determining calculation factors on the basis of analyses in accordance with Article 32, the operator of an installation with low emissions may use any laboratory that is technically competent and able to generate technically valid results using the relevant analytical procedures, and provides evidence for quality assurance measures as referred to in Article 34(3).	-	-	NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 37.3.	-
47.8.	8. Where an installation with low emissions subject to simplified monitoring exceeds the threshold referred to in paragraph 2 in any calendar year, its	-	-	NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>operator shall notify the competent authority thereof without undue delay.</p> <p>The operator shall, without undue delay, submit a significant modification of the monitoring plan within the meaning of point (b) of Article 15(3), to the competent authority for approval.</p> <p>However, the competent authority shall allow that the operator continues simplified monitoring provided that that operator demonstrates to the satisfaction of the competent authority that the threshold referred to in paragraph 2 has not already been exceeded within the past five reporting periods and will not be exceeded again from the following reporting period onwards.</p>				37.3.	
48.	<p><b>Inherent CO<sub>2</sub></b></p> <p>1. Inherent CO<sub>2</sub> which is transferred into an installation, including that contained in natural gas or a waste gas including blast furnace gas or coke oven gas, shall be included in the emission factor for that fuel.</p> <p>2. Where inherent CO<sub>2</sub> originates from activities covered by Annex I to Directive 2003/87/EC or included pursuant to Article 24 of that Directive and is subsequently transferred out of the installation as part of a fuel to another installation and activity covered by that Directive, it shall not be counted as emissions of the installation where it originates.</p> <p>However, where inherent CO<sub>2</sub> is emitted, or transferred out of the installation to entities not covered by that Directive, it shall be counted as emissions of the installation where it originates.</p> <p>3. The operators may determine quantities of inherent CO<sub>2</sub> transferred out of the installation both at the transferring and at the receiving installation. In that case, the quantities of respectively transferred and received inherent CO<sub>2</sub> shall be identical.</p>	-	-	NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7.</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>Where the quantities of transferred and received inherent CO<sub>2</sub> are not identical, the arithmetic average of both measured values shall be used in both the transferring and receiving installations' emission reports, where the deviation between the values can be explained by the uncertainty of the measurement systems. In such case, the emission report shall refer to the alignment of that value.</p> <p>Where the deviation between the values cannot be explained by the approved uncertainty range of the measurement systems, the operators of the transferring and receiving installations shall align the values by applying conservative adjustments approved by the competent authority.</p>					
49.	<p><b>Transferred CO<sub>2</sub></b></p> <p>1. The operator shall subtract from the emissions of the installation any amount of CO<sub>2</sub> originating from fossil carbon in activities covered by Annex I to Directive 2003/87/EC, which is not emitted from the installation, but transferred out of the installation to any of the following:</p> <p>(a) a capture installation for the purpose of transport and long-term geological storage in a storage site permitted under Directive 2009/31/EC;</p> <p>(b) a transport network with the purpose of long-term geological storage in a storage site permitted under Directive 2009/31/EC;</p> <p>(c) a storage site permitted under Directive 2009/31/EC for the purpose of long-term geological storage.</p> <p>For any other transfer of CO<sub>2</sub> out of the installation, no subtraction of CO<sub>2</sub> from the installation's emissions shall be allowed.</p> <p>2. The operator of the installation out of which the</p>	-	-	NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7.</p>	-



a)	a1)	b)	b1)	v)	g)	d)
	<p>CO<sub>2</sub> transferred shall provide in its annual emission report the receiving installation's installation identification code recognised in accordance with Commission Regulation (EU) No 1193/2011 of 18 November 2011 establishing a Union Registry for the trading period commencing on 1 January 2013, and subsequent trading periods, of the Union emissions trading scheme pursuant to Directive 2003/87/EC of the European Parliament and of the Council and Decision No 280/2004/EC of the European Parliament and of the Council and amending Regulations (EC) No 2216/2004 and (EU) No 920/2010 <sup>(11)</sup>.</p> <p>The first subparagraph shall also apply to the receiving installation with respect to the transferring installation's installation identification code.</p> <p>3. For the determination of the quantity of CO<sub>2</sub> transferred from one installation to another, the operator shall apply a measurement-based methodology including in accordance with Articles 43, 44 and 45. The emission source shall correspond to the measurement point and the emissions shall be expressed as the quantity of CO<sub>2</sub> transferred.</p> <p>4. For determining the quantity of CO<sub>2</sub> transferred from one installation to another, the operator shall apply tier 4 as defined in section 1 of Annex VIII.</p> <p>However, the operator may apply the next lower tier provided that it establishes that applying tier 4 as defined in section 1 of Annex VIII is technically not feasible or incurs unreasonable costs.</p> <p>5. The operators may determine quantities of CO<sub>2</sub> transferred out of the installation both at the transferring and at the receiving installation. In that case, Article 48(3) shall apply.</p>					
50.	<p>CHAPTER IV</p> <p><b>MONITORING OF EMISSIONS AND TONNE-KILOMETRE DATA FROM AVIATION</b></p>	-	-	NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p>39.3.</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	<p><b>General provisions</b></p> <p>1. Each aircraft operator shall monitor and report emissions from aviation activities for all flights included in Annex I to Directive 2003/87/EC that are performed by that aircraft operator during the reporting period and for which the aircraft operator is responsible.</p> <p>To that end, the aircraft operator shall attribute all flights to the calendar year according to the time of departure measured in Coordinated Universal Time.</p> <p>2. The aircraft operator intending to apply for an allocation of allowances free of charge pursuant to Articles 3e or 3f of Directive 2003/87/EC shall also monitor tonne-kilometre data for the same flights during the respective monitoring years.</p> <p>3. For the purpose of identifying the unique aircraft operator referred to in point (o) of Article 3 of Directive 2003/87/EC that is responsible for a flight, the call sign used for air traffic control purposes, shall be used. The call sign shall be one of the following:</p> <p>(a) the ICAO designator laid down in box 7 of the flight plan;</p> <p>(b) where the ICAO designator of the aircraft operator is not available, the registration markings of the aircraft.</p> <p>4. Where the identity of the aircraft operator is not known, the competent authority shall consider the owner of the aircraft as aircraft operator unless it proves the identity the aircraft operator responsible.</p>					
51.1.1.	<p><b>Submission of monitoring plans</b></p> <p>1. At the latest four months before an aircraft operator commences aviation activities covered by Annex I to Directive 2003/87/EC, it shall submit to the competent authority a monitoring plan for the monitoring and reporting of emissions in accordance</p>	33.1.	Operater vazduhoplova koji obavlja aktivnost vazdušnog saobraćaja dužan je da za određene letove za koje je odgovoran, Ministarstvu dostavi plan monitoringa najkasnije četiri meseca pre započinjanja aktivnosti.	PU	-	-

a)	a1)	b)	b1)	v)	g)	d)
	with Article 12.					
51.1.2.	By way of derogation from the first subparagraph, an aircraft operator that performs an aviation activity covered by Annex I to Directive 2003/87/EC for the first time that could not be foreseen four months in advance of the activity, shall submit a monitoring plan to the competent authority without undue delay, but no later than six weeks after performance of that activity. The aircraft operator shall provide adequate justification to the competent authority why a monitoring plan could not be submitted four months in advance of the activity.	33.2.	Izuzetno od stava 1. ovog člana operater vazduhoplova koji po prvi put obavlja aktivnosti koje se nisu mogle predvideti četiri meseca pre njihovog otpočinjanja, dužan je da Ministarstvu bez odlaganja, a najkasnije šest nedelja nakon obavljene aktivnosti, dostavi plan monitoringa sa obrazloženjem zašto plan monitoringa nije dostavio u roku iz stava 1. ovog člana.	PU	-	-
51.1.3.	Where the administering Member State referred to in Article 18a of Directive 2003/87/EC is not known in advance, the aircraft operator shall without undue delay submit the monitoring plan when information on the competent authority of the administering Member State becomes available.	-	-	NU	Nije primenjivo za Srbiju	
	2. Where the aircraft operator is intending to apply for an allocation of allowances free of charge pursuant to Articles 3e or 3f of Directive 2003/87/EC, it shall also submit a monitoring plan for the monitoring and reporting of tonne-kilometre data. That monitoring plan shall be submitted at the latest four months prior to the start of one of the following:  (a) the monitoring year mentioned in Article 3e(1) of Directive 2003/87/EC for applications pursuant to that Article;  (b) the second calendar year of the period referred to in Article 3c(2) of Directive 2003/87/EC for applications pursuant to Article 3f of that Directive.	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta  39.3.	-
52.	<b>Monitoring methodology for emissions from</b>	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem	-

a)	a1)	b)	b1)	v)	g)	d)
	<p><b>aviation activities</b></p> <p>1. Each aircraft operator shall determine the annual CO<sub>2</sub> emissions from aviation activities by multiplying the annual consumption of each fuel expressed in tonnes by the respective emission factor.</p> <p>2. Each aircraft operator shall determine the fuel consumption for each flight and for each fuel, including fuel consumed by the auxiliary power unit. For that purpose, the aircraft operator shall use one of the methods laid down in section 1 of Annex III. The aircraft operator shall choose the method which provides for the most complete and timely data combined with the lowest uncertainty without incurring unreasonable costs.</p> <p>3. Each aircraft operator shall determine the fuel uplift referred to in section 1 of Annex III based on one of the following:</p> <p>(a) the measurement by the fuel supplier, as documented in the fuel delivery notes or invoices for each flight;</p> <p>(b) data from aircraft onboard measurement systems recorded in the mass and balance documentation, in the aircraft technical log or transmitted electronically from the aircraft to the aircraft operator.</p> <p>4. The aircraft operator shall determine fuel contained in the tank using data from aircraft onboard measurement systems and recorded in the mass and balance documentation, in the aircraft technical log or transmit it electronically from the aircraft to the aircraft operator.</p> <p>5. Aircraft operators shall apply tier 2 as set out in section 2 of Annex III.</p> <p>However, aircraft operators having reported average annual emissions over the trading period immediately preceding the current trading period, which were equal to or less than 50 000 tonnes of fossil CO<sub>2</sub> may apply as a minimum tier 1 as defined in section 2 of</p>				<p>podzakonskog akta 39.3.</p>	

a)	a1)	b)	b1)	v)	g)	d)
	<p>Annex III. All aircraft operators may apply as a minimum tier 1 as defined in section 2 of Annex III for source streams jointly corresponding to less than 5 000 tonnes of fossil CO<sub>2</sub> per year or less than 10 %, up to a maximum contribution of 100 000 tonnes of fossil CO<sub>2</sub> per year, whichever is highest in terms of absolute value. Where, for the purposes of this subparagraph reported emissions are not available or no longer applicable, the aircraft operator may use a conservative estimate or projection to determine the average annual emissions.</p> <p>6. Where the amount of fuel uplift or the amount of fuel remaining in the tanks is determined in units of volume, expressed in litres, the aircraft operator shall convert that amount from volume to mass by using actual density values. The aircraft operator shall determine the actual density by using one of the following:</p> <p>(a) on-board measurement systems;</p> <p>(b) the density measured by the fuel supplier at fuel uplift and recorded on the fuel invoice or delivery note.</p> <p>The actual density shall be expressed in kg/litre and determined for the applicable temperature for a specific measurement.</p> <p>In cases for which actual density values are not available, a standard density factor of 0,8 kg/litre shall be applied upon approval by the competent authority.</p> <p>7. For the purposes of the calculation referred to in paragraph 1, the aircraft operator shall use the default emission factors set out in Table 2 in Annex III.</p> <p>For reporting purposes, that approach shall be considered as tier 1. For fuels not listed in that table, the aircraft operator shall determine the emission factor in accordance with Article 32, considered as tier 2. For such fuels, the net calorific value shall be determined and reported as a memo-item.</p>					

a)	a1)	b)	b1)	v)	g)	d)
	<p>8. By way of derogation from paragraph 7, the aircraft operator may, upon approval by the competent authority, derive the emission factor or the carbon content, on which it is based, or the net calorific value for commercially traded fuels from the purchasing records for the respective fuel provided by the fuel supplier, provided that those have been derived based on internationally accepted standards and the emission factors listed in Table 2 in Annex III cannot be applied.</p>					
53.	<p><b>Specific provisions for biomass</b></p> <p>Article 39 shall apply accordingly to the determination of the biomass fraction of a mixed fuel.</p> <p>Notwithstanding Article 39(2), the competent authority shall allow the use of a methodology uniformly applicable in all Member States for the determination of the biomass fraction, as appropriate.</p> <p>Under that methodology, the biomass fraction, net calorific value and emission factor or carbon content of the fuel used in an EU ETS aviation activity listed in Annex I to Directive 2003/87/EC shall be determined using fuel purchase records.</p> <p>The methodology shall be based on the guidelines provided by the Commission to facilitate its consistent application in all Member States.</p> <p>The use of biofuels for aviation shall be assessed in accordance with Article 18 of Directive 2009/28/EC.</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7.</p>	-
54.	<p><b>Small emitters</b></p> <p>1. Aircraft operators operating fewer than 243 flights per period for three consecutive four-month periods and aircraft operators operating flights with total annual emissions lower than 25 000 tonnes CO<sub>2</sub> per</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>39.3.</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>year shall be considered small emitters.</p> <p>2. By way of derogation from Article 52, small emitters may estimate the fuel consumption using tools implemented by Eurocontrol or another relevant organisation, which can process all relevant air traffic information corresponding to that available to Eurocontrol and avoid any underestimations of emissions.</p> <p>The applicable tools may only be used if they are approved by the Commission including the application of correction factors to compensate for any inaccuracies in the modelling methods.</p> <p>3. By way of derogation from Article 12, a small emitter who intends to make use of any of the tools referred to in paragraph 2 of this Article may submit only the following information in the monitoring plan for emissions:</p> <p>(a) information required pursuant to point 1 of section 2 of Annex I;</p> <p>(b) evidence that the thresholds for small emitters set out in paragraph 1 of this Article are met;</p> <p>(c) the name of or reference to the tool as referred to in paragraph 2 of this Article that will be used for estimating the fuel consumption.</p> <p>A small emitter shall be exempted from the requirement to submit the supporting documents referred to in the third subparagraph of Article 12(1).</p> <p>4. Where an aircraft operator uses any of the tools referred to in paragraph 2 and exceeds the thresholds referred to in paragraph 1 during a reporting year, the aircraft operator shall notify the competent authority thereof without undue delay.</p> <p>The aircraft operator shall, without undue delay, submit a significant modification of the monitoring plan within the meaning of point (vi) of Article 15(4)(a) to the competent authority for approval.</p>				37.3.	

a)	a1)	b)	b1)	v)	g)	d)
	<p>However, the competent authority shall allow that the aircraft operator continues to use a tool referred to in paragraph 2 provided that that aircraft operator demonstrates to the satisfaction of the competent authority that the thresholds referred to in paragraph 1 have not already been exceeded within the past five reporting periods and will not be exceeded again from the following reporting period onwards.</p>					
55.	<p><b>Sources of uncertainty</b></p> <p>1. The aircraft operator shall identify sources of uncertainty and their associated levels of uncertainty. The aircraft operator shall consider that information when selecting the monitoring methodology pursuant to Article 52(2).</p> <p>2. Where the aircraft operator determines fuel uplifts in accordance with point (a) of Article 52(3), it shall not be required to provide further proof of the associated uncertainty level.</p> <p>3. Where on-board systems are used for measuring fuel uplift or fuel contained in tanks in accordance with point (b) of Article 52(3), the level of uncertainty associated with fuel measurements shall be supported by all of the following:</p> <p>(a) the aircraft manufacturer's specifications determining uncertainty levels of on-board fuel measurement systems;</p> <p>(b) evidence of carrying out routine checks of the satisfactory operation of the fuel measurement systems.</p> <p>4. Notwithstanding paragraphs 2 and 3, the aircraft operator may base uncertainties for all other components of the monitoring methodology on conservative expert judgement taking into account the estimated number of flights within the reporting period.</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>39.3.</p>	-



a)	a1)	b)	b1)	v)	g)	d)
	<p>5. The aircraft operator shall regularly perform suitable control activities, including cross-checks between the fuel uplift quantity as provided by invoices and the fuel uplift quantity indicated by on-board measurement, and take corrective action if notable deviations are observed.</p>					
56.	<p><b>Determination of tonne-kilometre data</b></p> <p>1. The aircraft operator intending to apply for an allocation of allowances free of charge pursuant to Articles 3e or 3f of Directive 2003/87/EC shall monitor tonne-kilometre data for all flights covered by Annex I to Directive 2003/87/EC in the monitoring years relevant for such applications.</p> <p>2. The aircraft operator shall calculate tonne-kilometre data by multiplying the distance, calculated in accordance with section 4 of Annex III and expressed in kilometres (km), with the payload, calculated as the sum of the mass of freight, mail, passengers and checked baggage expressed in tonnes (t).</p> <p>3. The aircraft operator shall determine the mass of freight and mail on the basis of the actual or standard mass contained in the mass and balance documentation for the relevant flights.</p> <p>Aircraft operators not required to have a mass and balance documentation shall propose in the monitoring plan a suitable methodology for determining the mass of freight and mail, while excluding the tare weight of all pallets and containers that are not payload and the service weight.</p> <p>4. The aircraft operator shall determine the mass of passengers using one of the following tiers:</p> <p>(a) Tier 1: consisting in a default value of 100 kg for each passenger including their checked baggage;</p>			NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>39.3.</p>	

a)	a1)	b)	b1)	v)	g)	d)
	(b) Tier 2: consisting in the mass for passengers and checked baggage contained in the mass and balance documentation for each flight.  However, the tier selected shall apply to all flights in the monitoring years relevant for applications pursuant to Articles 3e or 3f of Directive 2003/87/EC.					
57.1.1.	CHAPTER V <b>DATA MANAGEMENT AND CONTROL</b> <b>Data flow activities</b> 1. The operator or aircraft operator shall establish, document, implement and maintain written procedures for data flow activities for the monitoring and reporting of greenhouse gas emissions and ensure that the annual emission report resulting from data flow activities, does not contain misstatements and is in conformance with the monitoring plan, those written procedures and this Regulation.	41.1.	Upravljanje i kontrola podataka  Operater uspostavlja, dokumentuje, sprovodi i održava pisane procedure za prikupljanje i korišćenje podataka pri monitoringu i izveštavanju o emisijama GHG, sa efikasnim kontrolnim sistemom, čime se omogućava da se pripremi izveštaj o emisijama GHG i izveštaj o tonskim kilometrima bez pogrešno prikazanih podataka i u skladu sa planom monitoringa.	PU	-	-
57.1.2.	Where the aircraft operator intends to apply for an allocation of allowances free of charge pursuant to Articles 3e or 3f of Directive 2003/87/EC, the first subparagraph shall also apply to the monitoring and reporting of tonne-kilometre data.	-	-	NU	Zakonom o klimatskim promenama ne uređuje se trgovina emisijama.  Potpuna usklađenost biće postignuta nakon što se prvo ovim zakonom uspostavi sistem za monitoring i izveštavanje, tj. pripreme uslovi za uvođenje trgovine emisijama.	-
57.2.	2. Descriptions of written procedures for data flow activities in the monitoring plan shall at least cover the following elements:  (a) the items of information listed in Article 12(2);  (b) identification of the primary data sources;	-	-	NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  39.3.	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>(c) each step in the data flow from primary data to annual emissions or tonne-kilometre data which shall reflect the sequence and interaction between the data flow activities;</p> <p>(d) the relevant processing steps related to each specific data flow activity including the formulas and data used to determine the emissions or tonne-kilometre data;</p> <p>(e) relevant electronic data processing and storage systems used as well as the interaction between such systems and other inputs including manual input;</p> <p>(f) the way outputs of data flow activities are recorded.</p>					
58.1.	<p><b>Control system</b></p> <p>1. The operator or aircraft operator shall establish, document, implement and maintain an effective control system to ensure that the annual emission report and, where applicable, the tonne-kilometre report resulting from data flow activities does not contain misstatements and is in conformity with the monitoring plan and this Regulation.</p>	41.1.	<p>Upravljanje i kontrola podataka</p> <p>Operater uspostavlja, dokumentuje, sprovodi i održava pisane procedure za prikupljanje i korišćenje podataka pri monitoringu i izveštavanju o emisijama GHG, sa efikasnim kontrolnim sistemom, čime se omogućava da se pripremi izveštaj o emisijama GHG i izveštaj o tonskim kilometrima bez pogrešno prikazanih podataka i u skladu sa planom monitoringa.</p>	PU	-	-
58.2.	<p>2. The control system referred to in paragraph 1 shall consist of the following:</p> <p>(a) an operator's or aircraft operator's assessment of inherent risks and control risks;</p> <p>(b) written procedures related to control activities that are to mitigate the risks identified.</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>39.3.</p>	-
58.3.	<p>3. Written procedures related to control activities as referred to in point (b) of paragraph 2 shall at least include:</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	(a) quality assurance of the measurement equipment; (b) quality assurance of the information technology system used for data flow activities, including process control computer technology; (c) segregation of duties in the data flow activities and control activities as well as management of necessary competencies; (d) internal reviews and validation of data; (e) corrections and corrective action; (f) control of out-sourced processes; (g) keeping records and documentation including the management of document versions.				39.3.	
58.4.	4. The operator or aircraft operator shall monitor the effectiveness of the control system, including by carrying out internal reviews and taking into account the findings of the verifier during the verification of annual emission reports and, where applicable, tonne-kilometre data reports, carried out pursuant to Regulation (EU) No 600/2012.  Whenever the control system is found to be ineffective or not commensurate with the risks identified, the operator or aircraft operator shall seek to improve the control system and update the monitoring plan or the underlying written procedures for data flow activities, risk assessments and control activities as appropriate.	41.2.	Operater je dužan da redovno proverava delotvornost kontrolnog sistema i da ga zajedno sa pisanim procedurama za prikupljanje i korišćenje podataka pri monitoringu i izveštavanju o emisijama GHG, po potrebi poboljšava uzimajući u obzir i preporuke verifikatora iz izveštaja o verifikaciji, kao i da po potrebi prilagodi plan monitoringa.	PU	-	-
59.	<b>Quality assurance</b> 1. For the purposes of point (a) of Article 58(3), the operator or aircraft operator shall ensure that all relevant measuring equipment is calibrated, adjusted and checked at regular intervals including prior to use, and checked against measurement standards traceable	-	-	NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 39.3.	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>to international measurement standards, where available, in accordance with the requirements of this Regulation and proportionate to the risks identified.</p> <p>Where components of the measuring systems cannot be calibrated, the operator or aircraft operator shall identify those in the monitoring plan and propose alternative control activities.</p> <p>When the equipment is found not to comply with required performance, the operator or aircraft operator shall promptly take necessary corrective action.</p> <p>2. With regard to continuous emission measurement systems, the operator shall apply quality assurance based on the standard Quality assurance of automated measuring systems (EN 14181), including parallel measurements with standard reference methods at least once per year, performed by competent staff.</p> <p>Where such quality assurance requires emission limit values (ELVs) as necessary parameters for the basis of calibration and performance checks, the annual average hourly concentration of the greenhouse gas shall be used as a substitute for such ELVs. Where the operator finds a non-compliance with the quality assurance requirements, including that recalibration has to be performed, it shall report that circumstance to the competent authority and take corrective action without undue delay.</p>					
60.	<p><b>Quality assurance of information technology</b></p> <p>For the purposes of point (b) of Article 58(3), the operator or aircraft operator shall ensure that the information technology system is designed, documented, tested, implemented, controlled and maintained in a way to process reliable, accurate and timely data in accordance with the risks identified in accordance with point (a) of Article 58(2).</p> <p>The control of the information technology system</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>39.3.</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	shall include access control, control of back up, recovery, continuity planning and security.					
61.	<p><b>Segregation of duties</b></p> <p>For the purposes of point (c) of Article 58(3), the operator or aircraft operator shall assign responsible persons for all data flow activities and for all control activities in a way to segregate conflicting duties. In the absence of other control activities, it shall ensure for all data flow activities commensurate with the identified inherent risks that all relevant information and data shall be confirmed by at least one person who has not been involved in the determination and recording of that information or data.</p> <p>The operator or aircraft operator shall manage the necessary competencies for the responsibilities involved, including the appropriate assignment of responsibilities, training, and performance reviews.</p>			NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 39.3.	
62.	<p><b>Internal reviews and validation of data</b></p> <p>1. For the purposes of point (d) of Article 58(3) and based on the inherent risks and control risks identified in the risk assessment referred to in point (a) of Article 58(2), the operator or aircraft operator shall review and validate data resulting from the data flow activities referred to in Article 57.</p> <p>Such review and validation of the data shall at least include:</p> <p>(a) a check as to whether the data are complete;</p> <p>(b) a comparison of the data that the operator or aircraft operator has obtained, monitored and reported over several years;</p> <p>(c) a comparison of data and values resulting from different operational data collection systems,</p>			NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 39.3.	

a)	a1)	b)	b1)	v)	g)	d)
	<p>including the following comparisons, where applicable:</p> <p>(i) a comparison of fuel or material purchasing data with data on stock changes and data on consumption for the applicable source streams;</p> <p>(ii) a comparison of calculation factors that have been determined by analysis, calculated or obtained from the supplier of the fuel or material, with national or international reference factors of comparable fuels or materials;</p> <p>(iii) a comparison of emissions obtained from measurement-based methodologies and the results of the corroborating calculation pursuant to Article 46;</p> <p>(iv) a comparison of aggregated data and raw data.</p> <p>2. The operator or aircraft operator shall, to the extent possible, ensure the criteria for rejecting data as part of the review and validation are known in advance. For that purpose the criteria for rejecting data shall be laid down in the documentation of the relevant written procedures.</p>					
63.	<p><b>Corrections and corrective action</b></p> <p>1. Where any part of the data flow activities referred to in Article 57 or control activities referred to in Article 58 is found not to function effectively, or to function outside boundaries that are set in documentation of procedures for those data flow activities and control activities, the operator or aircraft operator shall make appropriate corrections and correct rejected data whilst avoiding underestimation of emissions.</p> <p>2. For the purpose of paragraph 1, the operator or aircraft operator shall at least proceed to all of the following:</p> <p>(a) assessment of the validity of the outputs of the applicable steps in the data flow activities referred to in Article 57 or control activities referred to in Article</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>39.3.</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>58;</p> <p>(b) determination of the cause of the malfunctioning or error concerned;</p> <p>(c) implementation of appropriate corrective action, including correcting any affected data in the emission report or tonne-kilometre report, as appropriate.</p> <p>3. The operator or aircraft operator shall carry out the corrections and corrective actions pursuant to paragraph 1 of this Article such that they are responsive to the inherent risks and control risks identified in the risk assessment referred to in Article 58.</p>					
64.	<p><b>Out-sourced processes</b></p> <p>Where the operator or aircraft operator outsources one or more data flow activities referred to in Article 57 or control activities referred to in Article 58, the operator or aircraft operator shall proceed to all of the following:</p> <p>(a) check the quality of the outsourced data flow activities and control activities in accordance with this Regulation;</p> <p>(b) define appropriate requirements for the outputs of the outsourced processes as well as the methods used in those processes;</p> <p>(c) check the quality of the outputs and methods referred to in point (b) of this Article;</p> <p>(d) ensure that outsourced activities are carried out such that those are responsive to the inherent risks and control risks identified in the risk assessment referred to in Article 58.</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7.</p> <p>39.3.</p>	-
65.1.	<b>Treatment of data gaps</b>	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem	-



a)	a1)	b)	b1)	v)	g)	d)
	<p>1. Where data relevant for the determination of the emissions of an installation are missing, the operator shall use an appropriate estimation method for determining conservative surrogate data for the respective time period and missing parameter.</p> <p>Where the operator has not laid down the estimation method in a written procedure, it shall establish such written procedure and submit to the competent authority an appropriate modification of the monitoring plan in accordance with Article 15 for approval.</p>				<p>podzakonskog akta</p> <p>35.7.</p> <p>39.3.</p>	
65.2.	<p>2. Where data relevant for the determination of an aircraft operator's emissions for one flight or more flights are missing, the aircraft operator shall use surrogate data for the respective time period calculated in accordance with the alternative method defined in the monitoring plan.</p> <p>Where surrogate data cannot be determined in accordance with the first subparagraph of this paragraph, the emissions for that flight or those flights may be estimated by the aircraft operator from the fuel consumption determined by using a tool referred to in Article 54(2).</p>	-	-	NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7.</p> <p>39.3.</p>	-
66.1.1. 66.1.2.	<p><b>Records and documentation</b></p> <p>1. The operator or aircraft operator shall keep records of all relevant data and information, including information as listed in Annex IX, for at least 10 years.</p> <p>The documented and archived monitoring data shall allow for the verification of the annual emissions report or tonne-kilometre data in accordance with Regulation (EU) No 600/2012.</p>	42.1.	<p>Evidencije i dokumentacija</p> <p>Operater je dužan da vodi evidenciju o svim relevantnim podacima prikupljenim u skladu sa članom 41. ovog zakona, kao i da čuva ovu evidenciju kao i dozvolu najmanje 10 godina.</p>	PU	-	-

a)	a1)	b)	b1)	v)	g)	d)
66.1.3.	Data reported by the operator or aircraft operator contained in an electronic reporting and data management system set up by the competent authority may be considered to be retained by the operator or aircraft operator, if they can access those data.	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 42.3.	-
66.2.1.	2. The operator or aircraft operator shall ensure that relevant documents are available when and where they are needed to perform the data flow activities as well as control activities.	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 42.3.	-
66.2.2.	The operator or aircraft operator shall, upon request, make those documents available to the competent authority as well as to the verifier verifying the emissions report or tonne-kilometre data report in accordance with Regulation (EU) No 600/2012.	42.2.	Podaci iz stava 1. ovog člana moraju se učiniti dostupnim na zahtev Ministarstva, Agencije, Direktorata i verifikatora koji verifikuje izveštaj o godišnjim emisijama GHG odnosno izveštaj o tonskim kilometrima.	PU	-	-
67.1.1.	<b>CHAPTER VI</b> <b>REPORTING REQUIREMENTS</b> <b>Timing and obligations for reporting</b> 1. The operator or aircraft operator shall submit to the competent authority by 31 March of each year an emission report that covers the annual emissions of the reporting period and that is verified in accordance with Regulation (EU) No 600/2012.	43.1.	Izveštavanje  Operater je dužan da do 31. marta tekuće godine dostavi Agenciji odnosno Direktoratu verifikovani izveštaj o emisijama GHG sa izveštajem o verifikaciji za prethodnu kalendarsku godinu, za postrojenja i iz sektora vazdušnog saobraćaja.	PU	-	-
67.1.2.	However, competent authorities may require operators	-	-	NU	Imajući u vidu Jedinostvena	-

a)	a1)	b)	b1)	v)	g)	d)
	or aircraft operators to submit the verified annual emission report earlier than by 31 March, but by 28 February at the earliest.				metodološka pravila za izradu propisa, ovakva odredba je nesvrshodna.	
67.2.	2. Where the aircraft operator chooses to apply for the allocation of emission allowances free of charge pursuant to Article 3e or 3f of Directive 2003/87/EC, the aircraft operator shall submit to the competent authority by 31 March of the year following the monitoring year referred to in Article 3e or 3f of that Directive a tonne-kilometre data report that covers the tonne-kilometre data of the monitoring year and that is verified in accordance with Regulation (EU) No 600/2012.	-	-	NU	Zakonom o klimatskim promjenama ne uređuje se trgovina emisijama. Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 39.3.	-
67.3.	3. The annual emission reports and tonne-kilometre data reports shall at least contain the information listed in Annex X.	-	-	NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 39.3.	-
68.	<b>Force majeure</b> 1. Where an aircraft operator cannot provide verified tonne-kilometre data to the competent authority by the relevant deadline pursuant to Article 3e(1) of Directive 2003/87/EC because of serious and unforeseeable circumstances outside of its control, that aircraft operator shall submit to the competent authority, for the purposes of that provision, the best tonne-kilometre data that can be made available given the circumstances, including data based, where necessary, on credible estimates. 2. Where the conditions set out in paragraph 1 are met, the Member State shall, for the purposes of the application referred to in Article 3e(1) of Directive 2003/87/EC and in accordance with paragraph 2 of that Article, submit the data received in respect of the	-	-	NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 39.3.	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>aircraft operator concerned, together with an explanation of the circumstances that led to the absence of a report verified in accordance with Regulation (EU) No 600/2012, to the Commission.</p> <p>The Commission and the Member States shall use those data for the purposes of Article 3e(3) and (4) of Directive 2003/87/EC.</p> <p>3. Where the Member State submits data received in respect of an aircraft operator to the Commission pursuant to paragraph 2 of this Article, the aircraft operator concerned shall ensure a verification of the submitted tonne-kilometre data in accordance with Regulation (EU) No 600/2012 as soon as possible and, in any case, upon termination of the circumstances referred to in paragraph 1 of this Article.</p> <p>The aircraft operator shall, without undue delay, submit the verified data to the competent authority.</p> <p>The competent authority concerned shall reduce and publish the revised allocation of free allowances for the aircraft operator pursuant to Article 3e(4) of Directive 2003/87/EC as appropriate. The relevant allocation shall not be increased. Where applicable, the aircraft operator shall return any excess allowances received pursuant to Article 3e(5) of that Directive.</p> <p>4. The competent authority shall put into place effective measures to ensure that the aircraft operator concerned complies with its obligations pursuant to paragraph 3.</p>					
69.1.1.	<p><b>Reporting on improvements to the monitoring methodology</b></p> <p>1. Each operator or aircraft operator shall regularly check whether the monitoring methodology applied can be improved.</p>	36.1.	<p>Izmena plana monitoringa</p> <p>Operater je dužan da redovno proverava da li plan monitoringa odražava prirodu i način rada postrojenja ili aktivnosti vazduhoplova, kao i da li metodologija monitoringa emisije GHG može da se poboljša, te da na osnovu toga vrši izmene plana monitoringa.</p>	PU	-	-

a)	a1)	b)	b1)	v)	g)	d)
69.1.2. 69.1.3.	<p>An operator of an installation shall submit to the competent authority for approval a report containing the information referred to in paragraph 2 or 3, where appropriate, by the following deadlines:</p> <p>(a) for a category A installation, by 30 June every four years;</p> <p>(b) for a category B installation, by 30 June every two years;</p> <p>(c) for a category C installation, by 30 June every year.</p> <p>However, the competent authority may set an alternative date for submission of the report, but no later date than 30 September of the same year.</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>43.5.</p>	-
69.2.	<p>2. Where the operator does not apply at least the tiers required pursuant to the first subparagraph of Article 26(1) and to Article 41(1), the operator shall provide a justification as to why it is technically not feasible or would incur unreasonable costs to apply the required tiers.</p> <p>However, where evidence is found that measures needed for reaching those tiers have become technically feasible and do not any more incur unreasonable costs, the operator shall notify the competent authority of appropriate modifications of the monitoring plan in accordance with Article 15, and submit proposals for implementing the related measures and its timing.</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>37.3.</p>	-
69.3.	<p>3. Where the operator applies a fall-back monitoring methodology referred to in Article 22, the operator</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>shall provide: a justification as to why it is technically not feasible or would incur unreasonable costs to apply at least tier 1 for one or more major or minor source streams.</p> <p>However, where evidence is found that measures needed for reaching at least tier 1 for those source streams have become technically feasible and do not any more incur unreasonable costs, the operator shall notify the competent authority of appropriate modifications of the monitoring plan in accordance with Article 15 and submit proposals for implementing the related measures and its timing.</p>				<p>podzakonskog akta 37.3.</p>	
69.4.	<p>4. Where the verification report established in accordance with Regulation (EU) No 600/2012 states outstanding non-conformities or recommendations for improvements, in accordance with Articles 27, 29 and 30 of that Regulation, the operator or aircraft operator shall submit to the competent authority for approval a report by 30 June of the year in which that verification report is issued by the verifier. That report shall describe how and when the operator or aircraft operator has rectified or plans to rectify the non-conformities identified by the verifier and to implement recommended improvements.</p> <p>Where applicable, such report may be combined with the report referred to in paragraph 1 of this Article.</p> <p>Where recommended improvements would not lead to an improvement of the monitoring methodology, the operator or aircraft operator shall provide a justification of why that is the case. Where the recommended improvements would incur unreasonable costs, the operator or aircraft operator shall provide evidence of the unreasonable nature of the costs.</p>	45.2. 45.3.	<p>Ako izveštaj o verifikaciji iz člana 43. ovog zakona sadrži primedbe koje se odnose na netačnosti ili neusklađenosti podataka u izveštaju o emisijama GHG ili sadrži predloge za poboljšanje tog izveštaja, operater priprema izveštaj i dostavlja ga Ministarstvu na odobrenje do 30. juna godine u kojoj je izdat izveštaj o verifikaciji.</p> <p>U izveštaju iz stava 2. ovog člana operater navodi koje primedbe i predloge iz izveštaja o verifikaciji je prihvatio, odnosno rokove u kojima će ih prihvatiti, a za primedbe i predloge koje nije prihvatio, operater je dužan da navede obrazloženje zašto oni ne dovode do poboljšanja metodologije monitoringa, odnosno kako dovode do neopravdano visokih troškova.</p>	PU	-	-

a)	a1)	b)	b1)	v)	g)	d)
7 70.2.	<p><b>Determination of emissions by the competent authority</b></p> <p>1. The competent authority shall make a conservative estimate of the emissions of an installation or aircraft operator in any of the following situations:</p> <p>(a) no verified annual emission report has been submitted by the operator or aircraft operator by the deadline required pursuant to Article 67(1);</p> <p>(b) the verified annual emission report referred to in Article 67(1) is not in compliance with this Regulation;</p> <p>(c) the emission report of an operator or aircraft operator has not been verified in accordance with Regulation (EU) No 600/2012.</p> <p>2. Where a verifier has stated, in the verification report pursuant to Regulation (EU) No 600/2012, the existence of non-material misstatements which have not been corrected by the operator or aircraft operator before issuing the verification statement, the competent authority shall assess those misstatements, and make a conservative estimate of the emissions of the installation or aircraft operator where appropriate. The competent authority shall inform the operator or aircraft operator whether and which corrections are required to the emissions report. The operator or aircraft operator shall make that information available to the verifier.</p>	44.	<p>Konzervativna procena emisije GHG</p> <p>Ako operater u roku utvrđenom u članu 43. ovog zakona ne dostavi verifikovan izveštaj o godišnjoj emisiji GHG, odnosno ako taj izveštaj nije izrađen ili nije verifikovan u skladu sa odredbama ovog zakona, Agencija odnosno Direktorat vrši konzervativnu procenu emisije GHG koja zamenjuje izveštaj o godišnjoj emisiji GHG.</p> <p>Ako u svom izveštaju verifikator navede da u izveštaju o emisijama GHG postoje pogrešno prikazani podaci koji nisu od ključnog značaja, a koje operater nije ispravio u svom izveštaju, Agencija odnosno Direktorat procenjuju značaj pogrešno prikazanih podataka.</p> <p>Kada utvrdi da su podaci iz stava 2. ovog člana od značaja za izveštavanje Agencija odnosno Direktorat vrši konzervativnu procenu emisije GHG za aktivnosti za koje je utvrđeno da su podaci pogrešno prikazani.</p> <p>Agencija odnosno Direktorat na osnovu procene iz stava 3. ovog člana obaveštava operatera o potrebi i načinu izmene izveštaja o emisiji GHG.</p> <p>Operater je dužan da o obaveštenju iz stava 4. ovog člana obavesti verifikatora.</p>	PU	-	-
70.3.	3. Member States shall establish an efficient exchange of information between competent authorities responsible for approval of monitoring plans and competent authorities responsible for acceptance of annual emission reports.	-	-	NP	Neprenosivo iz razloga što se saradnja između organa uređuje zakonom kojim se uređuje državna uprava.	-

a)	a1)	b)	b1)	v)	g)	d)
71.	<p><b>Access to information</b></p> <p>Emission reports held by the competent authority shall be made available to the public by that authority subject to national rules adopted pursuant to Directive 2003/4/EC. With regard to the application of the exception, as specified in Article 4(2)(d) of that Directive, operators or aircraft operators may indicate in their report which information they consider commercially sensitive.</p>	56.	<p><b>Pristup informacijama</b></p> <p>Ministarstvo stavlja na raspolaganje javnosti izveštaje o emisiji gasova u skladu sa propisom kojim se uređuje pristup informacijama od javnog značaja.</p> <p>Operater može navesti koje informacije iz izveštaja o emisiji gasova smatra poslovnom tajnom i koje Ministarstvo neće učiniti dostupnim javnosti.</p> <p>Poslovnom tajnom ne mogu se označiti podaci koji se odnose na emisije, stanje životne sredine i moguće negativne uticaje i posledice, rezultate monitoringa i inspeksijski nadzor.</p>	PU	-	-
72.	<p><b>Rounding of data</b></p> <p>1. Total annual emissions shall be reported as rounded tonnes of CO<sub>2</sub> or CO<sub>2(e)</sub>.</p> <p>Tonne-kilometres shall be reported as rounded values of tonne-kilometres.</p> <p>2. All variables used to calculate the emissions shall be rounded to include all significant digits for the purpose of calculating and reporting emissions.</p> <p>3. All data per flights shall be rounded to include all significant digits for the purpose of calculating the distance and payload pursuant to Article 56 as well as reporting the tonne-kilometre data.</p>	-	-	NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p>43.3.</p>	-
73.	<p><b>Ensuring consistency with other reporting</b></p> <p>Each activity listed in Annex I to Directive 2003/87/EC that is carried out by an operator or aircraft operator shall be labelled using the codes, where applicable, from the following reporting schemes:</p> <p>(a) the Common Reporting Format for national greenhouse gas inventory systems as approved by the</p>	-	-	NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p>43.3.</p>	-



a)	a1)	b)	b1)	v)	g)	d)
	<p>respective bodies of the United Nations Framework Convention on Climate Change;</p> <p>(b) the installation's identification number in the European Pollutant Release and Transfer Register in accordance with Regulation (EC) No 166/2006 of the European Parliament and of the Council (<a href="#">12</a>);</p> <p>(c) the IPPC activity of Annex I to Regulation (EC) No 166/2006;</p> <p>(d) the NACE code in accordance with Regulation (EC) No 1893/2006 of the European Parliament and of the Council (<a href="#">13</a>).</p>					
74.	<p><b>CHAPTER VII</b></p> <p><b>INFORMATION TECHNOLOGY</b></p> <p><b>REQUIREMENTS</b></p> <p><b>Electronic data exchange formats</b></p> <p>1. Member States may require the operator and aircraft operator to use electronic templates or specific file formats for submission of monitoring plans and changes to the monitoring plan, as well as for submission of annual emissions reports, tonne-kilometre data reports, verification reports and improvement reports.</p> <p>Those templates or file format specifications established by the Member States shall, at least, contain the information contained in electronic templates or file format specifications published by the Commission.</p> <p>2. When establishing the templates or file format specifications referred to in paragraph 1, the Member States may choose one or both of the following options:</p> <p>(a) file format specifications using a standardised electronic reporting language (hereinafter the 'EU ETS reporting language') based on XML for the use</p>	-	-	NU	<p>Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7.</p>	-

a)	a1)	b)	b1)	v)	g)	d)
	<p>in connection with advanced automated systems;</p> <p>(b) templates published in a form usable by standard office software, including spreadsheets and word processor files.</p>					
75.	<p><b>Use of automated systems</b></p> <p>1. Where a Member State chooses to use automated systems for electronic data exchange based on the EU ETS reporting language in accordance with point (a) of Article 74(2), those systems shall ensure in a cost efficient way, through the implementation of technological measures in accordance with the current state of technology:</p> <p>(a) integrity of data, preventing modification of electronic messages during transmission;</p> <p>(b) confidentiality of data, through the use of security techniques, including encryption techniques, such that the data is only accessible to the party for which it was intended and that no data can be intercepted by unauthorised parties;</p> <p>(c) authenticity of data, such that the identity of both the sender and receiver of data is known and verified;</p> <p>(d) non-repudiation of data, such that one party of a transaction cannot deny having received a transaction nor can the other party deny having sent a transaction, by applying methods such as signing techniques, or independent auditing of system safeguards.</p> <p>2. Any automated systems used by Member States based on the EU ETS reporting language for communication between the competent authority, operator and aircraft operator, as well as verifier and accreditation body within the meaning of Regulation (EU) No 600/2012, shall meet the following non-functional requirements, through implementation of technological measures in accordance with the current state of technology:</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p>35.7.</p>	

a)	a1)	b)	b1)	v)	g)	d)
	<p>(a) access control, such that the system is only accessible to authorised parties and no data can be read, written or updated by unauthorised parties, through implementation of technological measures in order to achieve the following:</p> <p>(i) restriction of physical access to the hardware on which automated systems run through physical barriers;</p> <p>(ii) restriction of logical access to the automated systems through the use of technology for identification, authentication and authorisation;</p> <p>(b) availability, such that data accessibility is ensured, even after significant time and the introduction of possible new software;</p> <p>(c) audit trail, such that it is ensured that changes to data can always be found and analysed in retrospect.</p>					
76.	<p><b>CHAPTER VIII</b></p> <p><b>FINAL PROVISIONS</b></p> <p><b>Repeal of Decision 2007/589/EC and transitional provisions</b></p> <p>1. Decision 2007/589/EC is repealed.</p> <p>2. The provisions of Decision 2007/589/EC shall continue to apply to the monitoring, reporting and verification of emissions and, where applicable, activity data occurring prior to 1 January 2013.</p>	-	-	NP	Neprenosivo jer se radi o odredbama koje se odnose na postupke stavljanja van snage uredbe i prelazne odredbe.	-
77.	<p><b>Entry into force</b></p> <p>This Regulation shall enter into force on the twentieth day following that of its publication in the <i>Official Journal of the European Union</i>.</p> <p>It shall apply from 1 January 2013.</p>	-	-	NP	Neprenosivo jer se radi o odredbama koje se odnose na postupke stupanja uredbe na snagu.	-

a)	a1)	b)	b1)	v)	g)	d)
	This Regulation shall be binding in its entirety and directly applicable in all Member States.					
ANNEX I	<b>Minimum content of the monitoring plan (Article 12(1))</b>	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
ANNEX II	<b>Tier thresholds for calculation-based methodologies related to installations (Article 12(1))</b>	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
ANNEX III	<b>Monitoring methodologies for aviation (Article 52 and Article 56)</b>	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 33.3.	-
ANNEX IV	<b>Activity-specific monitoring methodologies related to installations (Article 20(2))</b>	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
ANNEX V	<b>Minimum tier requirements for calculation-based methodologies involving Category A installations and calculation factors for commercial standard fuels used by Category B and C installations (Article 26(1))</b>	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
ANNEX VI	<b>Reference values for calculation factors (Article 31(1)(a))</b>	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta	-

a)	a1)	b)	b1)	v)	g)	d)
					35.7.	
ANNEX VII	<b>Minimum frequency of analyses (Article 35)</b>	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
ANNEX VIII	<b>Measurement-based methodologies (Article 41)</b>	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 35.7.	-
ANNEX IX	<b>Minimum data and information to be retained in accordance with Article 66(1)</b>	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 42.3.	-
ANNEX X	<b>Minimum content of Annual Reports (Article 67(3))</b>	-	-	NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 43.5.	-

1. Naziv propisa Evropske unije : <b>UREDBA KOMISIJE (EU) broj 600/22 od 21. juna 22. o verifikaciji izveštaja o emisijama gasova sa efektom staklene bašte i izveštaja o tonskim kilometrima i o akreditaciji verifikatora u skladu s Direktivom 2003/87/EZ Evropskog parlamenta i Saveta</b> <b>COMMISSION REGULATION (EU) No 600/22 of 21 June 22 on the verification of greenhouse gas emission reports and tonne-kilometre reports and the accreditation of verifiers pursuant to Directive 2003/87/EC of the European Parliament and of the Council (Text with EEA relevance)</b>	2. „CELEX” oznaka EU propisa <b>322R0600</b>
3. Ovlašćeni predlagač propisa – Vlada	4. Datum izrade tabele:
Obrađivač – Ministarstvo zaštite životne sredine	11.10.2016. Revizija 28.10.2017 Revizija: 08.06.2018. Revizija: 14.01.2020.
5. Naziv propisa čije odredbe su predmet analize usklađenosti sa propisom Evropske unije:	6. Brojčane oznake (šifre) planiranih propisa iz baze NPAA:
<b>Predlog zakona o klimatskim promenama</b>	2017-344
7. Usklađenost odredbi propisa sa odredbama propisa EU:	

a)	a1)	b)	b1)	v)	g)	d)
1	<b>Subject matter</b>  This Regulation lays down provisions for the verification of reports submitted pursuant to Directive 2003/87/EC and for the accreditation and supervision of verifiers.  This Regulation also specifies, without prejudice to Regulation (EC) No 765/2008, provisions for the mutual recognition of verifiers and peer evaluation of national accreditation bodies pursuant to Article 15 of Directive 2003/87/EC.	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>2</sup>	Razlozi za delimičnu usklađenost, neusklađenost ili neprenosivost	Napomena o usklađenosti
2	<b>Scope</b>		Ovim zakonom uređuje se sistem za ograničenje emisija gasova sa efektom staklene bašte (u daljem	DU	Potpuna usklađenost biće	Podzakonskim

<sup>2</sup> Potpuno usklađeno - PU, delimično usklađeno - DU, neusklađeno - NU, neprenosivo – NP

a)	a1)	b)	b1)	v)	g)	d)
	This Regulation shall apply to the verification of greenhouse gas emissions and tonne-kilometre data occurring from 1 January 23, reported pursuant to Article 14 of Directive 2003/87/EC.	1.1	tekstu: GHG) i za prilagodavanje na izmenjene klimatske uslove, monitoring i izveštavanje o strategiji niskougljeničnog razvoja i njenom unapređenju, konceptu politike prilagodavanja na izmenjene klimatske uslove, donošenje strategije niskougljeničnog razvoja i koncepta politike prilagodavanja na izmenjene klimatske uslove, izdavanje dozvola za emisije GHG operateru postrojenja, izdavanje odobrenja na plan monitoringa operater vazduhoplova, monitoring, izveštavanje, verifikaciju i akreditaciju verifikatora, administrativne takse, nadzor i druga pitanja od značaja za ograničenje emisija GHG i prilagodavanje na izmenjene klimatske uslove.		postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	aktom nije planirano da se urede pitanja međusobnog priznanja i međusobne evaluacije, s obzirom da su ta pitanja uređena Zakonom o akreditaciji
3	<b>Definitions</b> For the purposes of this Regulation, in addition to the definitions laid down in Article 3 of Directive 2003/87/EC and Article 3 of Regulation (EU) No 6/22, the following definitions shall apply:	2.1 2.2	Odredbe ovog zakona primenjuju se na emisije GHG izazvane ljudskom aktivnošću i sektore i sisteme izložene uticajima klimatskih promena. GHG iz stava 1 ovog člana su ugljendioksid (CO <sub>2</sub> ), metan (CH <sub>4</sub> ), azotsuboksid (N <sub>2</sub> O), fluorougljovodonici (HFCs), perfluorougljenici (PFCs) i sumporheksafluorid (SF <sub>6</sub> ).	PU		
3.1	(1) 'detection risk' means the risk that the verifier does not detect a material misstatement;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 46. 3; 48.2; 50.4	
3.2	(2) 'accreditation' means attestation by a national accreditation body that a verifier meets the requirements set by harmonised standards, within the meaning of point 9 of Article 2 of Regulation (EC) No 765/2008, and requirements set out in this Regulation to carry out the verification of an operator's or aircraft operator's report pursuant to this Regulation;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.3	(3) 'verifier' means a legal person or another legal entity carrying out verification activities pursuant to this Regulation and accredited by a national accreditation body pursuant to Regulation (EC) No	5.1.2.	Značenje izraza Član 5. 2) verifikator jeste pravno lice koje vrši verifikacione	PU		

a)	a1)	b)	b1)	v)	g)	d)
	765/2008 and this Regulation or a natural person otherwise authorised, without prejudice to Article 5(2) of that Regulation, at the time a verification report is issued;		aktivnosti u skladu sa ovim zakonom i propisom donetim na osnovu njega i koga je akreditovalo Akreditaciono telo Srbije (u daljem tekstu: ATS), u skladu sa zakonom kojim se uređuje akreditacija;			
3.4	(4) 'verification' means the activities carried out by a verifier to issue a verification report pursuant to this Regulation;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
3.5	(5) 'material misstatement' means a misstatement that, in the opinion of the verifier, individually or when aggregated with other misstatements, exceeds the materiality level or could affect the treatment of the operator's or aircraft operator's report by the competent authority;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
3.6	(6) 'operator's or aircraft operator's report' means the annual emission report to be submitted by the operator or aircraft operator pursuant to Article 14(3) of Directive 2003/87/EC or the tonne-kilometre report to be submitted by the aircraft operator for the purposes of applying for the allocation of allowances pursuant to Articles 3e and 3f of that Directive;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
3.7	(7) 'scope of accreditation' means activities referred to in Annex I for which accreditation is sought or has been granted;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
3.8	(8) 'competence' means the ability to apply knowledge and skills to carry out an activity;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
3.9	(9) 'materiality level' means the quantitative threshold or cut-off point above which misstatements,			NU	Potpuna usklađenost biće	



a)	a1)	b)	b1)	v)	g)	d)
	individually or when aggregated with other misstatements, are considered material by the verifier;				postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.10	(10) 'control system' means the operator's or aircraft operator's risk assessment and entire set of control activities, including the continuous management thereof, that an operator or aircraft operator has established, documented, implemented and maintained pursuant to Article 58 of Regulation (EU) No 6/22;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.11	(11) 'control activities' means any acts carried out or measures implemented by the operator or aircraft operator to mitigate inherent risks;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.12	(12) 'non-conformity' means one of the following:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.12.a	(a) for the purposes of verifying an operator's emission report, any act or omission of an act by the operator that is contrary to the greenhouse gas emissions permit and the requirements in the monitoring plan approved by the competent authority;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.12.b	(b) for the purposes of verifying an aircraft operator's emission or tonne-kilometre report, any act or omission of an act by the aircraft operator that is contrary to the requirements in the monitoring plan approved by the competent authority;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.12.c	(c) for the purposes of accreditation pursuant to Chapter IV, any act or omission of an act by the verifier that is contrary to the requirements of this Regulation;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	

a)	a1)	b)	b1)	v)	g)	d)
3.13	(13) 'site' means, for the purposes of verifying the emission or tonne-kilometre report of an aircraft operator, the locations where the monitoring process is defined and managed, including the locations where relevant data and information are controlled and stored;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.14	(14) 'control environment' means the environment in which the internal control system functions and the overall actions of an operator's or aircraft operator's management to ensure awareness of this internal control system;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.15	(15) 'inherent risk' means the susceptibility of a parameter in the operator's or aircraft operator's report to misstatements that could be material, individually or when aggregated with other misstatements, before taking into consideration the effect of any related control activities;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.16	(16) 'control risk' means the susceptibility of a parameter in the operator's or aircraft operator's report to misstatements that could be material, individually or when aggregated with other misstatements, and that will not be prevented or detected and corrected on a timely basis by the control system;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.17	(17) 'verification risk' means the risk, being a function of inherent risk, control risk and detection risk, that the verifier expresses an inappropriate verification opinion when the operator's or aircraft operator's report is not free of material misstatements;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.18	(18) 'reasonable assurance' means a high but not absolute level of assurance, expressed positively in the verification opinion, as to whether the operator's or aircraft operator's report subject to verification is free from material misstatement;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.19	(19) 'analytical procedures' means the analysis of fluctuations and trends in the data including an analysis of the relationships that are inconsistent with			NU	Potpuna usklađenost biće postignuta usvajanjem	

a)	a1)	b)	b1)	v)	g)	d)
	other relevant information or that deviate from predicted amounts;				podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.20	(20) 'internal verification documentation' means all internal documentation that a verifier has compiled to record all documentary evidence and justification of activities that are carried out for the verification of an operator's or aircraft operator's report;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.21	(21) 'EU ETS lead auditor' means an EU ETS auditor in charge of directing and supervising the verification team, who is responsible for performing and reporting on the verification of an operator's or aircraft operator's report;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.22	(22) 'EU ETS auditor' means an individual member of a verification team responsible for conducting a verification of an operator's or aircraft operator's report other than the EU ETS lead auditor;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.23	(23) 'technical expert' means a person who provides detailed knowledge and expertise on a specific subject matter needed for the performance of verification activities for the purposes of Chapter III and for the performance of accreditation activities for the purposes of Chapter V;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.24	(24) 'level of assurance' means the degree of assurance the verifier provides on the verification report based on the objective to reduce the verification risk according to the circumstances of the verification engagement;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.25	(25) 'assessor' means a person assigned by a national accreditation body to perform individually or as part of an assessment team an assessment of a verifier pursuant to this Regulation;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	

a)	a1)	b)	b1)	v)	g)	d)
3.26	(26) 'lead assessor' means an assessor who is given the overall responsibility for the assessment of a verifier pursuant to this Regulation;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
3.27	(27) 'misstatement' means an omission, misrepresentation or error in the operator's or aircraft operator's reported data, not considering the uncertainty permissible pursuant to Article 12(1)(a) of Regulation (EU) No 6/22.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
4	<b>Presumption of conformity</b>  Where a verifier demonstrates its conformity with the criteria laid down in the relevant harmonised standards, within the meaning of point 9 of Article 2 of Regulation (EC) No 765/2008, or parts thereof, the references of which have been published in the Official Journal of the European Union, it shall be presumed to comply with the requirements set out in Chapters II and III of this Regulation in so far as the applicable harmonised standards cover those requirements.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
5	<b>General framework for accreditation</b>  Where no specific provisions concerning the composition of the national accreditation bodies or the activities and requirements linked to accreditation are laid down in this Regulation, the relevant provisions of Regulation (EC) No 765/2008 shall apply.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
6	<b>Reliability of verification</b>  A verified emissions report shall be reliable for users. It shall represent faithfully that which it either purports to represent or may reasonably be expected to represent.  The process of verifying emission reports shall be an effective and reliable tool in support of quality assurance and quality control procedures, providing	47.	Na pitanja akreditacije koja nisu posebno uređena ovim zakonom, primenjuju se odredbe zakona kojim se uređuje akreditacija i drugih opštih akata ATS, odnosno pravila akreditacije koje objavljuje ATS.	PU		

a)	a1)	b)	b1)	v)	g)	d)
	information upon which an operator or aircraft operator can act to improve performance in monitoring and reporting emissions.					
7.1	<p><b>General obligations of the verifier</b></p> <p>1. The verifier shall carry out the verification and the activities required by this Chapter with the aim of providing a verification report that concludes with reasonable assurance that the operator's or aircraft operator's report is free from material misstatements.</p>			NU	Nije planirano usklađivanje; ova odredba bi „pripadala“ materiji podzakonskog akta o verifikaciji i akreditaciji, ali odredba ne propisuje nikakvo pravilo ili obavezu, tj. deklarativne je prirode.	Nije planirano usklađivanje; ova odredba bi „pripadala“ materiji podzakonskog akta o verifikaciji i akreditaciji, ali odredba ne propisuje nikakvo pravilo ili obavezu, tj. deklarativne je prirode
7.2	2. The verifier shall plan and perform the verification with an attitude of professional scepticism recognising that circumstances may exist that cause the information in the operator's or aircraft operator's report to contain material misstatements.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
7.3	3. The verifier must carry out verification in the public interest, independent of the operator or aircraft operator and the competent authorities responsible for Directive 2003/87/EC.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
7.4	4. During the verification, the verifier shall assess whether:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
7.4.a	(a) the operator's or aircraft operator's report is complete and meets the requirements laid down in Annex X of Regulation (EU) No 6/22;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	

a)	a1)	b)	b1)	v)	g)	d)
7.4.b	(b) the operator or aircraft operator has acted in compliance with the requirements of the greenhouse gas emissions permit and the monitoring plan approved by the competent authority, where the verification of an operator's emission report is concerned, and with the requirements of the monitoring plan approved by the competent authority, where the verification of an aircraft operator's emission or tonne-kilometre report is concerned;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
7.4.c	(c) the data in the operator's or aircraft operator's report are free from material misstatements;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
7.4.d	(d) information can be provided in support of the operator's or aircraft operator's data flow activities, control system and associated procedures to improve the performance of their monitoring and reporting.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
	For the purpose of point (c) of this paragraph, the verifier shall obtain clear and objective evidence from the operator or aircraft operator to support the reported aggregated emissions or tonne-kilometres taking into account all other information provided in the operator's or aircraft operator's report.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
7.5	Where the verifier discovers that an operator or an aircraft operator is not complying with Regulation (EU) No 6/22, that irregularity shall be included in the verification report even if the monitoring plan concerned is approved by the competent authority			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
7.6	Where the monitoring plan has not been approved by the competent authority pursuant to Article 11 of Regulation (EU) No 6/22, is incomplete or where significant modifications referred to in Article 15(3) or (4) of that Regulation have been made during the reporting period which have not been accordingly approved by the competent authority, the verifier shall advise the operator or aircraft operator to obtain the			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	

a)	a1)	b)	b1)	v)	g)	d)
	<p>necessary approval from the competent authority.</p> <p>Following the approval by the competent authority, the verifier shall continue, repeat or adapt the verification activities accordingly.</p> <p>Where the approval has not been obtained before the issue of the verification report, the verifier shall report this in the verification report</p>					
1	<p><b>Subject matter</b></p> <p>This Regulation lays down provisions for the verification of reports submitted pursuant to Directive 2003/87/EC and for the accreditation and supervision of verifiers.</p> <p>This Regulation also specifies, without prejudice to Regulation (EC) No 765/2008, provisions for the mutual recognition of verifiers and peer evaluation of national accreditation bodies pursuant to Article 15 of Directive 2003/87/EC.</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
8.1	<p><b>Pre-contractual obligations</b></p> <p>1. Before accepting a verification engagement, a verifier shall obtain a proper understanding of the operator or aircraft operator and assess whether it can undertake the verification. For this purpose the verifier shall at least:</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
8.1.a	<p>(a) evaluate the risks involved to undertake the verification of the operator's or aircraft operator's report in accordance with this Regulation;</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
8.1.b	<p>(b) undertake a review of the information supplied by the operator or aircraft operator to determine the scope of the verification;</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	

a)	a1)	b)	b1)	v)	g)	d)
8.1.c	(c) assess whether the engagement falls within the scope of its accreditation;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
8.1.d	(d) assess whether it has the competence, personnel and resources required to select a verification team capable of dealing with the complexity of the installation or the aircraft operator's activities and fleet as well as whether it is capable of successfully completing the verification activities within the timeframe required;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
8.1.e	(e) assess whether it is capable of ensuring that the potential verification team at its disposal holds all the competence, and persons required to carry out verification activities for that specific operator or aircraft operator;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
8.1.f	(f) determine, for each verification engagement requested, the time allocation needed to properly carry out the verification;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
8.2	2. The operator or aircraft operator shall provide the verifier with all relevant information that enables the verifier to carry out the activities referred to in paragraph 1.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
9.1	<b>Time allocation</b> 1. When determining the time allocation for a verification engagement referred to in Article 8(1)(f), the verifier shall at least take into account:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
9.1.a	(a) the complexity of the installation or the aircraft operator's activities and fleet;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	



a)	a1)	b)	b1)	v)	g)	d)
					<b>46. 3; 48.2; 50.4</b>	
9.1.b	(b) the level of information and the complexity of the monitoring plan approved by the competent authority;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
9.1.c	(c) the required materiality level;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
9.1.d	(d) the complexity and completeness of the data flow activities and the control system of the operator or aircraft operator;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
9.1.e	(e) the location of information and data related to greenhouse gas emissions or tonne-kilometre data.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
9.2	2. The verifier shall ensure that the verification contract provides for a possibility of time to be charged in addition to the time agreed in the contract, where such additional time is found to be needed for the strategic analysis, risk analysis or other verification activities. The situations where the additional time may be applied shall include at least the following;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
9.2.a	(a) during the verification where the data flow activities, control activities or logistics of the operator or aircraft operator seem to be more complex than initially anticipated;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	

a)	a1)	b)	b1)	v)	g)	d)
9.2.b	(b) where misstatements, non-conformities, insufficient data or errors in the data sets are identified by the verifier during the verification.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
9.3	3. The verifier shall document the time allocated in the internal verification documentation.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
10.1	<b>Information from an operator or aircraft operator</b> 1. Before the strategic analysis and at other points of time during the verification, the operator or aircraft operator shall provide the verifier with all of the following:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
10.1.a	(a) the operator's greenhouse gas emissions permit when this concerns the verification of an operator's emission report;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
10.1.b	(b) the latest version of the operator's or aircraft operator's monitoring plan as well as any other relevant versions of the monitoring plan approved by the competent authority, including evidence of the approval;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
10.1.c	(c) a description of the operator's or aircraft operator's data flow activities;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
10.1.d	(d) the operator's or aircraft operator's risk assessment referred to in Article 58(2)(a) of Regulation (EU) No 6/22, and an outline of the overall control system;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	

a)	a1)	b)	b1)	v)	g)	d)
					<b>46. 3; 48.2; 50.4</b>	
10.1.e	(e) the procedures mentioned in the monitoring plan as approved by the competent authority, including procedures for data flow activities and control activities;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
10.1.f	(f) the operator's or aircraft operator's annual emission or tonne-kilometre report, as appropriate;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
10.1.g	(g) where applicable, the operator's sampling plan referred to in Article 33 of Regulation (EU) No 6/22 as approved by the competent authority;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
10.1.h	(h) where the monitoring plan was modified during the reporting period, a record of all those modifications in accordance with Article 16(3) of Regulation (EU) No 6/22;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
10.1.i	(i) where applicable, the report referred to in Article 69(4) of Regulation (EU) No 6/22;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
10.1.j	(j) the verification report from the previous year if the verifier did not carry out the verification for that particular operator or aircraft operator the previous year;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	

a)	a1)	b)	b1)	v)	g)	d)
10.1.k	(k) all relevant correspondence with the competent authority, in particular information related to the notification of modifications of the monitoring plan;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
10.1.l	(l) information on databases and data sources used for monitoring and reporting purposes, including those from Eurocontrol;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
10.1.m	(m) where the verification concerns the emission report of an installation carrying out the geological storage of greenhouse gases in a storage site permitted under Directive 2009/31/EC, the monitoring plan required by that Directive and the reports required by Article 14 of that Directive, covering at least the reporting period of the emissions report to be verified;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
10.1.n	(n) where applicable, the approval of the competent authority for not carrying out site visits for installations pursuant to Article 31(1);			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
10.1.o	(o) any other relevant information necessary for the planning and carrying out of the verification.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
10.2	2. Before the verifier issues the verification report, the operator or aircraft operator shall provide it with the final authorised and internally validated operator's			NU	Potpuna usklađenost biće postignuta usvajanjem	

a)	a1)	b)	b1)	v)	g)	d)
	or aircraft operator's report.				podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
11.1	<b>Strategic analysis</b> 1. At the beginning of the verification the verifier shall assess the likely nature, scale and complexity of the verification tasks by carrying out a strategic analysis of all activities relevant to the installation or the aircraft operator.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
11.2	2. For the purposes of understanding the activities carried out by the installation or the aircraft operator, the verifier shall collect and review the information needed to assess that the verification team is sufficiently competent to carry out the verification, to determine that the time allocation indicated in the contract has been set correctly and to ensure that it is able to conduct the necessary risk analysis. The information shall include at least:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
11.2.a	(a) the information referred to in Article 10(1);			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
11.2.b	(b) the required materiality level;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
11.2.c	(c) where the verifier is carrying out the verification for the same operator or aircraft operator, the information obtained from the verification in previous			NU	Potpuna usklađenost biće postignuta usvajanjem	

a)	a1)	b)	b1)	v)	g)	d)
	years.				podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
11.3	3. When reviewing the information referred to in paragraph 2, the verifier shall at least assess the following:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
11.3.a	(a) for the purposes of the verification of the operator's emission report, the category of the installation referred to in Article 19 of Regulation (EU) No 6/22 and the activities carried out at that installation;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
11.3.b	(b) for the purposes of the verification of the aircraft operator's emission or tonne- kilometre report, the size and nature of the aircraft operator, the distribution of information in different locations as well as the number and type of flights;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
11.3.c	(c) the monitoring plan approved by the competent authority as well as the specifics of the monitoring methodology laid down in that monitoring plan;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
11.3.d	(d) the nature, scale and complexity of emission sources and source streams as well as the equipment and processes that have resulted in emissions or tonne-kilometre data, including the measurement equipment described in the monitoring plan, the origin and application of calculation factors and other			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	

a)	a1)	b)	b1)	v)	g)	d)
	primary data sources;				<b>46. 3; 48.2; 50.4</b>	
11.3.e	(e) the data flow activities, the control system and the control environment.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
11.4	4. When carrying out the strategic analysis, the verifier shall check the following:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
11.4.a	(a) whether the monitoring plan presented to it is the most recent version approved by the competent authority;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
11.4.b	(b) whether there have been any modifications of the monitoring plan during the reporting period;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
11.4.c	(c) whether those modifications have been notified to the competent authority pursuant to Article 15(1) or Article 23 of Regulation (EU) No 6/22 or approved by the competent authority in accordance with Article 15(2) of that Regulation.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	

a)	a1)	b)	b1)	v)	g)	d)
12.1	<p><b>Risk analysis</b></p> <p>1. The verifier shall identify and analyse the following elements to design, plan and implement an effective verification:</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
12.1.a	(a) the inherent risks;			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
12.1.b	(b) the control activities;			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
12.1.c	(c) where control activities referred to in point (b) have been implemented, the control risks concerning the effectiveness of these control activities.			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
12.2	2. When identifying and analysing the elements referred to in paragraph 1, the verifier shall at least consider:			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
12.2.a	(a) the findings from the strategic analysis referred to in Article 11(1);			NU	<p>Potpuna usklađenost biće postignuta usvajanjem</p>	



a)	a1)	b)	b1)	v)	g)	d)
					podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
12.2.b	(b) the information referred to in Article 10(1) and Article 11(2)(c);			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
12.2.c	(c) the materiality level referred to in Article 11(2)(b).			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
12.3	3. Where the verifier has determined that the operator or aircraft operator has failed to identify the relevant inherent risks and control risks in its risk assessment, the verifier shall inform the operator or aircraft operator thereof.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
12.4	4. Where appropriate according to the information obtained during the verification, the verifier shall revise the risk analysis and modify or repeat the verification activities to be performed.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
13.1	<b>Verification plan</b> 1. The verifier shall draft a verification plan commensurate with the information obtained and the risks identified during the strategic analysis and the risk analysis, and including at least:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	

a)	a1)	b)	b1)	v)	g)	d)
					<b>46. 3; 48.2; 50.4</b>	
13.1.a	(a) a verification programme describing the nature and scope of the verification activities as well as the time and manner in which these activities are to be carried out;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
13.1.b	(b) a test plan setting out the scope and methods of testing the control activities as well as the procedures for control activities;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
13.1.c	(c) a data sampling plan setting out the scope and methods of data sampling related to data points underlying the aggregated emissions in the operator or aircraft operator's emission report or the aggregated tonne-kilometre data in the aircraft operator's tonne-kilometre report.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
13.2	2. The verifier shall set up the test plan referred to in point (b) of paragraph 1 in a manner that allows it to determine the extent to which the relevant control activities may be relied on for the purposes of assessing compliance with the requirements mentioned in Article 7(4)(b).  When determining the sampling size and sampling activities for testing the control activities, the verifier shall consider the following elements:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
13.2.a	(a) the inherent risks;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	

a)	a1)	b)	b1)	v)	g)	d)
					<b>46. 3; 48.2; 50.4</b>	
13.2.b	(b) the control environment;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
13.2.c	(c) the relevant control activities;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
13.2.d	(d) the requirement to deliver a verification opinion with reasonable assurance.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
13.3	3. When determining the sampling size and sampling activities for sampling the data referred to in point (c) of paragraph 1, the verifier shall consider the following elements:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
13.3.a	(a) the inherent risks and control risks;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	

a)	a1)	b)	b1)	v)	g)	d)
13.3.b	(b) the results of the analytical procedures;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
13.3.c	(c) the requirement to deliver a verification opinion with reasonable assurance;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
13.3.d	(d) the materiality level;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
13.3.e	(e) the materiality of the contribution of an individual data element to the overall data set.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
13.4	4. The verifier shall set up and implement the verification plan such that the verification risk is reduced to an acceptable level to obtain reasonable assurance that the operator's or aircraft operator's report is free from material misstatements.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
13.5	5. The verifier shall update the risk analysis and the verification plan, and adapt the verification activities during the verification when it finds additional risks			NU	Potpuna usklađenost biće postignuta usvajanjem	

a)	a1)	b)	b1)	v)	g)	d)
	that need to be reduced or when there is less actual risk than initially expected				podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
14	<p><b>Verification activities</b> The verifier shall implement the verification plan and, based on the risk analysis, the verifier shall check the implementation of the monitoring plan as approved by the competent authority.</p> <p>To that end, the verifier shall at least carry out substantive testing consisting of analytical procedures, data verification and checking the monitoring methodology and check the following:</p>			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
14.a	(a) the data flow activities and the systems used in the data flow, including information technology systems;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
14.b	(b) whether the control activities of the operator or aircraft operator are appropriately documented, implemented, maintained and effective to mitigate the inherent risks;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
14.c	(c) whether the procedures listed in the monitoring plan are effective to mitigate the inherent risks and control risks and whether the procedures are implemented, sufficiently documented and properly maintained.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
	For the purposes of point (a) of the second paragraph, the verifier shall track the data flow following the sequence and interaction of the data flow activities			NU	Potpuna usklađenost biće postignuta usvajanjem	

a)	a1)	b)	b1)	v)	g)	d)
	from primary source data to the compilation of the operator's or aircraft operator's report.				podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
15.1	<b>Analytical procedures</b> 1. The verifier shall use analytical procedures to assess the plausibility and completeness of data where the inherent risk, the control risk and the aptness of the operator's or aircraft operator's control activities show the need for such analytical procedures.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
15.2	2. In carrying out the analytical procedures referred to in paragraph 1, the verifier shall assess reported data to identify potential risk areas and to subsequently validate and tailor the planned verification activities. The verifier shall at least:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
15.2.a	(a) assess the plausibility of fluctuations and trends over time or between comparable items;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
15.2.b	(b) identify immediate outliers, unexpected data and data gaps.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
15.3	3. In applying the analytical procedures referred to in paragraph 1, the verifier shall perform the following procedures:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	

a)	a1)	b)	b1)	v)	g)	d)
					<b>46. 3; 48.2; 50.4</b>	
15.3.a	(a) preliminary analytical procedures on aggregated data before carrying out the activities referred to in Article 14 in order to understand the nature, complexity and relevance of the reported data;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
15.3.b	(b) substantive analytical procedures on the aggregated data and the data points underlying these data for the purposes of identifying potential structural errors and immediate outliers;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
15.3.c	(c) final analytical procedures on the aggregated data to ensure that all errors identified during the verification process have been resolved correctly.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
15.4	4. Where the verifier identifies outliers, fluctuations, trends, data gaps or data that are inconsistent with other relevant information or that differ significantly from expected amounts or ratios, the verifier shall obtain explanations from the operator or aircraft operator supported by additional relevant evidence.  Based on the explanations and additional evidence provided, the verifier shall assess the impact on the verification plan and the verification activities to be performed.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
16.1	<b>Data verification</b> 1. The verifier shall verify the data in the operator's or aircraft operator's report by applying detailed testing of the data, including tracing the data back to the primary data source, cross-checking data with			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	

a)	a1)	b)	b1)	v)	g)	d)
	external data sources, performing reconciliations, checking thresholds regarding appropriate data and carrying out recalculations.				<b>46. 3; 48.2; 50.4</b>	
16.2	2. As part of the data verification referred to in paragraph 1 and taking into account the approved monitoring plan, including the procedures described in that plan, the verifier shall check:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
16.2.a	(a) for the purposes of verifying an operator's emission report, the boundaries of an installation;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
16.2.b	(b) for the purposes of verifying an operator's emission report, the completeness of source streams and emission sources as described in the monitoring plan approved by the competent authority;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
16.2.c	(c) for the purposes of verifying an aircraft operator's emission report and tonne-kilometre report, the completeness of flights falling within an aviation activity listed in Annex I of Directive 2003/87/EC for which the aircraft operator is responsible as well as the completeness of emission data and tonne-kilometre data respectively;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
16.2.d	(d) for the purposes of verifying an aircraft operator's emission report and tonne-kilometre report, the consistency between reported data and mass and balance documentation;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	



a)	a1)	b)	b1)	v)	g)	d)
16.2.e	(e) for the purposes of verifying an aircraft operator's emission report, the consistency between aggregated fuel consumption and data on fuel purchased or otherwise supplied to the aircraft performing the aviation activity;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
16.2.f	(f) the consistency of the aggregated reported data in an operator's or aircraft operator's report with primary source data;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
16.2.g	(g) where a measurement based methodology referred to in Article 21(1) of Regulation (EU) No 6/22 is applied by an operator, the measured values using the results of the calculations performed by the operator in accordance with Article 46 of that Regulation;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
16.2.h	(h) the reliability and accuracy of the data.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
16.3	3. For the purposes of checking the completeness of flights referred to in point (c) of paragraph 2, the verifier shall use an aircraft operator's air traffic data, including data collected from Eurocontrol or other relevant organisations which can process air traffic information such as that available to Eurocontrol.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
17.1	<b>Verification of the correct application of the monitoring methodology</b>			NU	Potpuna usklađenost biće postignuta usvajanjem	

a)	a1)	b)	b1)	v)	g)	d)
	1. The verifier shall check the correct application and implementation of the monitoring methodology as approved by the competent authority in the monitoring plan, including specific details of that monitoring methodology.				podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
17.2	2. For the purposes of verifying the operator's emission report, the verifier shall check the correct application and implementation of the sampling plan referred to in Article 33 of Regulation (EU) No 6/22, as approved by the competent authority.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
17.3.1	3. Where CO2 is transferred in accordance with Articles 48 and 49 of Regulation (EU) No 6/22 and the CO2 transferred is measured by both the transferring and receiving installation, the verifier shall check whether differences between the measured values at both installations can be explained by the uncertainty of the measurement systems and whether the correct arithmetic average of the measured values has been used in the emission reports of both installations.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
17.3.2	Where the differences between the measured values at both installations cannot be explained by the uncertainty of the measurement systems, the verifier shall check whether adjustments were made to align the differences between the measured values, whether those adjustments were conservative and whether the competent authority has granted approval for those adjustments.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
17.4	4. Where operators are required, pursuant to Article 12(3) of Regulation (EU) No 6/22, to include further elements in the monitoring plan that are relevant for meeting the requirements of Article 24(1) of Commission Decision 21/278/EU (10), the verifier shall check the correct application and implementation			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	

a)	a1)	b)	b1)	v)	g)	d)
	of the procedures referred to in Article 12(3) of that Regulation. In doing so, the verifier shall also check whether information on any planned or actual changes to the capacity, activity level and operation of an installation have been submitted by the operator to the competent authority by 31 December of the reporting period.				<b>46. 3; 48.2; 50.4</b>	
	<p><b>Verification of methods applied for missing data</b></p> <p>1. Where methods laid down in the monitoring plan as approved by the competent authority have been used to complete missing data pursuant to Article 65 of Regulation (EU) No 6/22, the verifier shall check whether the methods used were appropriate for the specific situation and whether they have been applied correctly.</p>			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
	Where the operator or aircraft operator has obtained an approval by the competent authority to use other methods than those referred to in the first subparagraph in accordance with Article 65 of Regulation (EU) No 6/22, the verifier shall check whether the approved approach has been applied correctly and appropriately documented.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
	Where an operator or an aircraft operator is not able to obtain such approval in time, the verifier shall check whether the approach used by the operator or aircraft operator to complete the missing data ensures that the emissions are not underestimated and that this approach does not lead to material misstatements.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
	2. The verifier shall check whether the control activities implemented by the operator or aircraft operator to prevent missing data referred to in Article 65(1) of Regulation (EU) No 6/22 from occurring are effective.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	

a)	a1)	b)	b1)	v)	g)	d)
					<b>46. 3; 48.2; 50.4</b>	
19.1	<p><b>Uncertainty assessment</b></p> <p>1. Where Regulation (EU) No 6/22 requires the operator to demonstrate compliance with the uncertainty thresholds for activity data and calculation factors, the verifier shall confirm the validity of the information used to calculate the uncertainty levels as set out in the approved monitoring plan.</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
19.2	<p>2. Where an operator applies a monitoring methodology not based on tiers, as referred to in Article 22 of Regulation (EU) No 6/22, the verifier shall check all of the following:</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
19.2.a	<p>(a) whether an assessment and quantification of the uncertainty has been carried out by the operator demonstrating that the required overall uncertainty threshold for the annual level of greenhouse gas emissions pursuant to point (c) of Article 22 of that Regulation has been met;</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
19.2.b	<p>(b) the validity of the information used for the assessment and quantification of the uncertainty;</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
19.2.c	<p>(c) whether the overall approach used for the assessment and the quantification of the uncertainty is in accordance with point (b) of Article 22 of that Regulation;</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	

a)	a1)	b)	b1)	v)	g)	d)
19.2.d	(d) whether evidence is provided that the conditions for the monitoring methodology referred to in point (a) of Article 22 of that Regulation have been met.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
19.3	3. Where the aircraft operator is required, pursuant to Regulation (EU) No 6/22, to demonstrate that the required uncertainty levels are not exceeded, the verifier shall check the validity of the information used to demonstrate that the applicable uncertainty levels as set out in the monitoring plan approved by the competent authority have not been exceeded.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
20.1	<b>Sampling</b> 1. When checking the conformance of control activities and procedures referred to in points (b) and (c) of Article 14 or when performing the checks referred to in Articles 15 and 16, the verifier may use sampling methods specific to an installation or aircraft operator provided that, based on the risk analysis, sampling is justified.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
20.2	2. Where the verifier identifies a non-conformity or a misstatement in the course of sampling, it shall request the operator or aircraft operator to explain the main causes of the non-conformity or the misstatement in order to assess the impact of the non-conformity or misstatement on the reported data. Based on the outcome of that assessment, the verifier shall determine whether additional verification activities are needed, whether the sampling size needs to be increased, and which part of the data population has to be corrected by the operator or aircraft operator.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
20.3	3. The verifier shall document the outcome of the checks referred to in Articles 14, 15, 16 and 17, including the details of additional samples, in the internal verification documentation.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	

a)	a1)	b)	b1)	v)	g)	d)
					<b>46. 3; 48.2; 50.4</b>	
21.1	<p><b>Site visits</b></p> <p>1. At one or more appropriate times during the verification process, the verifier shall conduct a site visit in order to assess the operation of measuring devices and monitoring systems, to conduct interviews, to carry out the activities required by this Chapter as well as to gather sufficient information and evidence enabling it to conclude whether the operator's or aircraft operator's report is free from material misstatements.</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
21.2	<p>2. The operator or aircraft operator shall provide the verifier access to its sites.</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
21.3	<p>3. For the purposes of verifying the operator's emission report, the verifier shall also use a site visit to assess the boundaries of the installation as well as the completeness of source streams and emission sources.</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
21.4	<p>4. For the purposes of verifying the operator's emission report, the verifier shall decide, based on the risk analysis, whether visits to additional locations are needed, including where relevant parts of data flow activities and control activities are carried out in other locations such as company headquarters and other off-site offices.</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
22.1	<p><b>Addressing misstatements and non-conformities</b></p> <p>1. Where the verifier has identified misstatements or non-conformities during the verification, it shall</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem</p>	

a)	a1)	b)	b1)	v)	g)	d)
	<p>inform the operator or aircraft operator thereof on a timely basis and request relevant corrections.</p> <p>The operator or aircraft operator shall correct any communicated misstatements or non-conformities.</p>				<p>podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
22.2	<p>2. The verifier shall document and mark as resolved, in the internal verification documentation, all misstatements or non-conformities that have been corrected by the operator or aircraft operator during the verification.</p>			<p>NU</p>	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
22.3.1	<p>3. Where the operator or aircraft operator does not correct the misstatements or non-conformities communicated to them by the verifier in accordance with paragraph 1 before the verifier issues the verification report, the verifier shall request the operator or aircraft operator to explain the main causes of the non-conformity or misstatement in order to assess the impact of the non-conformities or misstatements on the reported data.</p>			<p>NU</p>	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
22.3.2	<p>The verifier shall determine whether the uncorrected misstatements, individually or when aggregated with other misstatements, have a material effect on the total reported emissions or tonne-kilometre data. In assessing the materiality of misstatements the verifier shall consider the size and nature of the misstatement as well as the particular circumstances of their occurrence.</p>			<p>NU</p>	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
22.3.3	<p>The verifier shall assess whether the uncorrected non-conformity, individually or when combined with other non-conformities, has an impact on the reported data and whether this leads to material misstatements.</p>			<p>NU</p>	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	

a)	a1)	b)	b1)	v)	g)	d)
22.3.4	The verifier may consider misstatements as material even if those misstatements, individually or when aggregated with other misstatements, are below the materiality level set out in Article 23, where such consideration is justified by the size and nature of the misstatements and the particular circumstances of their occurrence.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
23.1	<b>Materiality level</b> 1. The materiality level shall be 5 % of the total reported emissions in the reporting period which is subject to verification, for any of the following:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
23.1.a	(a) category A installations referred to in Article 19(2)(a) of Regulation (EU) No 6/22 and category B installations referred to in Article 19(2)(b) of that Regulation;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
23.1.b	(b) aircraft operators with annual emissions equal to or less than 500 kilotonnes of fossil CO <sub>2</sub> .			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
23.2	2. The materiality level shall be 2 % of the total reported emissions in the reporting period which is subject to verification, for any of the following:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
23.2.a	(a) category C installations referred to in Article 19(2)(c) of Regulation (EU) No 6/22;			NU	Potpuna usklađenost biće postignuta usvajanjem	



a)	a1)	b)	b1)	v)	g)	d)
					podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
23.2.b	(b) aircraft operators with annual emissions of more than 500 kilotonnes of fossil CO <sub>2</sub> .			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
23.3	3. For the purposes of verifying tonne-kilometre reports of aircraft operators, the materiality level shall be 5 % of the total reported tonne-kilometre data in the reporting period which is subject to verification.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
24	<b>Concluding on the findings of verification</b> When completing the verification and considering the information obtained during the verification, the verifier shall:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
24.a	(a) check the final data from the operator or aircraft operator, including data that have been adjusted based upon information obtained during the verification;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
24.b	(b) review the operator's or aircraft operator's reasons for any differences between the final data and data previously provided;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	

a)	a1)	b)	b1)	v)	g)	d)
					<b>46. 3; 48.2; 50.4</b>	
24.c	(c) review the outcome of the assessment to determine whether the monitoring plan approved by the competent authority, including the procedures described in that plan, has been implemented correctly;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
24.d	(d) assess whether the verification risk is at an acceptably low level to obtain reasonable assurance;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
24.e	(e) ensure that sufficient evidence has been gathered to be able to give a verification opinion with reasonable assurance that the report is free from material misstatements;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
24.f	(f) ensure that the verification process is fully documented in the internal verification documentation and that a final judgment in the verification report can be given.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
25.1	<b>Independent review</b> 1. The verifier shall submit the internal verification documentation and the verification report to an independent reviewer prior to the issuance of the verification report.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	

a)	a1)	b)	b1)	v)	g)	d)
25.2	2. The independent reviewer shall not have carried out any verification activities that are subject to his review.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
25.3	3. The scope of the independent review shall encompass the complete verification process described in this Chapter and recorded in the internal verification documentation.  The independent reviewer shall perform the review so as to ensure that the verification process is conducted in accordance with this Regulation, that the procedures for verification activities referred to in Article 40 have been correctly carried out, and that due professional care and judgment has been applied.  The independent reviewer shall also assess whether the evidence gathered is sufficient to enable the verifier to issue a verification report with reasonable assurance.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
25.4	4. Where circumstances occur which may cause changes in the verification report after the review, the independent reviewer shall also review those changes and the evidence thereof.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
25.5	5. The verifier shall properly authorise a person to authenticate the verification report based upon the conclusions of the independent reviewer and the evidence in the internal verification documentation.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
26.1	<b>Internal verification documentation</b>			NU	Potpuna usklađenost biće postignuta usvajanjem	

a)	a1)	b)	b1)	v)	g)	d)
	1. The verifier shall prepare and compile internal verification documentation containing at least:				podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
26.1.a	(a) the results of the verification activities performed;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
26.1.b	(b) the strategic analysis, risk analysis and verification plan;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
26.1.c	(c) sufficient information to support the verification opinion including justifications for judgments made on whether or not the misstatements identified have material effect on the reported emissions or tonne-kilometre data.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
26.2	2. The internal verification documentation referred to in paragraph 1 shall be drafted in such a manner that the independent reviewer referred to in Article 25 and the national accreditation body can assess whether the verification has been performed in accordance with this Regulation.  After authentication of the verification report pursuant to Article 25(5), the verifier shall include results of the independent review in the internal verification documentation.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
26.3	3. The verifier shall, upon request, provide the competent authority access to the internal verification			NU	Potpuna usklađenost biće	

a)	a1)	b)	b1)	v)	g)	d)
	documentation to facilitate an evaluation of the verification by the competent authority.				postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
27.1	<b>Verification report</b> 1. Based on the information collected during the verification, the verifier shall issue a verification report to the operator or aircraft operator on each emission report or tonne kilometre report that was subject to verification. The verification report shall include at least one of the following findings:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
27.1.a	(a) the report is verified as satisfactory;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
27.1.b	(b) the operator's or aircraft operator's report contains material misstatements that were not corrected before issuing the verification report;				Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
27.1.c	(c) the scope of verification is too limited pursuant to Article 28 and the verifier could not obtain sufficient evidence to issue a verification opinion with reasonable assurance that the report is free from material misstatements;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
27.1.d	(d) non-conformities, individually or combined with other non-conformities, provide insufficient clarity and prevent the verifier from stating with reasonable assurance that the operator's or aircraft operator's			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	

a)	a1)	b)	b1)	v)	g)	d)
	report is free from material misstatements.				<b>46. 3; 48.2; 50.4</b>	
	For the purposes of point (a) of the first subparagraph, the operator's or aircraft operator's report may be verified as satisfactory only where the operator's or aircraft operator's report is free from material misstatements.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
27.2	2. The operator or aircraft operator shall submit the verification report to the competent authority together with the operator's or aircraft operator's report concerned.				Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
27.3.a	3. The verification report shall at least contain the following elements:  (a) the name of the operator or aircraft operator that was subject to verification;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
27.3.b	(b) the objectives of the verification;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
27.3.c	(c) the scope of the verification;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	

a)	a1)	b)	b1)	v)	g)	d)
27.3.d	(d) a reference to the operator's or aircraft operator's report that has been verified;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
27.3.e	(e) the criteria used to verify the operator's or aircraft operator's report, including the permit, where applicable, and versions of the monitoring plan approved by the competent authority as well as the period of validity for each monitoring plan;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
27.3.f	(f) aggregated emissions or tonne-kilometres per activity referred to in Annex I of Directive 2003/87/EC and per installation or aircraft operator;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
27.3.g	(g) the reporting period subject to verification;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
27.3	(h) the responsibilities of the operator or aircraft operator, the competent authority and the verifier;				Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
27.3	(i) the verification opinion statement;			NU	Potpuna usklađenost biće postignuta usvajanjem	

a)	a1)	b)	b1)	v)	g)	d)
					podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
27.3	(j) a description of any identified misstatements and non-conformities that were not corrected before the issuance of the verification report;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
27.3	(k) the dates on which site visits were carried out and by whom;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
27.3	(l) information on whether any site visits were waived as well as the reasons for waiving these site visits;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
27.3	(m) any issues of non-compliance with Regulation (EU) No 6/22, which have become apparent during the verification;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
27.3	(n) where approval by the competent authority cannot be obtained in time for the method used to complete the data gap pursuant to the last subparagraph of Article 18(1), a confirmation whether the method used is conservative and whether it does or does not lead to material misstatements;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	



a)	a1)	b)	b1)	v)	g)	d)
					<b>46. 3; 48.2; 50.4</b>	
27.3	(o) where the verifier has observed changes to the capacity, activity level and operation of the installation, which might have an impact on the installation's allocation of emission allowances and which have not been reported to the competent authority by 31 December of the reporting period in accordance with Article 24(1) of Decision 21/278/EU, a description of those changes and related remarks;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
27.3	(p) where applicable, recommendations for improvements;				Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
27.3	(q) the names of the EU ETS lead auditor, the independent reviewer and, where applicable, the EU ETS auditor and the technical expert that were involved in the verification of the operator's or aircraft operator's report;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
27.3	(r) the date and signature by an authorised person on behalf of the verifier, including his name.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
27.4.a	4. The verifier shall describe the misstatements and non-conformities in sufficient detail in the verification report to allow the operator or aircraft operator as well as the competent authority to understand the following:  (a) the size and nature of the misstatement or non-conformity;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	

a)	a1)	b)	b1)	v)	g)	d)
27.4.b	(b) why the misstatement has material effect, or not;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
27.4.c	(c) to which element of the operator's or aircraft operator's report the misstatement or to what element of the monitoring plan the non-conformity refers to.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
27.5	5. Where a Member State requires the verifier to submit information on the verification process in addition to the elements described in paragraph 3 and that information is not necessary to understand the verification opinion, the operator or aircraft operator may, for efficiency reasons, submit that additional information to the competent authority separately from the verification report at an alternative date, but no later than 15 May of the same year.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
28.a	<b>Limitation of scope</b> The verifier may conclude that the scope of the verification referred to in Article 27(1)(c) is too limited in any of the following situations: (a) data are missing that prevent a verifier from obtaining the evidence required to reduce the verification risk to the level needed to obtain reasonable level of assurance;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
28.b	(b) the monitoring plan is not approved by the competent authority;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	

a)	a1)	b)	b1)	v)	g)	d)
28.c	(c) the monitoring plan does not provide sufficient scope or clarity to conclude on the verification;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
28.d	(d) the operator or aircraft operator has failed to make sufficient information available to enable the verifier to carry out the verification.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
29.1.1	<b>Addressing outstanding non-material non-conformities</b> 1. The verifier shall assess whether the operator or aircraft operator has corrected the non-conformities indicated in the verification report related to the previous monitoring period according to the requirements on the operator referred to in Article 69(4) of Regulation (EU) No 6/22, where relevant.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
29.1.2.	Where the operator or aircraft operator has not corrected those non-conformities, pursuant to Article 69(4) of Regulation (EU) No 6/22, the verifier shall consider whether the omission increases or may increase the risk of misstatements.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	

a)	a1)	b)	b1)	v)	g)	d)
29.1.3.	The verifier shall report in the verification report whether those non-conformities have been resolved by the operator or aircraft operator.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
29.2	2. The verifier shall record in the internal verification documentation details of when and how identified non-conformities are resolved by the operator or aircraft operator during the verification.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
29.1.1	<b>Addressing outstanding non-material non-conformities</b> 1. The verifier shall assess whether the operator or aircraft operator has corrected the non-conformities indicated in the verification report related to the previous monitoring period according to the requirements on the operator referred to in Article 69(4) of Regulation (EU) No 6/22, where relevant.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
29.1.2.	Where the operator or aircraft operator has not corrected those non-conformities, pursuant to Article 69(4) of Regulation (EU) No 6/22, the verifier shall consider whether the omission increases or may increase the risk of misstatements.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
29.1.3.	The verifier shall report in the verification report whether those non-conformities have been resolved by the operator or aircraft operator.			NU	Potpuna usklađenost biće postignuta usvajanjem	

a)	a1)	b)	b1)	v)	g)	d)
					podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
29.2	2. The verifier shall record in the internal verification documentation details of when and how identified non-conformities are resolved by the operator or aircraft operator during the verification.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
30.1	<b>Improvement of the monitoring and reporting process</b> 1. Where the verifier has identified areas for improvement in the operator's or aircraft operator's performance related to points (a) to (d) of this paragraph, it shall include in the verification report recommendations for improvement related to the operator's or aircraft operator's performance on those points:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
30.1.a	(a) the operator's or aircraft operator's risk assessment;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
30.1.b	(b) the development, documentation, implementation and maintenance of data flow activities and control activities as well as the evaluation of the control system;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
30.1.c	(c) the development, documentation, implementation and maintenance of procedures for data flow activities and control activities as well as other procedures that an operator or aircraft operator has to establish			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	

a)	a1)	b)	b1)	v)	g)	d)
	pursuant to Regulation (EU) No 6/22;				<b>46. 3; 48.2; 50.4</b>	
30.1.d	(d) the monitoring and reporting of emissions or tonne kilometres, including in relation to achieving higher tiers, reducing risks and enhancing efficiency in the monitoring and reporting.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
30.2	2. During verification following a year in which recommendations for improvement were made in a verification report, the verifier shall check whether the operator or aircraft operator has implemented those recommendations for improvement and the manner in which this has been done.  Where the operator or aircraft operator has not implemented those recommendations or has not implemented them correctly, the verifier shall assess the impact this has on the risk of misstatements and non-conformities.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
31.1	<b>Simplified verification for installations</b>  1. By way of derogation from Article 21(1), the verifier may decide, subject to the approval by a competent authority in accordance with the second subparagraph of this Article, not to carry out site visits to installations based on the outcome of the risk analysis and after determining that all relevant data can be remotely accessed by the verifier and that the conditions for not carrying out site visits established by the Commission are met. The verifier shall inform the operator thereof without undue delay.  The operator shall submit an application to the competent authority requesting the competent authority to approve the verifier's decision not to carry out the site visit.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	

a)	a1)	b)	b1)	v)	g)	d)
	On an application submitted by the operator concerned, the competent authority shall decide on the approval of the verifier's decision not to carry out the site visit, taking into consideration all of the following elements:					
31.1.a	(a) the information provided by the verifier on the outcome of the risk analysis;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
31.1.b	(b) information that the relevant data can be remotely accessed;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
31.1.c	(c) evidence that the requirements laid down in paragraph 3 are not applicable to the installation;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
31.1.d	(d) evidence that the conditions for not carrying out the site visits established by the Commission are met.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
31.2	2. The approval of the competent authority referred to in paragraph 1 shall not be required for not carrying out site visits of installations with low emissions referred to in Article 47(2) of Regulation (EU) No 6/22.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	

a)	a1)	b)	b1)	v)	g)	d)
					<b>46. 3; 48.2; 50.4</b>	
31.3.a	<p>3. The verifier shall carry out site visits in any case in the following situations:</p> <p>(a) when an operator's emission report is verified for the first time by the verifier;</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
31.3.b	(b) where a verifier has not carried out a site visit in two reporting periods immediately preceding the current reporting period;			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
31.3.c	(c) where, during the reporting period, there have been significant modifications of the monitoring plan including those referred to in Article 15(3) or (4) of Regulation (EU) No 6/22.			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
32.1	<p><b>Simplified verification for aircraft operators</b></p> <p>1. By way of derogation from Article 21(1) of this Regulation, a verifier may decide not to carry out a site visit of a small emitter referred to in Article 54(1) of Regulation (EU) No 6/22 where the verifier has concluded, based on its risk analysis, that all relevant data can be remotely accessed by the verifier.</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
32.2	2. Where an aircraft operator uses the simplified tools referred to in Article 54(2) of Regulation (EU) No 6/22 to determine the fuel consumption and the reported data has been generated using those tools independently from any input from the aircraft operator, the verifier may, based on its risk analysis, decide not to carry out the checks referred to in Articles 14 and 16, Article 17(1) and (2) and Article			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	



a)	a1)	b)	b1)	v)	g)	d)
	18 of this Regulation.					
33	<p><b>Simplified verification plans</b></p> <p>Where a verifier uses a simplified verification plan, the verifier shall keep record of justifications for using such plans in the internal verification documentation, including evidence that the conditions for using simplified verification plans have been met.</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
34	<p><b>Sectoral scopes of accreditation</b></p> <p>The verifier shall only issue a verification report to an operator or aircraft operator that performs an activity that is covered by the scope of the activity referred to in Annex I for which the verifier has been granted an accreditation according to the provisions of Regulation (EC) No 765/2008 and this Regulation.</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
35.1	<p><b>Continued competence process</b></p> <p>1. The verifier shall establish, document, implement and maintain a competence process to ensure that all personnel entrusted with verification activities are competent for the tasks that are allocated to them.</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
35.2	<p>2. As part of the competence process referred to in paragraph 1, the verifier shall at least determine, document, implement and maintain the following:</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
35.2.a	<p>(a) general competence criteria for all personnel undertaking verification activities;</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	

a)	a1)	b)	b1)	v)	g)	d)
35.2.b	(b) specific competence criteria for each function within the verifier undertaking verification activities, in particular for the EU ETS auditor, EU ETS lead auditor, independent reviewer and technical expert;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
35.2.c	(c) a method to ensure the continued competence and regular evaluation of the performance of all personnel that undertake verification activities;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
35.2.d	(d) a process for ensuring ongoing training of the personnel undertaking verification activities;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
35.2.e	(e) a process for assessing whether the verification engagement falls within the scope of the verifier's accreditation, and whether the verifier has the competence, personnel and resources required to select the verification team and successfully complete the verification activities within the timeframe required.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
	The competence criteria referred to in point (b) of the first subparagraph shall be specific for each scope of accreditation in which these persons are carrying out verification activities.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
	In evaluating the competence of the personnel pursuant to point (c) of the first subparagraph, the verifier shall assess that competence against the			NU	Potpuna usklađenost biće postignuta usvajanjem	

a)	a1)	b)	b1)	v)	g)	d)
	competence criteria referred to in points (a) and (b).				podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
	The process referred to in point (e) of the first subparagraph shall also include a process for assessing whether the verification team holds all the competence and persons required to carry out verification activities for a specific operator or aircraft operator. The verifier shall develop general and specific competence criteria which are in conformity with criteria laid down in Article 36(4) and Articles 37, 38 and 39.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
35.3	3. The verifier shall, at regular intervals, monitor the performance of all personnel that undertakes verification activities for the purposes of confirming the continued competence of those personnel.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
35.4.a	4. The verifier shall at regular intervals review the competence process referred to in paragraph 1 to ensure that:  (a) the competence criteria referred to in points (a) and (b) of the first subparagraph of paragraph 2 are developed in accordance with the competence requirements under this Regulation;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
35.4.b	(b) all issues that may be identified related to the setting of the general and specific competence criteria pursuant to points (a) and (b) of the first subparagraph of paragraph 2 are addressed;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	

a)	a1)	b)	b1)	v)	g)	d)
36.1	<p><b>Verification teams</b></p> <p>1. For each particular verification engagement, the verifier shall assemble a verification team capable of performing the verification activities referred to in Chapter II.</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
36.2	<p>2. The verification team shall at least consist of an EU ETS lead auditor, and, where the verifier's conclusions during the assessment referred to in Article 8(1)(e) and the strategic analysis require this, a suitable number of EU ETS auditors and technical experts.</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
36.3	<p>3. For the independent review of the verification activities related to a particular verification engagement, the verifier shall appoint an independent reviewer who shall not be part of the verification team.</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
36.4.a	<p>4. Each team member shall:</p> <p>(a) have a clear understanding of his or her individual role in the verification process;</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
36.4.b	<p>(b) be able to communicate effectively in the language necessary to perform his or her specific tasks.</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
36.5	<p>5. The verification team shall include at least one person with the technical competence and understanding required to assess the specific technical</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem</p>	

a)	a1)	b)	b1)	v)	g)	d)
	monitoring and reporting aspects related to the activities referred to in Annex I that are carried out by the installation or aircraft operator, and one person who is able to communicate in the language required for the verification of an operator's or aircraft operator's report in the Member State where the verifier is carrying out that verification.				podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
36.6	6. Where the verification team consists of one person, this person shall meet all the competence requirements for the EU ETS auditor and EU ETS lead auditor and meet the requirements laid down in paragraphs 4 and 5.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
37.1	<b>Competence requirements for EU ETS auditors and EU ETS lead auditors</b> 1. An EU ETS auditor shall have the competence to perform the verification. To this end, the EU ETS auditor shall have at least:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
37.1.a	(a) knowledge of Directive 2003/87/EC, Regulation (EU) No 6/22, this Regulation, relevant standards, and other relevant legislation, applicable guidelines, as well as relevant guidelines and legislation issued by the Member State in which the verifier is carrying out a verification;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
37.1.b	(b) knowledge and experience of data and information auditing, including:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
37.1.b.i	(i) data and information auditing methodologies, including the application of the materiality level and assessing the materiality of misstatements;			NU	Potpuna usklađenost biće postignuta usvajanjem	

a)	a1)	b)	b1)	v)	g)	d)
					podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
37.1.b.ii	(ii) analysing inherent risks and control risks;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
37.1.b.iii	(iii) sampling techniques in relation to data sampling and checking the control activities;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
37.1.b.iv	(iv) assessing data and information systems, IT systems, data flow activities, control activities, control systems and procedures for control activities;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
37.1.c	(c) the ability to perform the activities related to the verification of an operator's or aircraft operator's report as required by Chapter II;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
37.1.d	(d) knowledge of and experience in the sector specific technical monitoring and reporting aspects that are relevant for the scope of activities referred to in Annex I in which the EU ETS auditor is carrying out verification.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	

a)	a1)	b)	b1)	v)	g)	d)
					<b>46. 3; 48.2; 50.4</b>	
37.2	2. An EU ETS lead auditor shall meet the competence requirements for an EU ETS auditor and shall have demonstrated competence to lead a verification team and to be responsible for carrying out the verification activities in accordance with this Regulation.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
38.1	<b>Competence requirements for independent reviewers</b> 1. The independent reviewer shall have the appropriate authority to review the draft verification report and internal verification documentation pursuant to Article 25.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
38.2	2. The independent reviewer shall meet the competence requirements of an EU ETS lead auditor referred to in Article 37(2).			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
38.3	3. The independent reviewer shall have the necessary competence to analyse the information provided to confirm the completeness and integrity of the information, to challenge missing or contradictory information as well as to check data trails for the purposes of assessing whether the internal verification documentation is complete and provides sufficient information to support the draft verification report.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
39.1	<b>Use of technical experts</b> 1. When carrying out verification activities, a verifier may make use of technical experts to provide detailed knowledge and expertise on a specific subject matter needed to support the EU ETS auditor and EU ETS lead auditor in carrying out their verification activities.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	

a)	a1)	b)	b1)	v)	g)	d)
39.2	2. Where the independent reviewer does not have the competence to assess a particular issue in the review process, the verifier shall request the support of a technical expert.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
39.3	3. The technical expert shall have the competence and expertise required to support the EU ETS auditor and EU ETS lead auditor, or the independent reviewer, where necessary, effectively on the subject matter for which his or her knowledge and expertise is requested. In addition the technical expert shall have a sufficient understanding of the issues required pursuant to points (a), (b) and (c) of Article 37(1).			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
39.4	4. The technical expert shall undertake specified tasks under the direction and full responsibility of the EU ETS lead auditor of the verification team in which the technical expert is operating or the independent reviewer.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
40.1	<b>Procedures for verification activities</b> 1. A verifier shall establish, document, implement and maintain one or more procedures for verification activities as described in Chapter II, and the procedures and processes required by Annex II. When establishing and implementing these procedures and processes the verifier shall carry out the activities in accordance with the harmonised standard referred to in Annex II.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
40.2	2. A verifier shall design, document, implement and maintain a quality management system to ensure consistent development, implementation, improvement and review of the procedures and processes referred to in paragraph 1 in accordance with the harmonised standard referred to in Annex II.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	



a)	a1)	b)	b1)	v)	g)	d)
41.1	<p><b>Records and communication</b></p> <p>1. A verifier shall keep records, including records on competence and impartiality of personnel, to demonstrate compliance with this Regulation.</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
41.2	<p>2. A verifier shall on a regular basis make information available to the operator or aircraft operator and other relevant parties in accordance with the harmonised standard referred to in Annex II..</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
41.3	<p>3. A verifier shall safeguard the confidentiality of information obtained during the verification in accordance with the harmonised standard referred to in Annex II</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
42.1	<p><b>Impartiality and independence</b></p> <p>1. A verifier shall be independent from an operator or aircraft operator and impartial in carrying out its verification activities.</p> <p>For that purpose, the verifier and any part of the same legal entity shall not be an operator or aircraft operator, the owner of an operator or aircraft operator or owned by them nor shall the verifier have relations with the operator or aircraft operator that could affect its independence and impartiality. The verifier shall also be independent from bodies that are trading emission allowances under the greenhouse gas emission allowances trading scheme established pursuant to Article 19 of Directive 2003/87/EC.</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
42.2	<p>2. A verifier shall be organised in such a manner as to safeguard its objectivity, independence and impartiality. For the purposes of this Regulation, the</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem</p>	

a)	a1)	b)	b1)	v)	g)	d)
	relevant requirements laid down in the harmonised standard referred to in Annex II shall apply.				podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
42.3	<p>3. A verifier shall not carry out verification activities for an operator or aircraft operator that poses an unacceptable risk to its impartiality or that creates a conflict of interest for it. The verifier shall not use personnel or contracted persons in the verification of an operator's or aircraft operator's report that involves an actual or potential conflict of interest. The verifier shall also ensure that the activities of personnel or organisations do not affect the confidentiality, objectivity, independence and impartiality of the verification.</p> <p>An unacceptable risk to impartiality or a conflict of interest referred to in the first sentence of the first subparagraph shall be considered to have arisen in either of the following cases, amongst others:</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
42.3.a	(a) where a verifier or any part of the same legal entity provides consulting services to develop part of the monitoring and reporting process that is described in the monitoring plan approved by the competent authority, including the development of the monitoring methodology, the drafting of the operator's or aircraft operator's report and the drafting of the monitoring plan;			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
42.3.b	(b) where a verifier or any part of the same legal entity provides technical assistance to develop or maintain, the system implemented to monitor and report emissions or tonne-kilometre data.			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
42.4	4. A conflict of interest for a verifier in the relations between it and an operator or an aircraft operator shall be considered to have arisen in either of the following cases, amongst others:			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p>	

a)	a1)	b)	b1)	v)	g)	d)
					<b>46. 3; 48.2; 50.4</b>	
42.4.a	(a) where the relationship between the verifier and the operator or aircraft operator is based on common ownership, common governance, common management or personnel, shared resources, common finances and common contracts or marketing;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
42.4.b	(b) where the operator or aircraft operator has received consultancy referred to in point (a) of paragraph 3 or technical assistance referred to in point (b) of that paragraph by a consultancy body, technical assistance body or another organisation having relations with the verifier and threatening the impartiality of the verifier.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
	For the purposes of point (b) of the first subparagraph, the verifier's impartiality shall be considered compromised where the relations between the verifier and the consultancy body, technical assistance body or the other organisation is based on common ownership, common governance, common management or personnel, shared resources, common finances, common contracts or marketing and common payment of sales commission or other inducement for the referral of new clients.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
42.5	5. A verifier shall not outsource the independent review or the issuance of the verification report. For the purposes of this Regulation, when outsourcing other verification activities, the verifier shall meet the relevant requirements laid down in the harmonised standard referred to in Annex II.  However, contracting individuals to carry out verification activities shall not constitute outsourcing for the purposes of the first subparagraph where the verifier, when contracting those persons, meets the relevant requirements in the harmonised standard			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	

a)	a1)	b)	b1)	v)	g)	d)
	referred to in Annex II.					
42.6	6. A verifier shall establish, document, implement and maintain a process to ensure continuous impartiality and independence of the verifier, parts of the same legal entity as the verifier, other organisations referred to in paragraph 4, and of all personnel and contracted persons involved in the verification. That process shall include a mechanism to safeguard the impartiality and independence of the verifier and shall meet the relevant requirements laid down in the harmonised standard referred to in Annex II.			NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
43	<b>Accreditation</b> A verifier issuing a verification report to an operator or an aircraft operator shall be accredited for the scope of activities referred to in Annex I for which the verifier is carrying out the verification of an operator's or aircraft operator's report.			NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
44.a	<b>Objectives of accreditation</b> During the accreditation process and the monitoring of accredited verifiers, each national accreditation body shall assess whether the verifier and its personnel undertaking verification activities: (a) have the competence to carry out the verification of operator's or aircraft operator's reports in accordance with this Regulation;	49.3)	U postupku akreditacije, kao i u postupku nadzora nad radom akreditovanih verifikatora, ATS ocenjuje:.... 3) kompetentnost za vršenje verifikacije u skladu sa ovim zakonom i propisima donetim na osnovu ovog zakona;	PU		
44.b	(b) are performing the verification of operator's or aircraft operator's reports in accordance with this Regulation;	49.4)	U postupku akreditacije, kao i u postupku nadzora nad radom akreditovanih verifikatora, ATS ocenjuje:.... 4) da li se verifikacija vrši u skladu s ovim zakonom i propisima donetim na osnovu ovog zakona.	PU		
44.c	(c) meet the requirements referred to in Chapter III.	49.1) 49.2)	U postupku akreditacije, kao i u postupku nadzora nad radom akreditovanih verifikatora, ATS ocenjuje: 1) ispunjenost zahteva propisanih zakonom kojim se uređuje akreditacija; 2) ispunjenost uslova propisanih ovim zakonom i propisima donetim na osnovu ovog zakona;	PU		

a)	a1)	b)	b1)	v)	g)	d)
45.1	<p><b>Request for accreditation</b></p> <p>1. Any legal person or other legal entity may request accreditation pursuant to Article 5(1) of Regulation (EC) No 765/2008 and the provisions of this Chapter.</p> <p>The request shall contain the information required on the basis of the harmonised standard referred to in Annex III.</p>	48.1.	Uz prijavu za akreditaciju, podnosilac zahteva dostavlja dokumentaciju propisanu zakonom kojim se uređuje akreditacija i drugim opštim aktima ATS, kao i podatke relevantne za: ocenu kompetentnosti za sprovođenje verifikacije; ocenu postupka verifikacije kao i utvrđivanje ispunjenosti uslova za verifikatore iz propisa donetog na osnovu ovog zakona.	DU		Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji (usklađen sa Uredbom EU 765/2008, na koju se poziva ova odredba)
45.2	2. In addition to the information referred to in paragraph 1 of this Article, an applicant shall also, prior to the commencement of the assessment pursuant to Article 44, make available to the national accreditation body the following:	48.	Uz prijavu za akreditaciju, podnosilac zahteva dostavlja dokumentaciju propisanu zakonom kojim se uređuje akreditacija i drugim opštim aktima ATS, kao i podatke relevantne za: ocenu kompetentnosti za sprovođenje verifikacije; ocenu postupka verifikacije kao i utvrđivanje ispunjenosti uslova za verifikatore iz propisa donetog na osnovu ovog zakona. Ministar propisuje podatke iz stava 1. ovog člana.	PU		
45.2.a	(a) all information requested by the national accreditation body;	48.	Uz prijavu za akreditaciju, podnosilac zahteva dostavlja dokumentaciju propisanu zakonom kojim se uređuje akreditacija i drugim opštim aktima ATS, kao i podatke relevantne za: ocenu kompetentnosti za sprovođenje verifikacije; ocenu postupka verifikacije kao i utvrđivanje ispunjenosti uslova za verifikatore iz propisa donetog na osnovu ovog zakona. Ministar propisuje podatke iz stava 1. ovog člana.	DU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
45.2.b	(b) procedures and information concerning processes referred to in Article 40(1) and the information on the quality management system referred to in Article 40(2);	48.	Uz prijavu za akreditaciju, podnosilac zahteva dostavlja dokumentaciju propisanu zakonom kojim se uređuje akreditacija i drugim opštim aktima ATS, kao i podatke relevantne za: ocenu kompetentnosti za sprovođenje verifikacije; ocenu postupka verifikacije kao i utvrđivanje ispunjenosti uslova za verifikatore iz propisa donetog na osnovu ovog zakona. Ministar propisuje podatke iz stava 1. ovog člana.	DU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	

a)	a1)	b)	b1)	v)	g)	d)
45.2.c	(c) the competence criteria referred to in Article 35(2)(a) and (b), the results of the competence process referred to in Article 35 as well as other relevant documentation on the competence of all personnel involved in verification activities;	48.	Uz prijavu za akreditaciju, podnosilac zahteva dostavlja dokumentaciju propisanu zakonom kojim se uređuje akreditacija i drugim opštim aktima ATS, kao i podatke relevantne za: ocenu kompetentnosti za sprovođenje verifikacije; ocenu postupka verifikacije kao i utvrđivanje ispunjenosti uslova za verifikatore iz propisa donetog na osnovu ovog zakona. Ministar propisuje podatke iz stava 1. ovog člana.	DU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
45.2.d	(d) information on the process for ensuring continuous impartiality and independence referred to in Article 42(6), including relevant records on the impartiality and independence of the applicant and its personnel;	48.	Uz prijavu za akreditaciju, podnosilac zahteva dostavlja dokumentaciju propisanu zakonom kojim se uređuje akreditacija i drugim opštim aktima ATS, kao i podatke relevantne za: ocenu kompetentnosti za sprovođenje verifikacije; ocenu postupka verifikacije kao i utvrđivanje ispunjenosti uslova za verifikatore iz propisa donetog na osnovu ovog zakona. Ministar propisuje podatke iz stava 1. ovog člana.	DU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
45.2.e	(e) information on the technical experts and key personnel involved in the verification of operator's or aircraft operator's reports;	48.	Uz prijavu za akreditaciju, podnosilac zahteva dostavlja dokumentaciju propisanu zakonom kojim se uređuje akreditacija i drugim opštim aktima ATS, kao i podatke relevantne za: ocenu kompetentnosti za sprovođenje verifikacije; ocenu postupka verifikacije kao i utvrđivanje ispunjenosti uslova za verifikatore iz propisa donetog na osnovu ovog zakona. Ministar propisuje podatke iz stava 1. ovog člana.	DU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
45.2.f	(f) the system and process for ensuring appropriate internal verification documentation;	48.	Uz prijavu za akreditaciju, podnosilac zahteva dostavlja dokumentaciju propisanu zakonom kojim se uređuje akreditacija i drugim opštim aktima ATS, kao i podatke relevantne za: ocenu kompetentnosti za sprovođenje verifikacije; ocenu postupka verifikacije kao i utvrđivanje ispunjenosti uslova za verifikatore iz propisa donetog na osnovu ovog zakona. Ministar propisuje podatke iz stava 1. ovog člana.	DU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
45.2.g	(g) other relevant records referred to in Article 41(1)		Uz prijavu za akreditaciju, podnosilac zahteva dostavlja dokumentaciju propisanu zakonom kojim se uređuje akreditacija i drugim opštim aktima ATS,	DU	Potpuna usklađenost biće postignuta usvajanjem	

a)	a1)	b)	b1)	v)	g)	d)
		48.	kao i podatke relevantne za: ocenu kompetentnosti za sprovođenje verifikacije; ocenu postupka verifikacije kao i utvrđivanje ispunjenosti uslova za verifikatore iz propisa donetog na osnovu ovog zakona. Ministar propisuje podatke iz stava 1. ovog člana.		podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
46.1	<b>Preparation for assessment</b> 1. When preparing the assessment referred to in Article 44, each national accreditation body shall take into account the complexity of the scope for which the applicant requests accreditation as well as the complexity of the quality management system referred to in Article 40(2), the procedures and information on processes referred to in Article 40(1) and the geographical areas in which the applicant is carrying out or planning to carry out verification.			NP	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
46.2	2. For the purposes of this Regulation, the national accreditation body shall meet the minimum requirements set out in the harmonised standard referred to in Annex III.			NP	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
47.1	<b>Assessment</b> 1. The assessment team referred to in Article 57 shall carry out at least the following activities for the purposes of making the assessment referred to in Article 44:	50.1	U postupku akreditacije tim za ocenjivanje naročito vrši:...	PU		
47.1.a	(a) a review of all relevant documents and records referred to in Article 45;	50.1.1)	1) pregled svih relevantnih dokumenata i zapisa koji se dostavljaju uz prijavu za akreditaciju;	PU		
47.1.b	(b) a visit of the premises of the applicant to review a representative sample of the internal verification documentation and to assess the implementation of the applicant's quality management system and the procedures or processes referred to in Article 40;	50.1.2)	2) obilazak prostorija podnosioca zahteva radi pregleda reprezentativnog uzorka interne verifikacione dokumentacije i ocenjivanja primene sistema menadžmenta kvalitetom kod podnosioca zahteva i verifikacionih procedura ili procesa koje	PU		

a)	a1)	b)	b1)	v)	g)	d)
			uspostavlja podnosilac prijave;			
47.1.c	(c) witnessing of a representative part of the requested scope for accreditation and the performance and competence of a representative number of the applicant's staff involved in the verification of the operator's or aircraft operator's report to ensure that the staff are operating in accordance with this Regulation.	50.1.3)	3) ocenu reprezentativnog dela obima akreditacije za koji je zatražena akreditacija i rada i kompetentnosti reprezentativnog broja osoblja podnosioca prijave koje učestvuje u verifikaciji.	PU		
	In carrying out those activities, the assessment team shall meet the requirements set out in the harmonised standard referred to in Annex III.	50.2	U postupku akreditacije tim za ocenjivanje mora da ispuni uslove i primeni procedure definisane propisima iz člana 47. ovog zakona.	PU		
47.2	2. The assessment team shall report the findings and non-conformities to the applicant in accordance with the requirements set out in the harmonised standard referred to in Annex III and shall request the applicant to respond to the reported findings and non-conformities in accordance with those provisions.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
47.3	3. An applicant shall take corrective action to address any non-conformities reported pursuant to paragraph 2 and indicate in its response to the findings and non-conformities of the assessment team what actions are taken or are planned to be taken within a time set by the national accreditation body to resolve any identified non-conformities.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
47.4	4. The national accreditation body shall review the responses of the applicant to the findings and non-conformities submitted pursuant to paragraph 3.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
	Where the national accreditation body finds the response of the applicant to be insufficient or			NU	Nije vršeno usklađivanje sa ovom	Puna usklađenost



a)	a1)	b)	b1)	v)	g)	d)
	ineffective, it shall request further information or action from the applicant. The national accreditation body may also request evidence of the effective implementation of actions taken or carry out a follow-up assessment to assess the effective implementation of the corrective actions.				odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	postoji, imajući u vidu odredbe Zakona o akreditaciji
48.1	<b>Decision on accreditation and accreditation certificate</b> 1. The national accreditation body shall take into account the requirements laid down in the harmonised standard referred to in Annex III when preparing and taking the decision on whether to grant, extend or renew the accreditation of an applicant.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
48.2	2. Where the national accreditation body has decided to grant, extend or renew the accreditation of an applicant, it shall issue an accreditation certificate to that effect.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
	The accreditation certificate shall at least contain the information required on the basis of the harmonised standard referred to in Annex III.  The accreditation certificate shall be valid for a period not exceeding five years after the date on which the national accreditation body has issued that certificate.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
49.1	<b>Surveillance</b> 1. The national accreditation body shall carry out an annual surveillance of each verifier to which it has issued an accreditation certificate.  The surveillance shall at least comprise of:			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji

a)	a1)	b)	b1)	v)	g)	d)
49.1.a	(a) a visit to the premises of the verifier with a view to carrying out the activities referred to Article 47(1)(b);			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promjenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
49.1.b	(b) witnessing the performance and competence of a representative number of the verifier's staff in accordance with Article 47(1)(c).			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promjenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
49.2	2. The national accreditation body shall carry out the first surveillance of a verifier in accordance with paragraph 1 no later than 12 months after the date on which the accreditation certificate has been issued to that verifier.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promjenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
49.3	3. The national accreditation body shall prepare its plan for the surveillance of each verifier in a manner that allows for representative samples of the scope of accreditation to be assessed, in accordance with the requirements laid down in the harmonised standard referred to in Annex III.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promjenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
49.4	4. Based on the results of the surveillance referred to in paragraph 1, the national accreditation body shall decide whether to confirm the continuation of accreditation.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promjenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji

a)	a1)	b)	b1)	v)	g)	d)
					Zakonom o akreditaciji.	
49.5	5. Where a verifier carries out a verification in another Member State, the national accreditation body that has accredited the verifier may request the national accreditation body of the Member State where the verification is performed to carry out surveillance activities on its behalf and under its responsibility.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
50.1	<b>Reassessment</b> 1. Before the expiry of the accreditation certificate, the national accreditation body shall carry out a reassessment of the verifier to which the national accreditation body has issued an accreditation certificate to determine whether the validity of that accreditation certificate may be extended.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
50.2	2. The national accreditation body shall prepare its plan for the reassessment of each verifier in a manner that allows representative samples of the scope of accreditation to be assessed. In planning and carrying out the surveillance, the national accreditation body shall meet the requirements laid down in the harmonised standard referred to in Annex III.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
51.1	<b>Extraordinary assessment</b> 1. The national accreditation body may conduct an extraordinary assessment of the verifier at any time to ensure that the verifier meets the requirements of this Regulation.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
51.2	2. For the purposes of enabling the national accreditation body to assess the need for an extraordinary assessment, the verifier shall inform the national accreditation body forthwith of any significant changes relevant to its accreditation concerning any aspect of its status or operation.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta	Puna usklađenost postoji, imajući u vidu odredbe Zakona o

a)	a1)	b)	b1)	v)	g)	d)
	Significant changes shall include those changes mentioned in the harmonised standard referred to in Annex III.				pravila akreditacije propisana Zakonom o akreditaciji.	akreditaciji
52	<p><b>Extension of scope</b></p> <p>The national accreditation body shall, in response to an application by a verifier for an extension of the scope of a granted accreditation, undertake the necessary activities to determine whether the verifier meets the requirements of Article 44 for the requested extension of the scope of its accreditation.</p>			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
53.1	<p><b>Administrative measures</b></p> <p>1. The national accreditation body may suspend, withdraw or reduce an accreditation of a verifier where the verifier does not meet the requirements of this Regulation.</p> <p>The national accreditation body shall suspend, withdraw or reduce an accreditation of a verifier where the verifier requests so.</p> <p>The national accreditation body shall establish, document, implement and maintain a procedure for the suspension of the accreditation, the withdrawal of the accreditation and the reduction of the scope of accreditation.</p>			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
53.2	2. The national accreditation body shall suspend an accreditation, or restrict the scope of an accreditation in any of the following cases:			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
53.2.a	(a) the verifier has committed a serious breach of the requirements of this Regulation;			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične	Puna usklađenost postoji, imajući u vidu odredbe Zakona o

a)	a1)	b)	b1)	v)	g)	d)
					zahteve u odnosu na oppta pravila akreditacije propisana Zakonom o akreditaciji.	akreditaciji
53.2.b	(b) the verifier has persistently and repeatedly failed to meet the requirements of this Regulation;			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na oppta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
53.2.c	(c) the verifier has breached other specific terms and conditions of the national accreditation body.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na oppta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
53.3	3. The national accreditation body shall withdraw the accreditation where:			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na oppta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
53.3.a	(a) the verifier has failed to remedy the grounds for a decision to suspend the accreditation certificate;			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na oppta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
53.3.b	(b) a member of the top management of the verifier has been found guilty of fraud;			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto	Puna usklađenost postoji, imajući u vidu odredbe

a)	a1)	b)	b1)	v)	g)	d)
					ova odredba nema specifične zahteve u odnosu na oppta pravila akreditacije propisana Zakonom o akreditaciji.	Zakona o akreditaciji
53.3.c	(c) the verifier has intentionally provided false information.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na oppta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
53.4	4. The decision of a national accreditation body to suspend, withdraw or reduce the scope of the accreditation in accordance with paragraphs 2 and 3 shall be subject to appeal.  Member States shall establish procedures for the resolution of those appeals.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na oppta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
53.5	5. The decision of a national accreditation body to suspend, withdraw or reduce the scope of the accreditation shall take effect upon its notification to the verifier.  The national accreditation body shall terminate the suspension of an accreditation certificate where it has received satisfactory information and is confident that the verifier meets the requirements of this Regulation.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na oppta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
54.1	<b>National accreditation body</b> 1. The tasks related to accreditation pursuant to this Regulation shall be carried out by the national accreditation bodies appointed pursuant to Article 4(1) of Regulation (EC) No 765/2008.	46.2.	ATS po propisanoj proceduri, akredituje pravno lice koje ispunjava propisane uslove kao verifikatora.	PU		
54.2	2. Where a Member State decides to allow for the certification of verifiers that are natural persons, pursuant to this Regulation, the tasks related to the certification of those verifiers shall be entrusted to a national authority other than the national accreditation			NP		Ova odredba ne uspostavlja obavezu u pogledu usklađivanja,

a)	a1)	b)	b1)	v)	g)	d)
	body appointed pursuant to Article 4(1) of Regulation (EC) No 765/2008.					državama članicama je ostavljena opcija da propišu mogućnost definiranu ovom odredbom. Republika Srbija neće iskoristiti ovu mogućnost.
54.3	3. Where a Member State decides to use the option laid down in paragraph 2, it shall ensure that the national authority concerned meets the requirements of this Regulation, including those laid down in Article 70, and provide the required documentary evidence in accordance with Article 5(2) of Regulation (EC) No 765/2008.			NP		Ova odredba ne uspostavlja obavezu u pogledu usklađivanja, državama članicama je ostavljena opcija da propišu mogućnost definiranu predhodnom odredbom. Republika Srbija neće iskoristiti ovu mogućnost.
54.4	4. A national accreditation body shall be a member of the body recognised under Article 14 of that Regulation.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promjenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
54.5	5. A national accreditation body shall be entrusted with the operation of accreditation as a public authority activity and be granted formal recognition by the Member State, where accreditation is not operated directly by public authorities.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promjenama, pošto ova odredba nema specifične zahteve u odnosu na opšta	Puna usklađenost postoji, imajući u vidu odredbe Zakona o

a)	a1)	b)	b1)	v)	g)	d)
					pravila akreditacije propisana Zakonom o akreditaciji.	akreditaciji
54.6	6. For the purposes of this Regulation, the national accreditation body shall carry out its functions in accordance with the requirements set out in the harmonised standard referred to in Annex III.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
55	<p><b>Cross-border accreditation</b></p> <p>Where a Member State considers that it is economically not meaningful or sustainable to appoint a national accreditation body or to provide accreditation services within the meaning of Article 15 of Directive 2003/87/EC, that Member State shall have recourse to a national accreditation body of another Member State.</p> <p>The Member State concerned shall inform the Commission and other Member States.</p>			NP		Ova odredba ne uspostavlja obavezu u pogledu usklađivanja, odnosno, ako država donese odluku da ne imenuje nacionalno telo za akreditaciju u smislu predmetne Uredbe EU, onda mora da ispuni odredbe ovog člana. Republika Srbija se odredbama Nacrta zakona o klimatskim promenama odlučila da Akreitaciono telo Srbije imenuje kao akreitaciono telo u smislu predmetne EU Uredbe (član 27.2. Nacrta).
56.1	<b>Independence and impartiality</b>			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o	Puna usklađenost postoji, imajući u



a)	a1)	b)	b1)	v)	g)	d)
	1. The national accreditation body shall be organised in a manner that guarantees its full independence from verifiers it assesses and its impartiality in carrying out its accreditation activities.				klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	vidu odredbe Zakona o akreditaciji
56.2	2. For that purpose, the national accreditation body shall not offer or provide any activities or services provided by a verifier, nor shall it provide consultancy services, own shares in or otherwise have a financial or managerial interest in a verifier.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
56.3	3. Without prejudice to Article 54(2), the structure, responsibilities and tasks of the national accreditation body shall be clearly distinguished from those of the competent authority and those of other national authorities.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
56.4	4. The national accreditation body shall take all final decisions pertaining to the accreditation of verifiers.  However, the national accreditation body may subcontract certain activities, subject to the requirements set out in the harmonised standard referred to in Annex III.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
57.1	<b>Assessment team</b>  1. The national accreditation body shall appoint an assessment team for each particular assessment.			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji

a)	a1)	b)	b1)	v)	g)	d)
57.2	<p>2. An assessment team shall consist of a lead assessor and, where necessary, a suitable number of assessors or technical experts for a specific scope of accreditation.</p> <p>The assessment team shall include at least one person with the knowledge of the monitoring and reporting of greenhouse gas emissions pursuant to Regulation (EU) No 6/22 that are relevant for the scope of accreditation and the competence and understanding required to assess the verification activities within the installation or aircraft operator for that scope, and at least one person with the knowledge of relevant national legislation and guidance.</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
58.1	<p><b>Competence requirements for assessors</b></p> <p>1. An assessor shall have the competence to carry out the activities required by Chapter IV when assessing the verifier. To that end, the assessor shall:</p>			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
58.1.a	(a) meet the requirements laid down in the harmonised standard pursuant to Regulation (EC) No 765/2008 referred to in Annex III;			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
58.1.b	(b) have knowledge of Directive 2003/87/EC, Regulation (EU) No 6/22, this Regulation, relevant standards and other relevant legislation as well as applicable guidelines;			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p> <p><b>46. 3; 48.2; 50.4</b></p>	
58.1.c	(c) have knowledge of data and information auditing referred to in Article 37(1)(b) of this Regulation obtained through training or access to a person that has knowledge and experience of such data and			NU	<p>Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta</p>	

a)	a1)	b)	b1)	v)	g)	d)
	information.				<b>46. 3; 48.2; 50.4</b>	
58.2	2. A lead assessor shall meet the competence requirements referred to in paragraph 1, have demonstrated competence to lead an assessment team and be responsible for carrying out an assessment in accordance with this Regulation.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
58.3	3. Internal reviewers and persons taking the decisions on the granting, extending or renewing of an accreditation shall, in addition to the competence requirements referred to in paragraph 1, have sufficient knowledge and experience to evaluate the accreditation.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
59.1	<b>Technical experts</b> 1. The national accreditation body may include technical experts in the assessment team to provide detailed knowledge and expertise on a specific subject matter needed to support the lead assessor or assessor in carrying out assessment activities.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
59.2	2. A technical expert shall have the competence required to support the lead assessor and assessor effectively on the subject matter for which his or her knowledge and expertise is requested. In addition, the technical expert shall:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	
59.2.a	(a) have knowledge of Directive 2003/87/EC, Regulation (EU) No 6/22, this Regulation, relevant standards, and other relevant legislation as well as applicable guidelines;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta <b>46. 3; 48.2; 50.4</b>	

a)	a1)	b)	b1)	v)	g)	d)
59.2.b	(b) have a sufficient understanding of verification activities.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
59.3	3. A technical expert shall undertake specified tasks under the direction and full responsibility of the lead assessor of the assessment team concerned.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta  <b>46. 3; 48.2; 50.4</b>	
60	<b>Procedures</b> The national accreditation body shall comply with the requirements established pursuant to Article 8 of Regulation (EC) No 765/2008			NU	Nije vršeno usklađivanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
61.a	<b>Complaints</b> Where the national accreditation body has received a complaint concerning the verifier from the competent authority, the operator or aircraft operator, or other interested parties, the national accreditation body shall, within a reasonable time: (a) decide on the validity of the complaint;	54.1 54.2. 54.3.	Ministarstvo, operater ili druga zainteresovana strana može ATS-u da uputi prigovor koji se odnosi na verifikatora. Informacije iz člana 53. stava 2. ovog zakona koje Ministarstvo dostavlja ATS-u, smatraju se prigovorom upućenim ATS-u od strane Ministarstva. Ako primi prigovor iz stava 1. odnosno 2. ovog člana, ATS je dužno da u razumnom roku odluči o njegovoj opradanosti i o tome obavesti podnosioca prigovora, odnosno Ministarstvo.	PU		
61.b	(b) ensure that the verifier concerned is given the opportunity to submit its observations;			NU	Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji

a)	a1)	b)	b1)	v)	g)	d)
					pravila akreditacije propisana Zakonom o akreditaciji.	
61.c	(c) take appropriate actions to address the complaint;			NU	Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
61.d	(d) record the complaint and action taken; and			NU	Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
61.e	(e) respond to the complainant.			NU	Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
62	<b>Records and documentation</b> The national accreditation body shall keep records on each person involved in the accreditation process. Those records shall include records related to relevant qualifications, training, experience, impartiality and competence necessary to demonstrate compliance with this Regulation.			NU	Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji

a)	a1)	b)	b1)	v)	g)	d)
63.1	<p><b>Access to information and confidentiality</b></p> <p>1. The national accreditation body shall, on a regular basis, make publicly available and update information obtained in the process of its accreditation activities.</p>			NU	Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
63.2	<p>2. The national accreditation body shall make, in accordance with point 4 of Article 8 of Regulation (EC) No 765/2008, adequate arrangements to safeguard, as appropriate, the confidentiality of information obtained</p>			NU	Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
64.1	<p><b>Peer evaluation</b></p> <p>1. National accreditation bodies shall subject themselves to a regular peer evaluation.</p> <p>The peer evaluation shall be organised by the body recognised under Article 14 of Regulation (EC) No 765/2008.</p>			NU	Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
64.2	<p>2. The body recognised under Article 14 of Regulation (EC) No 765/2008 shall implement appropriate peer evaluation criteria and an effective and independent peer evaluation process in order to assess whether:</p>			NU	Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
64.2.a	<p>(a) the national accreditation body that is subject to the peer evaluation has carried out the accreditation activities in accordance with Chapter IV;</p>			NU	Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o	Puna usklađenost postoji, imajući u vidu odredbe

a)	a1)	b)	b1)	v)	g)	d)
					klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Zakona o akreditaciji
64.2.b	(b) the national accreditation body that is subject to the peer evaluation has met the requirements laid down in this Chapter.  The criteria shall include competence requirements for peer evaluators and peer evaluation teams that are specific to the scheme for greenhouse gas emission allowances trading established by Directive 2003/87/EC.			NU	Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
64.3	3. The body recognised under Article 14 of Regulation (EC) No 765/2008 shall publish and communicate the outcome of the peer evaluation of a national accreditation body to the Commission, the national authorities responsible for the national accreditation bodies in the Member States, and the competent authority of Member States or the focal point referred to in Article 69(2).			NP		Nije obaveza države, već evropskog tela odnosno evropskog udruženja za akreditaciju.
64.4	4. Without prejudice to paragraph 1, where a national accreditation body has successfully undergone a peer evaluation organised by the body recognised under Article 14 of Regulation (EC) No 765/2008 prior to the entry into force of this Regulation, the national accreditation body shall be exempted from undergoing a new peer evaluation following the entry into force of this Regulation if it can demonstrate conformity with this Regulation.  To that end, the national accreditation body concerned shall submit a request and the necessary documentation to the body recognised under Article 14 of Regulation (EC) No 765/2008.  The body recognised under Article 14 of Regulation (EC) No 765/2008 shall decide whether the conditions for granting an exemption have been met.			NP		Nije obaveza države, već evropskog tela odnosno evropskog udruženja za akreditaciju. Takođe, daje mogućnost nacionalnom telu da ne prolazi posupak ocenjivanja, a na osnovu saglasnosti evropskog udruženja za akreditaciju.

a)	a1)	b)	b1)	v)	g)	d)
	The exemption shall apply for a period not exceeding three years from the date of notification of the decision to the national accreditation body.					
64.5	<p>5. The national authority entrusted, pursuant to Article 54(2), with the tasks related to the certification of verifiers that are natural persons, pursuant to this Regulation shall meet a level of credibility equivalent to national accreditation bodies that have successfully undergone peer evaluation.</p> <p>To that end, the Member State concerned shall, immediately following its decisions authorising the national authority to perform certification, provide the Commission and the other Member States with all relevant documentary evidence. No national authority shall certify verifiers for the purposes of this Regulation before the Member State concerned provides that documentary evidence.</p> <p>The Member State concerned shall periodically review the functioning of the national authority with a view to ensure that it continues to meet the aforementioned level of credibility and inform the Commission thereof.</p>			NP		Republika Srbija se nije opredelila za opciju akreditacije fizičkih osoba kao verifikatora, pa ova odredba nije relevantna.
65.1	<p><b>Corrective action</b></p> <p>1. Member States shall monitor their national accreditation bodies at regular intervals in order to ensure that they fulfil the requirements of this Regulation on a continuing basis, taking into account the results of the peer evaluation carried out in accordance with Article 64.</p>			NU	Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
65.2	2. Where a national accreditation body does not meet the requirements or fails to fulfil its obligations, as laid down in this Regulation, the Member State concerned shall take appropriate corrective action or shall ensure that such corrective action is taken, and			NU	Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične	Puna usklađenost postoji, imajući u vidu odredbe Zakona o



a)	a1)	b)	b1)	v)	g)	d)
	inform the Commission thereof.				zahteve u odnosu na oppta pravila akreditacije propisana Zakonom o akreditaciji.	akreditaciji
66.1	<p><b>Mutual recognition of verifiers</b></p> <p>1. Member States shall recognise the equivalence of the services delivered by those national accreditation bodies that have successfully undergone a peer evaluation. Member States shall accept the accreditation certificates of verifiers accredited by those national accreditation bodies and respect the right of the verifiers to carry out verification for their scope of accreditation.</p>			NU	Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na oppta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
66.2	2. Where a national accreditation body has not undergone the complete peer evaluation process before 31 December 24, Member States shall accept the accreditation certificates of verifiers accredited by that national accreditation body provided the body recognised under Article 14 of Regulation (EC) No 765/2008 has started a peer evaluation for that national accreditation body and it has not identified any non-compliance of the national accreditation body with this Regulation.			NU	Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na oppta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji
66.3	3. Where the certification of verifiers is carried out by a national authority referred to in Article 54(2), Member States shall accept the certificate issued by such authority and respect the right of certified verifiers to carry out verification for their scope of certification.			NP		Republika Srbija se nije opredelila za opciju akreditacije fizičkih osoba kao verifikatora, pa ova odredba nije relevantna.
67	<p><b>Monitoring of services delivered</b></p> <p>Where a Member State has established, in the course of an inspection carried out in accordance with Article 31(4) of Directive 2006/123/EC, that a verifier is not complying with this Regulation, the competent authority or national accreditation body of that Member State shall inform the national accreditation</p>	53.2.2. 54.2. 54.3.	<p>Ministarstvo svake godine ATS-u dostavlja informacije o:</p> <p>2) relevantnim rezultatima inspekcijskih pregleda operatera koji sadrže utvrđenu neusaglašenost verifikatora;</p> <p>Informacije iz člana 53. stava 2. ovog zakona koje Ministarstvo dostavlja ATS-u, smatraju se</p>	PU		

a)	a1)	b)	b1)	v)	g)	d)
	body that has accredited the verifier.  The national accreditation body that has accredited the verifier shall consider the communication of that information as a complaint within the meaning of Article 61 of this Regulation and shall take appropriate action and respond to the competent authority or the national accreditation body in accordance with the second subparagraph of Article 72(2) of this Regulation.		prigovorom upućenim ATS-u od strane Ministarstva.  Ako primi prigovor iz stava 1. odnosno 2. ovog člana, ATS je dužan, da u razumnom roku odluči o njegovoj opradanosti i o tome obavesti podnosioca prigovora, odnosno Ministarstvo.			
68.1	<b>Electronic data exchange and use of automated systems</b>  1. Member States may require verifiers to use electronic templates or specific file formats for verification reports in accordance with Article 74(1) of Regulation (EU) No 6/22.	55.	Ministar propisuje način i formu dostavljanja dokumenata propisanih čl. 26, 31, 33, 35, 36, 37, 43, 45. i 46. ovog zakona.	PU		
68.2	2. Standardised electronic templates or file format specifications may be made available for the purpose of submitting a verification report and for further types of communication between the operator, aircraft operator, verifier, competent authority and national accreditation body in accordance with Article 74(2) of Regulation (EU) No 6/22.			NU	Ova odredba će biti transponovana u podzakonskom aktu koji će se doneti na osnovu ovog Zakona a kojim će se bliže urediti način i forma dostavljanja određenih dokumenata, uključujući i izveštaj o verifikaciji.  <b>36.7.</b>	
69.1	<b>Information exchange and focal points</b>  1. The Member State shall establish an effective exchange of appropriate information and effective cooperation between their national accreditation body or, where applicable, the national authority entrusted with the certification of verifiers, and the competent authority.			NP		Odredba ne sadrži konkretnu obavezu, već opštu obavezu da država obezbedi saradnju i razmenu informacija između akreditacionog tela i nadležnog državnog organa. U skladu sa Zakonom o državnoj upravi, organi državne

a)	a1)	b)	b1)	v)	g)	d)
						uprave su dužni da saraduju.
69.2	2. Where more than one competent authority is designated pursuant to Article 18 of Directive 2003/87/EC in a Member State, the Member State shall authorise one of those competent authorities as the focal point for the exchange of information, for coordinating the cooperation referred to in paragraph 1, and for the activities referred to in this Chapter.			NP		Odredba ne propisuje obavezu, već mogućnost. Republika Srbija se nije opredelila za ovo rešenje.
70.1	<b>Accreditation work programme and management report</b> 1. By 31 December of each year, the national accreditation body shall make available an accreditation work programme to the competent authority of each Member State containing the list of verifiers accredited by that national accreditation body and which have notified it pursuant to Article 76 that they intend to carry out verifications in those Member States. The accreditation work programme shall at least contain the following information in relation to each verifier:	52.1. 52.2.	ATS do 31. decembra tekuće godine dostavlja Ministarstvu program nadzora nad radom verifikatora za narednu godinu. Program nadzora nad radom verifikatora sadrži popis verifikatora koje je akreditovao ATS i koja su ga u skladu sa odredbama člana 51. ovog zakona obavestili da nameravaju da sprovedu verifikaciju u Republici Srbiji. Program nadzora nad radom verifikatora sadrži naročito :	PU		
70.1.a	(a) the anticipated time and place of the verification;	52.3.1)	1) predviđeno vreme i mesto verifikacije;	PU		
70.1.b	(b) information on activities that the national accreditation body has planned for that verifier, in particular surveillance and reassessment activities;	52.3.2)	2) informacije o aktivnostima koje je ATS planiralo za tog verifikatora, posebno aktivnosti nadzora i ponovnog ocenjivanja;	PU		
70.1.c	(c) dates of anticipated witnessing audits to be performed by the national accreditation body to assess the verifier including the address and contact details of operators or aircraft operators that will be visited during the witness audit;	52.3.3)	3) datume predviđene ocene rada u praksi koju sprovodi ATS kako bi ocenilo verifikatora, uključujući podatke o adresi i kontaktima operatera koje će obići prilikom i ocene.	PU		
70.1.d	(d) information on whether the national accreditation body has requested the national accreditation body from the Member State in which the verifier is performing the verification, to carry out surveillance activities.			PU		

a)	a1)	b)	b1)	v)	g)	d)
70.2	2. Following the submission of the accreditation work programme in accordance with paragraph 1, the competent authority shall provide the national accreditation body with any relevant information, including any relevant national legislation or guidelines.			NP		Nije u skladu sa domaćom nomotehnikom. Podrazumeva seda ATS poznaje relevantne propise. Dodatno, prema Zakonu o državnoj upravi, državni organi su dužni da saraduju.
70.3	3. By 1 June of each year, the national accreditation body shall make available a management report to the competent authority. The management report shall at least contain the following information in relation to each verifier that has been accredited by that national accreditation body:	52.4 52.5	ATS do 1. juna tekuće godine dostavlja Ministarstvu izveštaj o realizaciji radnog programa za prethodnu godinu, koji sadrži podatke o svakom verifikatoru kojeg je akreditovao ATS.  Ministar propisuje formu i sadržaj izveštaja iz stava 4. ovog člana.	PU		
70.3.a	(a) accreditation details of verifiers that were newly accredited by that national accreditation body, including the scope of accreditation for these verifiers;			PU		
70.3.b	(b) any changes to the scope of accreditation for these verifiers;			PU		
70.3.c	(c) summarised results of surveillance and reassessment activities carried out by the national accreditation body;			PU		
70.3.d	(d) summarised results of extraordinary assessments that have taken place, including reasons for initiating such extraordinary assessments;			PU		
70.3.e	(e) any complaints filed against the verifier since the last management report and the actions taken by the national accreditation body.			PU		
71.a	<b>Information exchange on administrative measures</b> Where the national accreditation body has imposed		ATS obaveštava Ministarstvo o suspenziji, povlačenju ili smanjenju obima akreditacije verifikatora odnosno o prekidu suspenzije ili promeni odluke o suspenziji,	PU		

a)	a1)	b)	b1)	v)	g)	d)
	administrative measures on the verifier pursuant to Article 53 or where a suspension of the accreditation has been terminated or a decision on appeal has reversed the decision of a national accreditation body to impose administrative measures referred to in Article 53, the national accreditation body shall inform the following parties:  (a) the competent authority of the Member State where the verifier is accredited;	53.1.	povlačenju ili smanjenju obima akreditacije na osnovu žalbe.			
71.b	(b) the competent authority and the national accreditation body of each Member State where the verifier is carrying out verifications.			PU		
72.1	<b>Information exchange by the competent authority</b>  1. The competent authority of the Member State where the verifier is carrying out the verification shall annually communicate to the national accreditation body which has accredited that verifier at least the following:	53.2.	Ministarstvo svake godine ATS-u dostavlja informacije o:			
72.1.a	(a) relevant results from checking the operator's and aircraft operator's report and the verification reports, in particular of any identified non-compliance of that verifier with this Regulation;		1) rezultatima provere izveštaja operatera i izveštaja o verifikaciji, posebno o utvrđenim neusaglašenostima verifikatora;			
72.1.b	(b) the results from the inspection of the operator or aircraft operator where those results are relevant for the national accreditation body concerning the verifier's accreditation and surveillance or where those results include any identified non-compliance of that verifier with this Regulation;		2) relevantnim rezultatima inspekcijskih pregleda operatera koji sadrže utvrđenu neusaglašenost verifikatora;			
72.1.c	(c) results from the evaluation of the internal verification documentation of that verifier where the competent authority has evaluated the internal verification documentation pursuant to Article 26(3);		3) rezultatima ocenjivanja interne verifikacione dokumentacije verifikatora.			
72.1.d	(d) complaints received by the competent authority concerning that verifier.					

a)	a1)	b)	b1)	v)	g)	d)
72.2	<p>2. Where the information referred to in paragraph 1 provides evidence that the competent authority has identified non-compliance of the verifier with this Regulation, the national accreditation body shall consider the communication of that information as a complaint by the competent authority concerning that verifier within the meaning of Article 61.</p> <p>The national accreditation body shall take appropriate action to address such information and respond to the competent authority within three months from the date of its receipt. The national accreditation body shall inform the competent authority in its response of the action taken by it and, where relevant, the administrative measures imposed on the verifier.</p>	54.2 54.3	<p>Informacije iz člana 53. stava 2. ovog zakona koje Ministarstvo dostavlja ATS-u, smatraju se prigovorom upućenim ATS-u od strane Ministarstva.</p> <p>Ako primi prigovor iz stava 1. odnosno 2. ovog člana, ATS je dužan da u razumnom roku odluči o njegovoj opradanosti i o tome obavesti podnosioca prigovora, odnosno Ministarstvo.</p>	PU		
73.1	<p><b>Information exchange on surveillance</b></p> <p>1. Where the national accreditation body of the Member State in which a verifier is performing a verification has been requested, pursuant to Article 49(5), to carry out surveillance activities, that national accreditation body shall report its findings to the national accreditation body that has accredited the verifier, unless otherwise agreed between both national accreditation bodies.</p>			NU	Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji i MLA.
73.2	2. The national accreditation body that has accredited the verifier shall take the findings referred to in paragraph 1 into account when assessing whether the verifier meets the requirements of this Regulation.			NU	Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji i MLA.
73.3	3. Where the findings referred to in paragraph 1 show evidence that the verifier is not complying with this Regulation, the national accreditation body that has accredited the verifier shall take appropriate action pursuant to this Regulation and shall inform the national accreditation body that has carried out				Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji i MLA.

a)	a1)	b)	b1)	v)	g)	d)
	surveillance activities on:				pravila akreditacije propisana Zakonom o akreditaciji.	
73.3.a	(a) what action has been taken by the national accreditation body that has accredited the verifier;				Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji i MLA.
73.3.b	(b) where appropriate, how the findings were resolved by the verifier;				Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji i MLA.
73.3.c	(c) where relevant, what administrative measures have been imposed on the verifier.				Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji i MLA.
74	<p><b>Information exchange with a Member State where the verifier is established</b></p> <p>Where a verifier has been granted accreditation by a national accreditation body in a Member State other than the Member State in which the verifier is established, the accreditation work programme and the management report referred to in Article 70, as well as the information referred to in Article 71, shall also be provided to the competent authority of the</p>				Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji i MLA.

a)	a1)	b)	b1)	v)	g)	d)
	Member State in which the verifier is established.					
	<b>Databases of accredited verifiers</b>					
75.1	<p>1. National accreditation bodies, or where applicable, national authorities referred to in Article 54(2), shall set up and manage a database and allow access to that database to other national accreditation bodies, national authorities, verifiers, operators, aircraft operators and competent authorities.</p> <p>The body recognised under Article 14 of Regulation (EC) No 765/2008 shall facilitate and harmonise access to the databases with a view to enable efficient and cost-effective communication between national accreditation bodies, national authorities, verifiers, operators, aircraft operators and competent authorities, and may reconcile those databases into a single and centralised database.</p>				Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji i nacionalnih pravila akreditacije.
75.2	2. The database referred to in paragraph 1 shall contain at least the following information:				Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji i nacionalnih pravila akreditacije.
75.2.a	(a) name and address of each verifier accredited by that national accreditation body;				Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji i nacionalnih pravila akreditacije.
75.2.b	(b) the Member States in which the verifier is carrying out verification;				Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o	Puna usklađenost postoji, imajući u vidu odredbe



a)	a1)	b)	b1)	v)	g)	d)
					klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Zakona o akreditaciji i nacionalnih pravila akreditacije.
75.2.c	(c) each verifier's scope of accreditation;				Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji i nacionalnih pravila akreditacije.
75.2.d	(d) the date on which the accreditation was granted and the due expiry date of the accreditation;				Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji i nacionalnih pravila akreditacije.
75.2.e	(e) any information on administrative measures that have been imposed on the verifier.  The information shall be publicly available.				Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji i nacionalnih pravila akreditacije.
76.1	<b>Notification by verifiers</b>  1. For the purposes of enabling the national accreditation body to draft the accreditation work programme and the management report referred to in Article 70, a verifier shall, by 15 November of each year, send the following information to the national	51.1	Verifikator je dužan da svake godine do 15. novembra ATS-u dostavi informacije o planiranom vremenu i mestu verifikacije koje je predvideo u vremenskom planu kao i adresu i pojedinosti o operaterima čiji izveštaji o emisijama GHG ili tonskim kilometrima podležu verifikaciji, kao i o izmenama tih informacija, bez odlaganja.	PU		

a)	a1)	b)	b1)	v)	g)	d)
	accreditation body that has accredited that verifier:					
76.1.a	(a) the planned time and place of the verifications that the verifier is scheduled to perform;	51.1.	Verifikator je dužan da svake godine do 15. novembra ATS-u dostavi informacije o planiranom vremenu i mestu verifikacije koje je predvideo u vremenskom planu kao i adresu i pojedinosti o operaterima čiji izveštaji o emisijama GHG ili tonskim kilometrima podležu verifikaciji, kao i o izmenama tih informacija, bez odlaganja.	PU		
76.1.b	(b) the address and contact details of the operators or aircraft operators whose emissions or tonne-kilometre reports are subject to its verification.	51.1	Verifikator je dužan da svake godine do 15. novembra ATS-u dostavi informacije o planiranom vremenu i mestu verifikacije koje je predvideo u vremenskom planu kao i adresu i pojedinosti o operaterima čiji izveštaji o emisijama GHG ili tonskim kilometrima podležu verifikaciji, kao i o izmenama tih informacija, bez odlaganja.	PU		
76.2	2. Where changes occur in the information referred to in paragraph 1, the verifier shall notify those changes to the accreditation body within a timeframe agreed with that national accreditation body.	51.1	Verifikator je dužan da svake godine do 15. novembra ATS-u dostavi informacije o planiranom vremenu i mestu verifikacije koje je predvideo u vremenskom planu kao i adresu i pojedinosti o operaterima čiji izveštaji o emisijama GHG ili tonskim kilometrima podležu verifikaciji, kao i o izmenama tih informacija, bez odlaganja.	PU		
77	<b>Transitional provisions</b> Emissions and, where applicable, activity data occurring prior to 1 January 23 shall be verified pursuant to the requirements set out in Decision 2007/589/EC (11).			NP		Ova odredba propisuje način verifikacije izveštaja o emisijama pre 23 godine, te samim tim odredba nije primenljiva na Republiku Srbiju, s obzirom da će obaveza verifikacije izveštaja o emisijama nastupiti

a)	a1)	b)	b1)	v)	g)	d)
						tek po stupanju na snagu ovog Zakona.
78	<p><b>Entry into force</b></p> <p>This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.</p> <p>It shall apply from 1 January 23.</p> <p>This Regulation shall be binding in its entirety and NPdirectly applicable in all Member States.</p>			NP		Ova odredba uređuje stupanje na snagu predmetne Uredbe EU.
	ANNEX I			NU		
	ANNEX II			NU	Ova odredba će biti transponovana u podzakonskom aktu koji će se doneti na osnovu ovog Zakona a kojim će se bliže urediti način i forma dostavljanja određenih dokumenata, uključujući i izveštaj o verifikaciji.	
	ANNEX III			NU	Nije vršeno potpuno transponovanje sa ovom odredbom u Nacrtu zakona o klimatskim promenama, pošto ova odredba nema specifične zahteve u odnosu na opšta pravila akreditacije propisana Zakonom o akreditaciji.	Puna usklađenost postoji, imajući u vidu odredbe Zakona o akreditaciji i nacionalnih pravila akreditacije.

1. Naziv propisa Evropske unije: <b>DIREKTIVA 2003/87/EK EVROPSKOG PARLAMENTA I SAVETA od 13. oktobra 2003. kojom se uspostavlja sistem trgovine emisijama gasova sa efektom staklene bašte unutar Zajednice i menja Direktiva Saveta 96/61/EK</b> <b>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</b>		2. „CELEX” oznaka EU propisa <b>02003L0087-240430</b>				
3. Ovlašćeni predlagač propisa – Vlada		4. Datum izrade tabele:				
Obradivač – Ministarstvo zaštite životne sredine		11.10.2016. Revizija: 28.10.2017. Revizija: 08.06.2018. Revizija: 14.01.2020.				
5. Naziv propisa čije odredbe su predmet analize usklađenosti sa propisom Evropske unije:		6. Brojčane oznake (šifre) planiranih propisa iz baze NPAA:				
<b>Predlog zakona o klimatskim promenama</b>		2017-344				
7. Usklađenost odredbi propisa sa odredbama propisa EU:						
a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>3</sup>	Razlozi za delimičnu usklađenost, neusklađenost ili neprenosivost	Napomena o usklađenosti

<sup>3</sup> Potpuno usklađeno - PU, delimično usklađeno - DU, neusklađeno - NU, neprenosivo – NP

a)	a1)	b)	b1)	v)	g)	d)
1.1	<p><b>Subject matter</b></p> <p>This Directive establishes a scheme for greenhouse gas emission allowance trading within the Community (hereinafter referred to as the 'Community scheme') in order to promote reductions of greenhouse gas emissions in a cost-effective and economically efficient manner.</p>	3.1	<p>Cilj ovog zakona je uspostavljanje sistema kako bi se smanjile emisije GHG na isplativ i ekonomski efikasan način, čime se doprinosi postizanju nivoa emisija GHG koji se naučno smatraju neophodnim kako bi se izbegle opasne promene klime na globalnom nivou i nepovoljni uticaji promene klime.</p>	DU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna uskladenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	
1.1	<p>This Directive also provides for the reductions of greenhouse gas emissions to be increased so as to contribute to the levels of reductions that are considered scientifically necessary to avoid dangerous climate change.</p>	3.1	<p>Cilj ovog zakona je uspostavljanje sistema kako bi se smanjile emisije GHG na isplativ i ekonomski efikasan način, čime se doprinosi postizanju nivoa emisija GHG koji se naučno smatraju neophodnim kako bi se izbegle opasne promene klime na globalnom nivou i nepovoljni uticaji promene klime.</p>	PU		

a)	a1)	b)	b1)	v)	g)	d)
1.1	This Directive also lays down provisions for assessing and implementing a stricter Community reduction commitment exceeding 20 %, to be applied upon the approval by the Community of an international agreement on climate change leading to greenhouse gas emission reductions exceeding those required in Article 9, as reflected in the 30 % commitment endorsed by the European Council of March 2007.			NP	Odredba kojom će se propisati kvantifikovani cilj smanjenja emisija će biti propisana izmenama i dopunama Zakona o klimatskim promenama. Ova odredba propisuje kvantifikovan cilj za EU, kako je preuzet međunarodnim obavezama i trenutno se ne odnosi na Republiku Srbiju.	
2.1	<p><b>Scope</b></p> <p>1. This Directive shall apply to emissions from the activities listed in Annex I and greenhouse gases listed in Annex II.</p>	<p>2.1</p> <p>2.2</p> <p>25.3</p>	<p>Odredbe ovog zakona primenjuju se na emisije GHG izazvane ljudskom aktivnošću i sektore i sisteme izložene uticajima klimatskih promena.</p> <p>GHG iz stava 1 ovog člana su ugljendioksid (CO<sub>2</sub>), metan (CH<sub>4</sub>), azotsuboksid (N<sub>2</sub>O), fluorougljovodonici (HFCs), perfluorougljenici (PFCs) i sumporheksafluorid (SF<sub>6</sub>).</p> <p>Vlada propisuje vrste aktivnosti i gasove iz stava 1. ovog člana za koje je potrebno pribaviti dozvolu.</p>	PU		
2.2	2. This Directive shall apply without prejudice to any requirements pursuant to Directive 96/61/EC.			NP		Ne propisuje se obaveza, a ovakve

a)	a1)	b)	b1)	v)	g)	d)
						odredbe nisu u skladu sa domaćom nomotehnikom.
2.3	3. The application of this Directive to the airport of Gibraltar is understood to be without prejudice to the respective legal positions of the Kingdom of Spain and the United Kingdom with regard to the dispute over sovereignty over the territory in which the airport is situated.			NP		Neprenosiva iz razloga što se odnosi na određenu teritoriju unutar EU.
3.a	<p><b>Definitions</b></p> <p>For the purposes of this Directive the following definitions shall apply:</p> <p>(a) ‘allowance’ means an allowance to emit one tonne of carbon dioxide equivalent during a specified period, which shall be valid only for the purposes of meeting the requirements of this Directive and shall be transferable in accordance with the provisions of this Directive;</p>			NU	Nacrtom Zakona o klimatskim promjenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3.b	(b) ‘emissions’ means the release of greenhouse gases into the atmosphere from sources in an installation or the release from an aircraft performing an aviation activity listed in Annex I of the gases specified in respect of that activity;	5.1.6)	6) emisija GHG iz izvora jeste ispuštanje GHG iz sektora i kategorija u kojima dolazi do sagorevanja goriva i fugitivnih emisija iz goriva, industrijskih procesa, uključujući emisije iz postrojenja i vazduhoplovnih aktivnosti, upotrebe proizvoda, poljoprivrede, i upravljanja otpadom bliže određenim propisom;	PU		
3.c	(c) ‘greenhouse gases’ means the gases listed in Annex II and other gaseous constituents of the atmosphere, both natural and anthropogenic, that absorb and re-emit infrared radiation;	5.1.4)	4) gasovi sa efektom staklene bašte (eng. <i>greenhouse gases</i> ; u daljem tekstu: GHG) jesu gasovi i drugi gasoviti sastojci koji se nalaze u atmosferi, kako prirodnog, tako i antropogenog porekla koji apsorbuju i ponovo emituju infracrveno zračenje;	PU		
3.d	(d) ‘greenhouse gas emissions permit’ means the permit issued in accordance with Articles 5 and 6;		Pre početka rada postrojenja u kojem se obavlja aktivnost koja dovodi do emisije GHG, operater postrojenja dužan je da pribavi dozvolu za emisiju GHG (u daljem tekstu: dozvola).	PU		

a)	a1)	b)	b1)	v)	g)	d)
		25.1.				
3.e	(e) 'installation' means a stationary technical unit where one or more activities listed in Annex I are carried out and any other directly associated activities which have a technical connection with the activities carried out on that site and which could have an effect on emissions and pollution;	5.1.33)	27) postrojenje jeste stacionarna tehnička jedinica u kojoj se obavlja jedna ili više aktivnosti određenih propisom kojim se utvrđuju vrste aktivnosti koje dovode do emisije gasova sa efektom staklene bašte, kao i svaka druga aktivnost koja je direktno tehnički povezana sa aktivnostima koje se obavljaju na tom mestu i koja može dovesti do emisija gasova sa efektom staklene bašte i do zagađenja;	PU		
3.f	(f) 'operator' means any person who operates or controls an installation or, where this is provided for in national legislation, to whom decisive economic power over the technical functioning of the installation has been delegated;	5.1.22)	22) operater postrojenja jeste pravno lice ili preduzetnik koje u skladu sa propisima upravlja postrojenjem, kontroliše ga ili je ovlašćen za donošenje privrednih odluka u vezi sa tehničkim funkcionisanjem postrojenja;	PU		
3.g	(g) 'person' means any natural or legal person;	5.1.22)	22) operater postrojenja jeste pravno lice ili preduzetnik koje u skladu sa propisima upravlja postrojenjem, kontroliše ga ili je ovlašćen za donošenje privrednih odluka u vezi sa tehničkim funkcionisanjem postrojenja;	PU		U definiciji iz člana 4. stav 1. tačka 11) je objedinjena definicija pojmova iz člana 3. tačke g. i g. Predmetne Direktive.
3.h	(h) 'new entrant' means:  — any installation carrying out one or more of the activities indicated in Annex I, which has obtained a greenhouse gas emissions permit for the first time after 30 June 21,  — any installation carrying out an activity which is included in the Community scheme pursuant to Article 24(1) or (2) for the first time, or  — any installation carrying out one or more of the activities indicated in Annex I or an activity which is included in the Community scheme pursuant to Article 24(1) or (2), which has had a significant			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	



a)	a1)	b)	b1)	v)	g)	d)
	extension after 30 June 21, only in so far as this extension is concerned;					
3.i	(i) 'the public' means one or more persons and, in accordance with national legislation or practice, associations, organisations or groups of persons;	5.1.12)	12) javnost jeste jedno ili više fizičkih ili pravnih lica, njihova udruženja, organizacije ili grupe;	PU		
3.j	(j) 'tonne of carbon dioxide equivalent' means one metric tonne of carbon dioxide (CO <sub>2</sub> ) or an amount of any other greenhouse gas listed in Annex II with an equivalent global-warming potential;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3.k	(k) 'Annex I Party' means a Party listed in Annex I to the United Nations Framework Convention on Climate Change (UNFCCC) that has ratified the Kyoto Protocol as specified in Article 1(7) of the Kyoto Protocol;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona. Takođe, Republika Srbija nije članica Aneksa I Kjoto protokola.	
3.l	(l) 'project activity' means a project activity approved by one or more Annex I Parties in accordance with Article 6 or Article 12 of the Kyoto Protocol and the decisions adopted pursuant to the UNFCCC or the Kyoto Protocol;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće	

a)	a1)	b)	b1)	v)	g)	d)
					postignuta naknadnim izmenama i dopunama ovog Zakona. Takođe, Republika Srbija nije članica Aneksa I Kjoto protokola.	
3.m	(m) 'emission reduction unit' or 'ERU' means a unit issued pursuant to Article 6 of the Kyoto Protocol and the decisions adopted pursuant to the UNFCCC or the Kyoto Protocol;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona. Takođe, Republika Srbija nije članica Aneksa I Kjoto protokola.	
3.n	(n) 'certified emission reduction' or 'CER' means a unit issued pursuant to Article 12 of the Kyoto Protocol and the decisions adopted pursuant to the UNFCCC or the Kyoto Protocol;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona. Takođe, Republika Srbija nije članica Aneksa I Kjoto protokola.	
3.o	(o) 'aircraft operator' means the person who operates an aircraft at the time it performs an aviation activity listed in Annex I or, where that person is not known or is not identified by the owner of the aircraft, the owner of the aircraft;	5.1.1)	1) operater vazduhoplova jeste svako fizičko ili pravno lice koje obavlja vazduhoplovne aktivnosti ili vlasnik vazduhoplova, ako identitet tog lica nije poznat ili ga vlasnik vazduhoplova nije naveo;	PU		
3.p	(p) 'commercial air transport operator' means an operator that, for remuneration, provides scheduled or non-scheduled air transport services to the public for the carriage of passengers, freight or mail;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se detaljno oblast avio saobraćaja, odnosno emisija iz ove	

a)	a1)	b)	b1)	v)	g)	d)
					aktivnosti. Potpuna usklađenost biće postignuta donošenjem podzakonskog propisa na osnovu ovog Zakona a kojim će se urediti specifičnosti koje se odnose samo na aktivnosti vazdušnog saobraćaja.	
3.q	(q) 'administering Member State' means the Member State responsible for administering the Community scheme in respect of an aircraft operator in accordance with Article 18a;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3.r	(r) 'attributed aviation emissions' means emissions from all flights falling within the aviation activities listed in Annex I which depart from an aerodrome situated in the territory of a Member State and those which arrive in such an aerodrome from a third country;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se detaljno oblast avio saobraćaja, odnosno emisija iz ove aktivnosti. Potpuna usklađenost biće postignuta donošenjem podzakonskog propisa na osnovu ovog Zakona a kojim će se urediti specifičnosti koje se odnose samo na aktivnosti vazdušnog saobraćaja.	
3.s	(s) 'historical aviation emissions' means the mean average of the annual emissions in the calendar years 2004, 2005 and 2006 from aircraft performing an aviation activity listed in Annex I;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se detaljno oblast avio saobraćaja, odnosno emisija iz ove aktivnosti. Potpuna usklađenost biće postignuta donošenjem podzakonskog propisa na osnovu ovog Zakona a kojim će se urediti specifičnosti koje se	

a)	a1)	b)	b1)	v)	g)	d)
					odnose samo na aktivnosti vazdušnog saobraćaja.	
3.t	(t) 'combustion' means any oxidation of fuels, regardless of the way in which the heat, electrical or mechanical energy produced by this process is used, and any other directly associated activities, including waste gas scrubbing;			NU	Potpuna usklađenost biće postignuta donošenjem podzakonskog propisa na osnovu ovog Zakona a koje se odnose na monitoring i izveštavanje o emisijama gasova sa efektom staklene bašte.	
3.u	(u) 'electricity generator' means an installation that, on or after 1 January 2005, has produced electricity for sale to third parties, and in which no activity listed in Annex I is carried out other than the 'combustion of fuels'.			NU	Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3a	<b>Scope</b> The provisions of this Chapter shall apply to the allocation and issue of allowances in respect of aviation activities listed in Annex I.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3b	<b>Aviation activities</b> By 2 August 2009, the Commission shall, in accordance with the regulatory procedure referred to in Article 23(2), develop guidelines on the detailed interpretation of the aviation activities listed in Annex I.			NP		Ne propisuje se obaveza državama, već obaveza Evropske Komisije.
3c.1	<b>Total quantity of allowances for aviation</b> 1. For the period from 1 January 22 to 31 December 22, the total quantity of allowances to be allocated to aircraft operators shall be equivalent to 97 % of the historical aviation emissions.			NP		Ova obaveza se odnosila na državne članice u određenom vremenskom periodu koji je

a)	a1)	b)	b1)	v)	g)	d)
						prošao.
3c.2	<p>2. For the period referred to in ►M4 Article 13(1) ◀ beginning on 1 January 23, and, in the absence of any amendments following the review referred to in Article 30(4), for each subsequent period, the total quantity of allowances to be allocated to aircraft operators shall be equivalent to 95 % of the historical aviation emissions multiplied by the number of years in the period.</p> <p>This percentage may be reviewed as part of the general review of this Directive.</p>			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3c.3	<p>3. The Commission shall review the total quantity of allowances to be allocated to aircraft operators in accordance with Article 30(4).</p>			NP		Ne propisuje se obaveza državama, već obaveza Evropske Komisije.
3c.4	<p>4. By 2 August 2009, the Commission shall decide on the historical aviation emissions, based on best available data, including estimates based on actual traffic information. That decision shall be considered within the Committee referred to in Article 23(1).</p>			NP		Ne propisuje se obaveza državama, već obaveza Evropske Komisije.
3d.1	<p><b>Method of allocation of allowances for aviation through auctioning</b></p> <p>1. In the period referred to in Article 3c(1), 15 % of allowances shall be auctioned.</p>			NP		Ova obaveza se odnosila na državne članice u određenom vremenskom periodu koji je prošao.
3d.2	<p>2. From 1 January 23, 15 % of allowances shall be auctioned. This percentage may be increased as part of the general review of this Directive.</p>			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i	

a)	a1)	b)	b1)	v)	g)	d)
					izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3d.3	<p>3. A Regulation shall be adopted containing detailed provisions for the auctioning by Member States of allowances not required to be issued free of charge in accordance with paragraphs 1 and 2 of this Article or Article 3f(8). The number of allowances to be auctioned in each period by each Member State shall be proportionate to its share of the total attributed aviation emissions for all Member States for the reference year reported pursuant to Article 14(3) and verified pursuant to Article 15. For the period referred to in Article 3c(1), the reference year shall be 20 and for each subsequent period referred to in Article 3c the reference year shall be the calendar year ending 24 months before the start of the period to which the auction relates.</p> <p>That Regulation, designed to amend non-essential elements of this Directive by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3).</p>			NP		Ne propisuje se obaveza državi, već Komisiji.
3d.4	<p>4. It shall be for Member States to determine the use to be made of revenues generated from the auctioning of allowances. Those revenues should be used to tackle climate change in the EU and third countries, inter alia, to reduce greenhouse gas emissions, to adapt to the impacts of climate change in the EU and third countries, especially developing countries, to fund research and development for mitigation and adaptation, including in particular in the fields of aeronautics and air transport, to reduce emissions through low-emission transport and to cover the cost of administering the Community scheme. The proceeds of auctioning should also be used to fund</p>			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	

a)	a1)	b)	b1)	v)	g)	d)
	<p>contributions to the Global Energy Efficiency and Renewable Energy Fund, and measures to avoid deforestation.</p> <p>Member States shall inform the Commission of actions taken pursuant to this paragraph.</p>					
3d.5	5. Information provided to the Commission pursuant to this Directive does not free Member States from the notification obligation laid down in Article 88(3) of the Treaty.			NP		Govori o generalnom principu u izveštavanju.
3e.1	<p><b>Allocation and issue of allowances to aircraft operators</b></p> <p>1. For each period referred to in Article 3c, each aircraft operator may apply for an allocation of allowances that are to be allocated free of charge. An application may be made by submitting to the competent authority in the administering Member State verified tonne-kilometre data for the aviation activities listed in Annex I performed by that aircraft operator for the monitoring year. For the purposes of this Article, the monitoring year shall be the calendar year ending 24 months before the start of the period to which it relates in accordance with Annexes IV and V or, in relation to the period referred to in Article 3c(1), 20. Any application shall be made at least 21 months before the start of the period to which it relates or, in relation to the period referred to in Article 3c(1), by 31 March 21.</p>			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3e.2	2. At least 18 months before the start of the period to which the application relates or, in relation to the period referred to in Article 3c(1), by 30 June 21, Member States shall submit applications received under paragraph 1 to the Commission.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama	

a)	a1)	b)	b1)	v)	g)	d)
					i dopunama ovog Zakona.	
3e.3	3. At least 15 months before the start of each period referred to in Article 3c(2) or, in relation to the period referred to in Article 3c(1), by 30 September 21, the Commission shall calculate and adopt a decision setting out:			NP		Propisuje obavezu Evropske Komisije.
3e.3.a	(a) the total quantity of allowances to be allocated for that period in accordance with Article 3c;			NP		Propisuje obavezu Evropske Komisije.
3e.3.b	(b) the number of allowances to be auctioned in that period in accordance with Article 3d;			NP		Propisuje obavezu Evropske Komisije.
3e.3.c	(c) the number of allowances in the special reserve for aircraft operators in that period in accordance with Article 3f(1);			NP		Propisuje obavezu Evropske Komisije.
3e.3.d	(d) the number of allowances to be allocated free of charge in that period by subtracting the number of allowances referred to in points (b) and (c) from the total quantity of allowances decided upon under point (a); and			NP		Propisuje obavezu Evropske Komisije.
3e.3.e	(e) the benchmark to be used to allocate allowances free of charge to aircraft operators whose applications were submitted to the Commission in accordance with paragraph 2.  The benchmark referred to in point (e), expressed as allowances per tonne-kilometre, shall be calculated by dividing the number of allowances referred to in point (d) by the sum of the tonne-kilometre data included in applications submitted to the Commission in accordance with paragraph 2.			NP		Propisuje obavezu Evropske Komisije.
3e.4	4. Within three months from the date on which the Commission adopts a decision under paragraph 3, each administering Member State shall calculate and publish:			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se	



a)	a1)	b)	b1)	v)	g)	d)
					transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3e.4.a	(a) the total allocation of allowances for the period to each aircraft operator whose application it submitted to the Commission in accordance with paragraph 2, calculated by multiplying the tonne-kilometre data included in the application by the benchmark referred to in paragraph 3(e); and			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3e.4.b	(b) the allocation of allowances to each aircraft operator for each year, which shall be determined by dividing its total allocation of allowances for the period calculated under point (a) by the number of years in the period for which that aircraft operator is performing an aviation activity listed in Annex I.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3e.5	5. By 28 February 22 and by 28 February of each subsequent year, the competent authority of the administering Member State shall issue to each aircraft operator the number of allowances allocated to that aircraft operator for that year under this Article or Article 3f.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama	

a)	a1)	b)	b1)	v)	g)	d)
					i dopunama ovog Zakona.	
3f.1	<p><b>Special reserve for certain aircraft operators</b></p> <p>1. In each period referred to in Article 3c(2), 3 % of the total quantity of allowances to be allocated shall be set aside in a special reserve for aircraft operators:</p>			NU	Nacrtom Zakona o klimatskim promjenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3f.1.a	(a) who start performing an aviation activity falling within Annex I after the monitoring year for which tonne-kilometre data was submitted under Article 3e(1) in respect of a period referred to in Article 3c(2); or			NU	Nacrtom Zakona o klimatskim promjenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3f.1.b	(b) whose tonne-kilometre data increases by an average of more than 18 % annually between the monitoring year for which tonne-kilometre data was submitted under Article 3e(1) in respect of a period referred to in Article 3c(2) and the second calendar year of that period;  and whose activity under point (a), or additional activity under point (b), is not in whole or in part a continuation of an aviation activity previously performed by another aircraft operator.			NU	Nacrtom Zakona o klimatskim promjenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3f.2	2. An aircraft operator who is eligible under paragraph 1 may apply for a free allocation of allowances from the special reserve by making an application to the competent authority of its administering Member State. Any application shall be			NU	Nacrtom Zakona o klimatskim promjenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba	

a)	a1)	b)	b1)	v)	g)	d)
	<p>made by 30 June in the third year of the period referred to in Article 3c(2) to which it relates.</p> <p>An allocation to an aircraft operator under paragraph 1(b) shall not exceed 1 000 000 allowances.</p>				<p>EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna uskladenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	
3f.1.3.a	<p>3. An application under paragraph 2 shall:</p> <p>(a) include verified tonne-kilometre data in accordance with Annexes IV and V for the aviation activities listed in Annex I performed by the aircraft operator in the second calendar year of the period referred to in Article 3c(2) to which the application relates;</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna uskladenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	
3f.1.3.b	<p>(b) provide evidence that the criteria for eligibility under paragraph 1 are fulfilled; and</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna uskladenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	
3f.1.3.c	<p>(c) in the case of aircraft operators falling within paragraph 1(b), state:</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna uskladenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	

a)	a1)	b)	b1)	v)	g)	d)
3f.1.3.c.i	(i) the percentage increase in tonne-kilometres performed by that aircraft operator between the monitoring year for which tonne-kilometre data was submitted under Article 3e(1) in respect of a period referred to in Article 3c(2) and the second calendar year of that period;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3f.1.3.c.ii	(ii) the absolute growth in tonne-kilometres performed by that aircraft operator between the monitoring year for which tonne-kilometre data was submitted under Article 3e(1) in respect of a period referred to in Article 3c(2) and the second calendar year of that period; and			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3f.1.3.c.iii	(iii) the absolute growth in tonne-kilometres performed by that aircraft operator between the monitoring year for which tonne-kilometre data was submitted under Article 3e(1) in respect of a period referred to in Article 3c(2) and the second calendar year of that period which exceeds the percentage specified in paragraph 1(b).			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3f.1.4	4. No later than six months from the deadline for making an application under paragraph 2, Member States shall submit applications received under that paragraph to the Commission.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i	

a)	a1)	b)	b1)	v)	g)	d)
					izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3f.1.5	<p>5. No later than 12 months from the deadline for making an application under paragraph 2, the Commission shall decide on the benchmark to be used to allocate allowances free of charge to aircraft operators whose applications were submitted to the Commission in accordance with paragraph 4.</p> <p>Subject to paragraph 6, the benchmark shall be calculated by dividing the number of the allowances in the special reserve by the sum of:</p>			NP		Propisuje obavezu Evropske Komisije.
3f.1.5.a	(a) the tonne-kilometre data for aircraft operators falling within paragraph 1(a) included in applications submitted to the Commission in accordance with paragraphs 3(a) and 4; and			NP		Propisuje obavezu Evropske Komisije.
3f.1.5.b	(b) the absolute growth in tonne-kilometres exceeding the percentage specified in paragraph 1(b) for aircraft operators falling within paragraph 1(b) included in applications submitted to the Commission in accordance with paragraphs 3(c)(iii) and 4.			NP		Propisuje obavezu Evropske Komisije.
3f.1.6	6. The benchmark referred to in paragraph 5 shall not result in an annual allocation per tonne-kilometre greater than the annual allocation per tonne-kilometre to aircraft operators under Article 3e(4).			NP		Propisuje obavezu Evropske Komisije.
3f.1.7	7. Within three months from the date on which the Commission adopts a decision under paragraph 5, each administering Member State shall calculate and publish:			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	Rok dat za izvršenje svih obaveza iz člana Uredbe 3.f.1.7. je istekao.

a)	a1)	b)	b1)	v)	g)	d)
3f.1.7.a	(a) the allocation of allowances from the special reserve to each aircraft operator whose application it submitted to the Commission in accordance with paragraph 4. This allocation shall be calculated by multiplying the benchmark referred to in paragraph 5 by:			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	Rok dat za izvršenje svih obaveza iz člana Uredbe 3.f.1.7. je istekao.
3f.1.7.a.i	(i) in the case of an aircraft operator falling within paragraph 1(a), the tonne-kilometre data included in the application submitted to the Commission under paragraphs 3(a) and 4;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	Rok dat za izvršenje svih obaveza iz člana Uredbe 3.f.1.7. je istekao.
3f.1.7.a.ii	(ii) in the case of an aircraft operator falling within paragraph 1(b), the absolute growth in tonne-kilometres exceeding the percentage specified in paragraph 1(b) included in the application submitted to the Commission under paragraphs 3(c)(iii) and 4; and			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	Rok dat za izvršenje svih obaveza iz člana Uredbe 3.f.1.7. je istekao.
3f.1.7.b	(b) the allocation of allowances to each aircraft operator for each year, which shall be determined by dividing its allocation of allowances under point (a) by the number of full calendar years remaining in the period referred to in Article 3c(2) to which the allocation relates.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i	Rok dat za izvršenje svih obaveza iz člana Uredbe 3.f.1.7. je istekao.

a)	a1)	b)	b1)	v)	g)	d)
					izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3f.1.8	8. Any unallocated allowances in the special reserve shall be auctioned by Member States.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3f.1.9	9. The Commission may establish detailed rules on the operation of the special reserve under this Article, including the assessment of compliance with eligibility criteria under paragraph 1. Those measures, designed to amend non-essential elements of this Directive by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3).			NP		Propisuje obavezu Evropske Komisije.
3g	<b>Monitoring and reporting plans</b> The administering Member State shall ensure that each aircraft operator submits to the competent authority in that Member State a monitoring plan setting out measures to monitor and report emissions and tonne-kilometre data for the purpose of an application under Article 3e and that such plans are approved by the competent authority in accordance with ► M4 the regulation referred to in Article 14 ◀ .			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
3h	<b>Scope</b> The provisions of this Chapter shall apply to greenhouse gas emissions permits and the allocation and issue of allowances in respect of activities listed in Annex I other than aviation activities.			NP		Uređuje sadržinu poglavlja Uredbe EU, ne propisuje obaveze za države.

a)	a1)	b)	b1)	v)	g)	d)
4	<p><b>Greenhouse gas emissions permits</b></p> <p>Member States shall ensure that, from 1 January 2005, no installation carries out any activity listed in Annex I resulting in emissions specified in relation to that activity unless its operator holds a permit issued by a competent authority in accordance with Articles 5 and 6, or the installation is excluded from the Community scheme pursuant to Article 27. This shall also apply to installations opted in under Article 24.</p>	25.1	Pre početka rada postrojenja u kojem se obavlja aktivnost koja dovodi do emisije GHG, operater postrojenja dužan je da pribavi dozvolu za emisiju GHG (u daljem tekstu: dozvola).	DU	Primena zakona počinje 8 dana od dana objavljivanja u Službenom glasniku, tako da rok dat predmetnom direktivom ne može biti primenjiv.	
5.a	<p><b>Applications for greenhouse gas emissions permits</b></p> <p>An application to the competent authority for a greenhouse gas emissions permit shall include a description of:</p> <p>(a) the installation and its activities including the technology used;</p>	26.1. 26.2. 2)	<p>Operater postrojenja podnosi Ministarstvu zahtev za izdavanje dozvole.</p> <p>Zahtev iz stava 1. ovog člana sadrži:</p> <p>2) opis i lokaciju postrojenja i aktivnosti koje se obavljaju u postrojenju, uključujući tehnologije koje se koriste;</p>	PU		
5.b	(b) the raw and auxiliary materials, the use of which is likely to lead to emissions of gases listed in Annex I;	26.2.3)	3) podatke o sirovinama i drugim materijalima čija upotreba može da dovede do emisije GHG;	PU		
5.c	(c) the sources of emissions of gases listed in Annex I from the installation; and	26.2.4)	4) podatke o vrsti i izvoru emisija GHG;	PU		
5.d	<p>(d) the measures planned to monitor and report emissions in accordance with the regulation referred to in Article 14.</p> <p>The application shall also include a non-technical summary of the details referred to in the first subparagraph.</p>	26.3. 26.2.5)	<p>Operater postrojenja dužan je da uz zahtev iz stava 1. ovog člana dostavi i plan monitoringa emisija GHG iz postrojenja (u daljem tekstu: plan monitoringa) u dva primerka.</p> <p>5) netehnički rezime podataka koji se odnosi na podatke iz tač. 1) do 4) ovog stava.</p>	PU		



a)	a1)	b)	b1)	v)	g)	d)
6.1.1	<p><b>Conditions for and contents of the greenhouse gas emissions permit</b></p> <p>1. The competent authority shall issue a greenhouse gas emissions permit granting authorisation to emit greenhouse gases from all or part of an installation if it is satisfied that the operator is capable of monitoring and reporting emissions.</p>	28.2	Agencija ocenjuje dostavljeni plan monitoringa i u roku od najviše dva meseca od dana prijema dokumenata iz stava 1. ovog člana dostavlja Ministarstvu izveštaj koji sadrži ocenu da li je plan monitoringa izrađen u skladu sa propisima i da li je operater postrojenja u stanju da obezbedi monitoring i izveštavanje o emisijama GHG u skladu sa ovim zakonom.	PU		
6.1.2	A greenhouse gas emissions permit may cover one or more installations on the same site operated by the same operator.	29.4	Dozvola se izdaje za postrojenje ili deo postrojenja, a može se izdati i jedinstvena dozvola za više postrojenja ako se nalaze na istoj lokaciji i njima upravlja isti operater postrojenja.	PU		
6.1.3	The competent authority shall, at least every five years, review the greenhouse gas emissions permit and make any amendments as are appropriate.	30.	Ministarstvo po službenoj dužnosti svakih pet godina ponovo razmatra izdatu dozvolu i po potrebi vrši izmene i dopune iste.	PU		
6.2	2. Greenhouse gas emissions permits shall contain the following:	29.2	Dozvola sadrži:	PU		
6.2.a	(a) the name and address of the operator;	29.2.1)	1) naziv i adresu operatera postrojenja, kao i adresu postrojenja;	PU		
6.2.b	(b) a description of the activities and emissions from the installation;	29.2.2)	9) opis aktivnosti i emisija GHG iz postrojenja;	PU		
6.2.c	(c) a monitoring plan that fulfils the requirements under the regulation referred to in Article 14. Member States may allow operators to update monitoring plans without changing the permit. Operators shall submit any updated monitoring plans to the competent authority for approval;	29.3 31.3.	Plan monitoringa sa pratećom dokumentacijom sastavni je deo dozvole.  Uz zahtev iz stava 2. ovog člana operater postrojenja dostavlja i izmenjeni plan monitoringa, ako je Ministarstvo procenilo da je i to potrebno.	PU		

a)	a1)	b)	b1)	v)	g)	d)
6.2.d	(d) reporting requirements; and	29.2.4)	4) obavezu dostavljanja verifikovanog izveštaja o emisijama GHG.	PU		
6.2.e	(e) an obligation to surrender allowances, other than allowances issued under Chapter II, equal to the total emissions of the installation in each calendar year, as verified in accordance with Article 15, within four months following the end of that year.			NU	Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama, ne i o trgovini emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
7	<p><b>Changes relating to installations</b></p> <p>The operator shall inform the competent authority of any planned changes to the nature or functioning of the installation, or any extension or significant reduction of its capacity, which may require updating the greenhouse gas emissions permit. Where appropriate, the competent authority shall update the permit. Where there is a change in the identity of the installation's operator, the competent authority shall update the permit to include the name and address of the new operator.</p>	31.1 31.2. 31.7. 31.8.	<p>Operater postrojenja obaveštava Ministarstvo o svakoj nameravanoj promeni vrste aktivnosti i načina rada postrojenja, ili o svakom proširenju ili smanjenju kapaciteta postrojenja.</p> <p>Ministarstvo procenjuje promene iz stava 1. ovog člana i ako utvrdi da su promene takve da utiču na dozvolu, u roku od 30 dana od dana prijema obaveštenja, zahteva od operatera postrojenja da u određenom roku podnese zahtev za izmenu dozvole.</p> <p>Operater postrojenja obaveštava Ministarstvo i o svakoj nameravanoj promeni operatera odnosno podataka o operateru.</p> <p>Ako Ministarstvo dobije obaveštenje iz stava 7. ovog člana, izmeniće dozvolu u roku od 30 dana od dana prijema obaveštenja.</p>	PU		
8	<p><b>Coordination with Directive 96/61/EC</b></p> <p>Member States shall take the necessary measures to ensure that, where installations carry out activities that are included in Annex I to Directive 96/61/EC, the conditions of, and procedure for, the issue of a</p>			NP		Propisuje obavezu koordinacije dva upravna postupka koje vodi isti organ, i takode propisuje

a)	a1)	b)	b1)	v)	g)	d)
	greenhouse gas emissions permit are coordinated with those for the permit provided for in that Directive. The requirements of Articles 5, 6 and 7 of this Directive may be integrated into the procedures provided for in Directive 96/61/EC.					mogućnost, ne obavezu.
9	<p><b>Community-wide quantity of allowances</b></p> <p>The Community-wide quantity of allowances issued each year starting in 23 shall decrease in a linear manner beginning from the mid-point of the period from 2008 to 22. The quantity shall decrease by a linear factor of 1,74 % compared to the average annual total quantity of allowances issued by Member States in accordance with the Commission Decisions on their national allocation plans for the period from 2008 to 22. ► A1 The Community-wide quantity of allowances will be increased as a result of Croatia's accession only by the quantity of allowances that Croatia shall auction pursuant to Article 10(1). ◀</p> <p>The Commission shall, by 30 June 20, publish the absolute Community-wide quantity of allowances for 23, based on the total quantities of allowances issued or to be issued by the Member States in accordance with the Commission Decisions on their national allocation plans for the period from 2008 to 22.</p> <p>The Commission shall review the linear factor and submit a proposal, where appropriate, to the European Parliament and to the Council as from 2020, with a view to the adoption of a decision by 2025.</p>			NP		Ne propisuje se obaveza državama, već obaveza Evropske Komisije.
9a.1	<p><b>Adjustment of the Community-wide quantity of allowances</b></p> <p>1. In respect of installations that were included in the Community scheme during the period from 2008 to 22 pursuant to Article 24(1), the quantity of allowances to be issued from 1 January 23 shall be adjusted to reflect the average annual quantity of allowances issued in respect of those installations during the period of their inclusion, adjusted by the</p>			NP		Propisuje obavezu Evropske Komisije.

a)	a1)	b)	b1)	v)	g)	d)
	linear factor referred to in Article 9.					
9a.2	<p>2. In respect of installations carrying out activities listed in Annex I, which are only included in the Community scheme from 23 onwards, Member States shall ensure that the operators of such installations submit to the relevant competent authority duly substantiated and independently verified emissions data in order for them to be taken into account for the adjustment of the Community-wide quantity of allowances to be issued.</p> <p>Any such data shall be submitted, by 30 April 20, to the relevant competent authority in accordance with the provisions adopted pursuant to Article 14(1).</p> <p>If the data submitted are duly substantiated, the competent authority shall notify the Commission thereof by 30 June 20 and the quantity of allowances to be issued, adjusted by the linear factor referred to in Article 9, shall be adjusted accordingly. In the case of installations emitting greenhouse gases other than CO<sub>2</sub>, the competent authority may notify a lower amount of emissions according to the emission reduction potential of those installations.</p>			NU	Nacrtom Zakona o klimatskim promjenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
9a.3	3. The Commission shall publish the adjusted quantities referred to in paragraphs 1 and 2 by 30 September 20.			NP		Propisuje obavezu Evropske Komisije.
9a.4	4. In respect of installations which are excluded from the Community scheme in accordance with Article 27, the Community-wide quantity of allowances to be issued from 1 January 23 shall be adjusted downwards to reflect the average annual verified emissions of those installations in the period from 2008 to 20, adjusted by the linear factor referred to in Article 9.			NP		Propisuje obavezu Evropske Komisije.
10.1	<p><b>Auctioning of allowances</b></p> <p>1. From 29 onwards, Member States shall auction all allowances that are not allocated free of charge in accordance with Articles 10a and 10c and are not placed in the market stability reserve established by</p>			NU	Nacrtom Zakona o klimatskim promjenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba	

a)	a1)	b)	b1)	v)	g)	d)
	Decision (EU) 25/1814 of the European Parliament and of the Council ( 13 ).				EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
10.1a	1a. Where the volume of allowances to be auctioned by Member States in the last year of each period referred to in Article 13(1) of this Directive exceeds by more than 30 % the expected average auction volume for the first two years of the following period before application of Article 1(5) of Decision (EU) 25/1814, two thirds of the difference between the volumes shall be deducted from the auction volumes in the last year of the period and added in equal instalments to the volumes to be auctioned by Member States in the first two years of the following period.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
10.2	2. The total quantity of allowances to be auctioned by each Member State shall be composed as follows:			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
10.2.a	(a) 88 % of the total quantity of allowances to be auctioned being distributed amongst Member States in shares that are identical to the share of verified emissions under the Community scheme for 2005 or the average of the period from 2005 to 2007, whichever one is the highest, of the Member State concerned;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama	

a)	a1)	b)	b1)	v)	g)	d)
					i dopunama ovog Zakona.	
10.2.b	(b) 10 % of the total quantity of allowances to be auctioned being distributed amongst certain Member States for the purpose of solidarity and growth within the Community, thereby increasing the amount of allowances that those Member States auction under point (a) by the percentages specified in Annex IIa; and			NU	Nacrtom Zakona o klimatskim promjenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
10.2.c	<p>(c) 2 % of the total quantity of allowances to be auctioned being distributed amongst Member States the greenhouse gas emissions of which were, in 2005, at least 20 % below their emissions in the base year applicable to them under the Kyoto Protocol. The distribution of this percentage amongst the Member States concerned is set out in Annex IIb.</p> <p>For the purposes of point (a), in respect of Member States which did not participate in the Community scheme in 2005, their share shall be calculated using their verified emissions under the Community scheme in 2007.</p> <p>If necessary, the percentages referred to in points (b) and (c) shall be adapted in a proportional manner to ensure that the distribution is 10 % and 2 % respectively.</p>			NU	Nacrtom Zakona o klimatskim promjenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
10.3	3. Member States shall determine the use of revenues generated from the auctioning of allowances. At least 50 % of the revenues generated from the auctioning of allowances referred to in paragraph 2, including all revenues from the auctioning referred to in paragraph 2, points (b) and (c), or the equivalent in financial value of these revenues, should be used for one or more of the following:			NU	Nacrtom Zakona o klimatskim promjenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama	

a)	a1)	b)	b1)	v)	g)	d)
					i dopunama ovog Zakona.	
10.3.a	(a) to reduce greenhouse gas emissions, including by contributing to the Global Energy Efficiency and Renewable Energy Fund and to the Adaptation Fund as made operational by the Poznan Conference on Climate Change (COP 14 and COP/MOP 4), to adapt to the impacts of climate change and to fund research and development as well as demonstration projects for reducing emissions and for adaptation to climate change, including participation in initiatives within the framework of the European Strategic Energy Technology Plan and the European Technology Platforms;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
10.3.b	(b) to develop renewable energies to meet the commitment of the Community to using 20 % renewable energies by 2020, as well as to develop other technologies contributing to the transition to a safe and sustainable low-carbon economy and to help meet the commitment of the Community to increase energy efficiency by 20 % by 2020;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
10.3.c	(c) measures to avoid deforestation and increase afforestation and reforestation in developing countries that have ratified the international agreement on climate change, to transfer technologies and to facilitate adaptation to the adverse effects of climate change in these countries;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
10.3.d	(d) forestry sequestration in the Community;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba	

a)	a1)	b)	b1)	v)	g)	d)
					EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
10.3.e	(e) the environmentally safe capture and geological storage of CO2, in particular from solid fossil fuel power stations and a range of industrial sectors and subsectors, including in third countries;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
10.3.f	(f) to encourage a shift to low-emission and public forms of transport;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
10.3.g	(g) to finance research and development in energy efficiency and clean technologies in the sectors covered by this Directive;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	



a)	a1)	b)	b1)	v)	g)	d)
10.3.h	(h) measures intended to increase energy efficiency and insulation or to provide financial support in order to address social aspects in lower and middle income households;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna uskladenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
10.3.i	<p>(i) to cover administrative expenses of the management of the Community scheme.</p> <p>Member States shall be deemed to have fulfilled the provisions of this paragraph if they have in place and implement fiscal or financial support policies, including in particular in developing countries, or domestic regulatory policies, which leverage financial support, established for the purposes set out in the first subparagraph and which have a value equivalent to at least 50 % of the revenues generated from the auctioning of allowances referred to in paragraph 2, including all revenues from the auctioning referred to in paragraph 2, points (b) and (c).</p> <p>Member States shall inform the Commission as to the use of revenues and the actions taken pursuant to this paragraph in their reports submitted under Decision No 280/2004/EC.</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna uskladenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	
10.4	4. By 30 June 20, the Commission shall adopt a regulation on timing, administration and other aspects of auctioning to ensure that it is conducted in an open, transparent, harmonised and non-discriminatory manner. To this end, the process should be predictable, in particular as regards the timing and sequencing of auctions and the estimated volumes of allowances to be made available. ► M5 Where an assessment shows for the individual industrial sectors that no significant impact on sectors or subsectors exposed to a significant risk of carbon leakage is to be			NP		Propisuje obavezu Evropske Komisije.

a)	a1)	b)	b1)	v)	g)	d)
	<p>expected, the Commission may, in exceptional circumstances, adapt the timetable for the period referred to in Article 13(1) beginning on 1 January 23 so as to ensure the orderly functioning of the market. The Commission shall make no more than one such adaptation for a maximum number of 900 million allowances. ◀</p> <p>Auctions shall be designed to ensure that:</p>					
10.4.a	(a) operators, and in particular any SMEs covered by the Community scheme, have full, fair and equitable access;			NP		Propisuje obavezu Evropske Komsije.
10.4.b	(b) all participants have access to the same information at the same time and that participants do not undermine the operation of the auction;			NP		Propisuje obavezu Evropske Komsije.
10.4.c	(c) the organisation and participation in auctions is cost-efficient and undue administrative costs are avoided; and			NP		Propisuje obavezu Evropske Komsije.
10.4.d	(d) access to allowances is granted for small emitters.			NP		Propisuje obavezu Evropske Komsije.
10.4	That measure, designed to amend non-essential elements of this Directive by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3).			NP		Propisuje obavezu Evropske Komsije.
10.4	Member States shall report on the proper implementation of the auctioning rules for each auction, in particular with respect to fair and open access, transparency, price formation and technical and operational aspects. These reports shall be submitted within one month of the auction concerned and shall be published on the Commission's website.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	

a)	a1)	b)	b1)	v)	g)	d)
10.5	<p>5. The Commission shall monitor the functioning of the European carbon market. Each year, it shall submit a report to the European Parliament and to the Council on the functioning of the carbon market including the implementation of the auctions, liquidity and the volumes traded. If necessary, Member States shall ensure that any relevant information is submitted to the Commission at least two months before the Commission adopts the report.</p>			NP		Propisuje obavezu Evropske Komisije
10a.1	<p>Article 10a</p> <p>Transitional Community-wide rules for harmonised free allocation</p> <p>1. By 31 December 20, the Commission shall adopt Community-wide and fully-harmonised implementing measures for the allocation of the allowances referred to in paragraphs 4, 5, 7 and 12, including any necessary provisions for a harmonised application of paragraph 19.</p> <p>Those measures, designed to amend non-essential elements of this Directive by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3).</p> <p>The measures referred to in the first subparagraph shall, to the extent feasible, determine Community-wide ex-ante benchmarks so as to ensure that allocation takes place in a manner that provides incentives for reductions in greenhouse gas emissions and energy efficient techniques, by taking account of the most efficient techniques, substitutes, alternative production processes, high efficiency cogeneration, efficient energy recovery of waste gases, use of biomass and capture and storage of CO<sub>2</sub>, where such facilities are available, and shall not provide incentives to increase emissions. No free allocation shall be made in respect of any electricity production, except for cases falling within Article 10c and electricity produced from waste gases.</p>			NP		Propisuje obavezu Evropske Komisije

a)	a1)	b)	b1)	v)	g)	d)
	<p>For each sector and subsector, in principle, the benchmark shall be calculated for products rather than for inputs, in order to maximise greenhouse gas emissions reductions and energy efficiency savings throughout each production process of the sector or the subsector concerned.</p> <p>In defining the principles for setting ex-ante benchmarks in individual sectors and subsectors, the Commission shall consult the relevant stakeholders, including the sectors and subsectors concerned.</p> <p>The Commission shall, upon the approval by the Community of an international agreement on climate change leading to mandatory reductions of greenhouse gas emissions comparable to those of the Community, review those measures to provide that free allocation is only to take place where this is fully justified in the light of that agreement.</p>					
10a.2	<p>2. In defining the principles for setting ex-ante benchmarks in individual sectors or subsectors, the starting point shall be the average performance of the 10 % most efficient installations in a sector or subsector in the Community in the years 2007-2008. The Commission shall consult the relevant stakeholders, including the sectors and subsectors concerned.</p> <p>The regulations pursuant to Articles 14 and 15 shall provide for harmonised rules on monitoring, reporting and verification of production-related greenhouse gas emissions with a view to determining the ex-ante benchmarks.</p>			NP		Propisuje obavezu Evropske Komisije
10a.3	<p>3. Subject to paragraphs 4 and 8, and notwithstanding Article 10c, no free allocation shall be given to electricity generators, to installations for the capture of CO<sub>2</sub>, to pipelines for transport of CO<sub>2</sub> or to CO<sub>2</sub> storage sites.</p>			NP		Propisuje obavezu Evropske Komisije

a)	a1)	b)	b1)	v)	g)	d)
10a.4	4. Free allocation shall be given to district heating as well as to high efficiency cogeneration, as defined by Directive 2004/8/EC, for economically justifiable demand, in respect of the production of heating or cooling. In each year subsequent to 23, the total allocation to such installations in respect of the production of that heat shall be adjusted by the linear factor referred to in Article 9.			NP		Propisuje obavezu Evropske Komisije
10a.5	5. The maximum annual amount of allowances that is the basis for calculating allocations to installations which are not covered by paragraph 3 and are not new entrants shall not exceed the sum of:			NP		Propisuje obavezu Evropske Komisije.
10a.5.a	(a) the annual Community-wide total quantity, as determined pursuant to Article 9, multiplied by the share of emissions from installations not covered by paragraph 3 in the total average verified emissions, in the period from 2005 to 2007, from installations covered by the Community scheme in the period from 2008 to 22; and			NP		Propisuje obavezu Evropske Komisije.
10a.5.b	(b) the total average annual verified emissions from installations in the period from 2005 to 2007 which are only included in the Community scheme from 23 onwards and are not covered by paragraph 3, adjusted by the linear factor, as referred to in Article 9.  A uniform cross-sectoral correction factor shall be applied if necessary.			NP		Propisuje obavezu Evropske Komisije.
10a.6	6. Member States may also adopt financial measures in favour of sectors or subsectors determined to be exposed to a significant risk of carbon leakage due to costs relating to greenhouse gas emissions passed on in electricity prices, in order to compensate for those costs and where such financial measures are in accordance with state aid rules applicable and to be adopted in this area.  Those measures shall be based on ex-ante benchmarks of the indirect emissions of CO2 per unit of production. The ex-ante benchmarks shall be			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	

a)	a1)	b)	b1)	v)	g)	d)
	calculated for a given sector or subsector as the product of the electricity consumption per unit of production corresponding to the most efficient available technologies and of the CO2 emissions of the relevant European electricity production mix.					
10a.7	<p>7. Five percent of the Community-wide quantity of allowances determined in accordance with Articles 9 and 9a over the period from 23 to 2020 shall be set aside for new entrants, as the maximum that may be allocated to new entrants in accordance with the rules adopted pursuant to paragraph 1 of this Article. Allowances in this Community-wide reserve that are neither allocated to new entrants nor used pursuant to paragraph 8, 9 or 10 of this Article over the period from 23 to 2020 shall be auctioned by the Member States, taking into account the level to which installations in Member States have benefited from this reserve, in accordance with Article 10(2) and, for detailed arrangements and timing, Article 10(4), and the relevant implementing provisions.</p> <p>Allocations shall be adjusted by the linear factor referred to in Article 9.</p> <p>No free allocation shall be made in respect of any electricity production by new entrants.</p> <p>By 31 December 20, the Commission shall adopt harmonised rules for the application of the definition of 'new entrant', in particular in relation to the definition of 'significant extensions'.</p> <p>Those measures, designed to amend non-essential elements of this Directive by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3).</p>			NU	Nacrtom Zakona o klimatskim promjenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
10a.8	8. Up to 300 million allowances in the new entrants' reserve shall be available until 31 December 25 to help stimulate the construction and operation of up to 12 commercial demonstration projects that aim at the			NP		Istekao je rok ove obaveze.

a)	a1)	b)	b1)	v)	g)	d)
	<p>environmentally safe capture and geological storage (CCS) of CO<sub>2</sub> as well as demonstration projects of innovative renewable energy technologies, in the territory of the Union.</p> <p>The allowances shall be made available for support for demonstration projects that provide for the development, in geographically balanced locations, of a wide range of CCS and innovative renewable energy technologies that are not yet commercially viable. Their award shall be dependent upon the verified avoidance of CO<sub>2</sub> emissions.</p> <p>Projects shall be selected on the basis of objective and transparent criteria that include requirements for knowledge-sharing. Those criteria and the measures shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3), and shall be made available to the public.</p> <p>Allowances shall be set aside for the projects that meet the criteria referred to in the third subparagraph. Support for these projects shall be given via Member States and shall be complementary to substantial co-financing by the operator of the installation. They could also be co-financed by the Member State concerned, as well as by other instruments. No project shall receive support via the mechanism under this paragraph that exceeds 15 % of the total number of allowances available for this purpose. These allowances shall be taken into account under paragraph 7.</p>					
10a.9	<p>9. Lithuania, which, pursuant to Article 1 of Protocol No 4 on the Ignalina nuclear power plant in Lithuania, annexed to the 2003 Act of Accession, has committed to the closure of unit 2 of the Ignalina Nuclear Power Plant by 31 December 2009, may, if the total verified emissions of Lithuania in the period from 23 to 25 within the Community scheme exceed the sum of the free allowances issued to installations in Lithuania for</p>			NP		<p>Odnosi se na određenu zemlju članicu EU.</p>

a)	a1)	b)	b1)	v)	g)	d)
	electricity production emissions in that period and three-eighths of the allowances to be auctioned by Lithuania for the period from 23 to 2020, claim allowances from the new entrants reserve for auctioning in accordance with the regulation referred to in Article 10(4). The maximum amount of such allowances shall be equivalent to the excess emissions in that period to the extent that this excess is due to increased emissions from electricity generation, minus any quantity by which allocations in that Member State in the period from 2008 to 22 exceeded verified emissions within the Community scheme in Lithuania during that period. Any such allowances shall be taken into account under paragraph 7.					
10a.10	10. Any Member State with an electricity network which is interconnected with Lithuania and which, in 2007, imported more than 15 % of its domestic electricity consumption from Lithuania for its own consumption, and where emissions have increased due to investment in new electricity generation, may apply paragraph 9 mutatis mutandis under the conditions set out in that paragraph.			NP		Istekao je rok ove obaveze.
10a.11	11. Subject to Article 10b, the amount of allowances allocated free of charge under paragraphs 4 to 7 of this Article in 23 shall be 80 % of the quantity determined in accordance with the measures referred to in paragraph 1. Thereafter the free allocation shall decrease each year by equal amounts resulting in 30 % free allocation in 2020, with a view to reaching no free allocation in 2027.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
10a.12	12. Subject to Article 10b, in 23 and in each subsequent year up to 2020, installations in sectors or subsectors which are exposed to a significant risk of carbon leakage shall be allocated, pursuant to paragraph 1, allowances free of charge at 100 % of the quantity determined in accordance with the measures referred to in paragraph 1.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama.	



a)	a1)	b)	b1)	v)	g)	d)
					Potpuna uskladenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
10a.13	<p>13. By 31 December 2009 and every five years thereafter, after discussion in the European Council, the Commission shall determine a list of the sectors or subsectors referred to in paragraph 12 on the basis of the criteria referred to in paragraphs 14 to 17.</p> <p>Every year the Commission may, at its own initiative or at the request of a Member State, add a sector or subsector to the list referred to in the first subparagraph if it can be demonstrated, in an analytical report, that this sector or subsector satisfies the criteria in paragraphs 14 to 17, following a change that has a substantial impact on the sector's or subsector's activities.</p> <p>For the purpose of implementing this Article, the Commission shall consult the Member States, the sectors or subsectors concerned and other relevant stakeholders.</p> <p>Those measures, designed to amend non-essential elements of this Directive by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3).</p>			NP		Propisuje obavezu Evropske Komisije.
10a.14	<p>14. In order to determine the sectors or subsectors referred to in paragraph 12, the Commission shall assess, at Community level, the extent to which it is possible for the sector or subsector concerned, at the relevant level of disaggregation, to pass on the direct cost of the required allowances and the indirect costs from higher electricity prices resulting from the implementation of this Directive into product prices without significant loss of market share to less carbon efficient installations outside the Community. These assessments shall be based on an average carbon price according to the Commission's impact assessment accompanying the package of implementation</p>			NP		Propisuje obavezu Evropske Komisije.

a)	a1)	b)	b1)	v)	g)	d)
	measures for the EU's objectives on climate change and renewable energy for 2020 and, if available, trade, production and value added data from the three most recent years for each sector or subsector.					
10a.15	15. A sector or subsector shall be deemed to be exposed to a significant risk of carbon leakage if:			NP		Propisuje obavezu Evropske Komisije, odnosno kriterijume za odlučivanje.
10a.15.a	(a) the sum of direct and indirect additional costs induced by the implementation of this Directive would lead to a substantial increase of production costs, calculated as a proportion of the gross value added, of at least 5 %; and			NP		Propisuje obavezu Evropske Komisije, odnosno kriterijume za odlučivanje.
10a.15.b	(b) the intensity of trade with third countries, defined as the ratio between the total value of exports to third countries plus the value of imports from third countries and the total market size for the Community (annual turnover plus total imports from third countries), is above 10 %.			NP		Propisuje obavezu Evropske Komisije, odnosno kriterijume za odlučivanje.
10a.16	16. Notwithstanding paragraph 15, a sector or subsector is also deemed to be exposed to a significant risk of carbon leakage if:			NP		Propisuje obavezu Evropske Komisije, odnosno kriterijume za odlučivanje.
10a.16.a	(a) the sum of direct and indirect additional costs induced by the implementation of this Directive would lead to a particularly high increase of production costs, calculated as a proportion of the gross value added, of at least 30 %; or			NP		Propisuje obavezu Evropske Komisije, odnosno kriterijume za odlučivanje.
10a.16.b	(b) the intensity of trade with third countries, defined as the ratio between the total value of exports to third countries plus the value of imports from third countries and the total market size for the Community			NP		Propisuje obavezu Evropske Komisije, odnosno

a)	a1)	b)	b1)	v)	g)	d)
	(annual turnover plus total imports from third countries), is above 30 %.					kriterijume za odlučivanje.
10a.17	17. The list referred to in paragraph 13 may be supplemented after completion of a qualitative assessment, taking into account, where the relevant data are available, the following criteria:			NP		Propisuje obavezu Evropske Komisije.
10a.17.a	(a) the extent to which it is possible for individual installations in the sector or subsector concerned to reduce emission levels or electricity consumption, including, as appropriate, the increase in production costs that the related investment may entail, for instance on the basis of the most efficient techniques;			NP		Propisuje obavezu Evropske Komisije.
10a.17.b	(b) current and projected market characteristics, including when trade exposure or direct and indirect cost increase rates are close to one of the thresholds mentioned in paragraph 16;			NP		Propisuje obavezu Evropske Komisije.
10a.17.c	(c) profit margins as a potential indicator of long-run investment or relocation decisions.			NP		Propisuje obavezu Evropske Komisije.
10a.18	18. The list referred to in paragraph 13 shall be determined after taking into account, where the relevant data are available, the following:			NP		Propisuje obavezu Evropske Komisije.
10a.18.a	(a) the extent to which third countries, representing a decisive share of global production of products in sectors or subsectors deemed to be at risk of carbon leakage, firmly commit to reducing greenhouse gas emissions in the relevant sectors or subsectors to an extent comparable to that of the Community and within the same time-frame; and			NP		Propisuje obavezu Evropske Komisije.
10a.18.b	(b) the extent to which the carbon efficiency of installations located in these countries is comparable to that of the Community.					
10a.19	19. No free allocation shall be given to an installation that has ceased its operations, unless the operator demonstrates to the competent authority that this installation will resume production within a specified			NP		Propisuje obavezu Evropske

a)	a1)	b)	b1)	v)	g)	d)
	and reasonable time. Installations for which the greenhouse gas emissions permit has expired or has been withdrawn and installations for which the operation or resumption of operation is technically impossible shall be considered to have ceased operations.					Komisije.
10a.20	20. The Commission shall, as part of the measures adopted under paragraph 1, include measures for defining installations that partially cease to operate or significantly reduce their capacity, and measures for adapting, as appropriate, the level of free allocations given to them accordingly.			NP		Propisuje obavezu Evropske Komisije.
10b.1	<b>Measures to support certain energy-intensive industries in the event of carbon leakage</b>  1. By 30 June 20, the Commission shall, in the light of the outcome of the international negotiations and the extent to which these lead to global greenhouse gas emission reductions, and after consulting with all relevant social partners, submit to the European Parliament and to the Council an analytical report assessing the situation with regard to energy-intensive sectors or subsectors that have been determined to be exposed to significant risks of carbon leakage. This shall be accompanied by any appropriate proposals, which may include:			NP		Propisuje obavezu Evropske Komisije.
10b.1.a	(a) adjustment of the proportion of allowances received free of charge by those sectors or subsectors under Article 10a;			NP		Propisuje obavezu Evropske Komisije.
10b.1.b	(b) inclusion in the Community scheme of importers of products which are produced by the sectors or subsectors determined in accordance with Article 10a;			NP		Propisuje obavezu Evropske Komisije.
10b.1.c	(c) assessment of the impact of carbon leakage on Member States' energy security, in particular where the electricity connections with the rest of the Union are insufficient and where there are electricity					

a)	a1)	b)	b1)	v)	g)	d)
	<p>connections with third countries, and appropriate measures in this regard.</p> <p>Any binding sectoral agreements which lead to global greenhouse gas emissions reductions of the magnitude required to effectively address climate change, and which are monitorable, verifiable and subject to mandatory enforcement arrangements shall also be taken into account when considering what measures are appropriate.</p>					
10b	<p>2. The Commission shall assess, by 31 March 21, whether the decisions made regarding the proportion of allowances received free of charge by sectors or subsectors in accordance with paragraph 1, including the effect of setting ex-ante benchmarks in accordance with Article 10a(2), are likely to significantly affect the quantity of allowances to be auctioned by Member States in accordance with Article 10(2)(b), compared to a scenario with full auctioning for all sectors in 2020. It shall, if appropriate, submit adequate proposals to the European Parliament and to the Council, taking into account the possible distributional effects of such proposals.</p>			NP		Propisuje obavezu Evropske Komisije.
10c.1	<p><b>Option for transitional free allocation for the modernisation of electricity generation</b></p> <p>1. By derogation from Article 10a(1) to (5), Member States may give a transitional free allocation to installations for electricity production in operation by 31 December 2008 or to installations for electricity production for which the investment process was physically initiated by the same date, provided that one of the following conditions is met:</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	Rok predviđen odredbom predmetnog Uputstva EU je istekao
10c.1.a	<p>(a) in 2007, the national electricity network was not directly or indirectly connected to the network interconnected system operated by the Union for the Coordination of Transmission of Electricity (UCTE);</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se</p>	

a)	a1)	b)	b1)	v)	g)	d)
					odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
10c.1.b	(b) in 2007, the national electricity network was only directly or indirectly connected to the network operated by UCTE through a single line with a capacity of less than 400 MW; or			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
10c.1.c	<p>(c) in 2006, more than 30 % of electricity was produced from a single fossil fuel, and the GDP per capita at market price did not exceed 50 % of the average GDP per capita at market price of the Community.</p> <p>The Member State concerned shall submit to the Commission a national plan that provides for investments in retrofitting and upgrading of the infrastructure and clean technologies. The national plan shall also provide for the diversification of their energy mix and sources of supply for an amount equivalent, to the extent possible, to the market value of the free allocation with respect to the intended investments, while taking into account the need to limit as far as possible directly linked price increases. The Member State concerned shall submit to the Commission, every year, a report on investments made in upgrading infrastructure and clean technologies. Investment undertaken from 25 June 2009 may be counted for this purpose.</p>			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	

a)	a1)	b)	b1)	v)	g)	d)
10c.2	<p>2. Transitional free allocations shall be deducted from the quantity of allowances that the respective Member State would otherwise auction pursuant to Article 10(2). In 23, the total transitional free allocation shall not exceed 70 % of the annual average verified emissions in 2005-2007 from such electricity generators for the amount corresponding to the gross final national consumption of the Member State concerned and shall gradually decrease, resulting in no free allocation in 2020. For those Member States which did not participate in the Community scheme in 2005, the relevant emissions shall be calculated using their verified Community scheme emissions under the Community scheme in 2007.</p> <p>The Member State concerned may determine that the allowances allocated pursuant to this Article may only be used by the operator of the installation concerned for surrendering allowances pursuant to Article 12(3) with respect to emissions of the same installation during the year for which the allowances are allocated.</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	
10c.3	<p>3. Allocations to operators shall be based on the allocation under the verified emissions in 2005-2007 or an ex-ante efficiency benchmark based on the weighted average of emission levels of most greenhouse gas efficient electricity production covered by the Community scheme for installations using different fuels. The weighting may reflect the shares of the different fuels in electricity production in the Member State concerned. The Commission shall, in accordance with the regulatory procedure referred to in Article 23(2), provide guidance to ensure that the allocation methodology avoids undue distortions of competition and minimises negative impacts on the incentives to reduce emissions.</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	<p>Republika Srbija neće moći da koristi isti vremenski period kao odrednicu.</p>
10c.4	<p>4. Any Member State applying this Article shall require benefiting electricity generators and network operators to report every 12 months on the implementation of their investments referred to in the</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se</p>	

a)	a1)	b)	b1)	v)	g)	d)
	national plan. Member States shall report on this to the Commission and shall make such reports public.				transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
10c.5	5. Any Member State that intends to allocate allowances on the basis of this Article shall, by 30 September 21, submit to the Commission an application containing the proposed allocation methodology and individual allocations. An application shall contain:			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	Istekao je rok obaveze.
10c.5.a	(a) evidence that the Member State meets at least one of the conditions set out in paragraph 1;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	Istekao je rok obaveze.
10c.5.b	(b) a list of the installations covered by the application and the amount of allowances to be allocated to each installation in accordance with paragraph 3 and the Commission guidance;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama	Istekao je rok obaveze.



a)	a1)	b)	b1)	v)	g)	d)
					i dopunama ovog Zakona.	
10c.5.c	(c) the national plan referred to in the second subparagraph of paragraph 1;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	Istekao je rok obaveze.
10c.5.d	(d) monitoring and enforcement provisions with respect to the intended investments pursuant to the national plan;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	Istekao je rok obaveze.
10c.5.e	(e) information showing that the allocations do not create undue distortions of competition.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	Istekao je rok obaveze.
10c.6	6. The Commission shall assess the application taking into account the elements set out in paragraph 5 and may reject the application, or any aspect thereof, within six months of receiving the relevant information.			NP	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba	

a)	a1)	b)	b1)	v)	g)	d)
					EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
10c.7	7. Two years before the end of the period during which a Member State may give transitional free allocation to installations for electricity production in operation by 31 December 2008, the Commission shall assess the progress made in the implementation of the national plan. If the Commission considers, on request of the Member State concerned, that there is a need for a possible extension of that period, it may submit to the European Parliament and to the Council appropriate proposals, including the conditions that would have to be met in the case of an extension of that period.			NP	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
11.1	<b>National implementation measures</b> 1. Each Member State shall publish and submit to the Commission, by 30 September 21, the list of installations covered by this Directive in its territory and any free allocation to each installation in its territory calculated in accordance with the rules referred to in Article 10a(1) and Article 10c.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	Istekao je propisani rok.
11.2	2. By 28 February of each year, the competent authorities shall issue the quantity of allowances that are to be allocated for that year, calculated in accordance with Articles 10, 10a and 10c.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama	

a)	a1)	b)	b1)	v)	g)	d)
					i dopunama ovog Zakona.	
11.3	3. Member States may not issue allowances free of charge under paragraph 2 to installations whose inscription in the list referred to in paragraph 1 has been rejected by the Commission.			NU	Nacrtom Zakona o klimatskim promjenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
11a.1	<b>Use of CERs and ERUs from project activities in the Community scheme before the entry into force of an international agreement on climate change</b> 1. Without prejudice to the application of Article 28(3) and (4), paragraphs 2 to 7 of this Article shall apply.			NP	Nacrtom Zakona o klimatskim promjenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	Ne propisuje konkretnu obavezu.
11a.2	2. To the extent that the levels of CER and ERU use, allowed to operators or aircraft operators by Member States for the period from 2008 to 22, have not been used up or an entitlement to use credits is granted under paragraph 8, operators may request the competent authority to issue allowances to them valid from 23 onwards in exchange for CERs and ERUs issued in respect of emission reductions up until 22 from project types which were eligible for use in the Community scheme during the period from 2008 to 22.  Until 31 March 25, the competent authority shall make such an exchange on request.			NU	Nacrtom Zakona o klimatskim promjenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
11a.3	3. To the extent that the levels of CER and ERU use, allowed to operators or aircraft operators by Member			NU	Nacrtom Zakona o klimatskim promjenama ne uređuje se	

a)	a1)	b)	b1)	v)	g)	d)
	<p>States for the period from 2008 to 22, have not been used up or an entitlement to use credits is granted under paragraph 8, competent authorities shall allow operators to exchange CERs and ERUs from projects that were registered before 23 issued in respect of emission reductions from 23 onwards for allowances valid from 23 onwards.</p> <p>The first subparagraph shall apply to CERs and ERUs for all project types which were eligible for use in the Community scheme during the period from 2008 to 22.</p>				<p>trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	
11a.4	<p>4. To the extent that the levels of CER and ERU use, allowed to operators or aircraft operators by Member States for the period from 2008 to 22, have not been used up or an entitlement to use credits is granted under paragraph 8, competent authorities shall allow operators to exchange CERs issued in respect of emission reductions from 23 onwards for allowances from new projects started from 23 onwards in LDCs.</p> <p>The first subparagraph shall apply to CERs for all project types which were eligible for use in the Community scheme during the period from 2008 to 22, until those countries have ratified a relevant agreement with the Community or until 2020, whichever is the earlier.</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	
11a.5	<p>5. To the extent that the levels of CER and ERU use, allowed to operators or aircraft operators by Member States for the period from 2008 to 22, have not been used up or an entitlement to use credits is granted under paragraph 8 and in the event that the negotiations on an international agreement on climate change are not concluded by 31 December 2009, credits from projects or other emission reducing activities may be used in the Community scheme in accordance with agreements concluded with third countries, specifying levels of use. In accordance with such agreements, operators shall be able to use credits from project activities in those third countries to comply with their obligations under the Community</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	<p>Istekao je rok propisan predmetnim Uputstvom EU.</p>

a)	a1)	b)	b1)	v)	g)	d)
	scheme.					
11a.6	6. Any agreements referred to in paragraph 5 shall provide for the use of credits in the Community scheme from project types which were eligible for use in the Community scheme during the period from 2008 to 22, including renewable energy or energy efficiency technologies which promote technological transfer and sustainable development. Any such agreement may also provide for the use of credits from projects where the baseline used is below the level of free allocation under the measures referred to in Article 10a or below the levels required by Community legislation.			NU	Nacrtom Zakona o klimatskim promjenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	Istekao je rok propisan predmetnim Uputstvom EU.
11a.7	7. Once an international agreement on climate change has been reached, only credits from projects from third countries which have ratified that agreement shall be accepted in the Community scheme from 1 January 23.			NU	Nacrtom Zakona o klimatskim promjenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	Odredba se odnosi na implementaciju Kjoto protokola, i to od strane država članica Aneksa I što Srbija nije.
11a.8	8. All existing operators shall be allowed to use credits during the period from 2008 to 2020 up to either the amount allowed to them during the period from 2008 to 22, or to an amount corresponding to a percentage, which shall not be set below 11 %, of their allocation during the period from 2008 to 22, whichever is the highest.  Operators shall be able to use credits beyond the 11 % provided for in the first subparagraph, up to an amount which results in their combined free allocation in the period from 2008 to 22 and overall project credits entitlement equal to a certain percentage of their verified emissions in the period from 2005 to 2007.			NU	Nacrtom Zakona o klimatskim promjenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	

a)	a1)	b)	b1)	v)	g)	d)
	<p>New entrants, including new entrants in the period from 2008 to 22 which received neither free allocation nor an entitlement to use CERs and ERUs in the period from 2008-22, and new sectors shall be able to use credits up to an amount corresponding to a percentage, which shall not be set below 4,5 %, of their verified emissions during the period from 23 to 2020. Aircraft operators shall be able to use credits up to an amount corresponding to a percentage, which shall not be set below 1,5 %, of their verified emissions during the period from 23 to 2020.</p> <p>Measures shall be adopted to specify the exact percentages which shall apply under the first, second and third subparagraphs. At least one-third of the additional amount which is to be distributed to existing operators beyond the first percentage referred to in the first subparagraph shall be distributed to the operators which had the lowest level of combined average free allocation and project credit use in the period from 2008 to 22.</p> <p>Those measures shall ensure that the overall use of credits allowed does not exceed 50 % of the Community-wide reductions below the 2005 levels of the existing sectors under the Community scheme over the period from 2008 to 2020 and 50 % of the Community-wide reductions below the 2005 levels of new sectors and aviation over the period from the date of their inclusion in the Community scheme to 2020.</p> <p>Those measures, designed to amend non-essential elements of this Directive by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3).</p>					
11a.9	<p>9. From 1 January 23, measures may be applied to restrict the use of specific credits from project types.</p> <p>Those measures shall also set the date from which the use of credits under paragraphs 1 to 4 shall be in</p>			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba	

a)	a1)	b)	b1)	v)	g)	d)
	<p>accordance with these measures. That date shall be, at the earliest, six months from the adoption of the measures or, at the latest, three years from their adoption.</p> <p>Those measures, designed to amend non-essential elements of this Directive by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3). The Commission shall consider submitting to the Committee a draft of the measures to be taken where a Member State so requests.</p>				<p>EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	
11b.1	<p><b>Project activities</b></p> <p>1. Member States shall take all necessary measures to ensure that baselines for project activities, as defined by subsequent decisions adopted under the UNFCCC or the Kyoto Protocol, undertaken in countries having signed a Treaty of Accession with the Union fully comply with the <i>acquis communautaire</i>, including the temporary derogations set out in that Treaty of Accession.</p> <p>The Community and its Member States shall only authorise project activities where all project participants have headquarters either in a country that has concluded the international agreement relating to such projects or in a country or sub-federal or regional entity which is linked to the Community scheme pursuant to Article 25.</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	<p>Određba se odnosi na implementaciju Kjoto protokola, i to od strane država članica Aneksa I što Srbija nije.</p>
11b.2	<p>2. Except as provided for in paragraphs 3 and 4, Member States hosting project activities shall ensure that no ERUs or CERs are issued for reductions or limitations of greenhouse gas emissions from ► M2 activities ◀ falling within the scope of this Directive.</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	<p>Određba se odnosi na implementaciju Kjoto protokola, i to od strane država članica Aneksa I što Srbija nije.</p>

a)	a1)	b)	b1)	v)	g)	d)
11b.3	3. Until 31 December 22, for JI and CDM project activities which reduce or limit directly the emissions of an installation falling within the scope of this Directive, ERUs and CERs may be issued only if an equal number of allowances is cancelled by the operator of that installation.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	Odredba se odnosi na implementaciju Kjoto protokola, i to od strane država članica Aneksa I što Srbija nije.
11b.4	4. Until 31 December 22, for JI and CDM project activities which reduce or limit indirectly the emission level of installations falling within the scope of this Directive, ERUs and CERs may be issued only if an equal number of allowances is cancelled from the national registry of the Member State of the ERUs' or CERs' origin.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	Odredba se odnosi na implementaciju Kjoto protokola, i to od strane država članica Aneksa I što Srbija nije.
11b.5	5. A Member State that authorises private or public entities to participate in project activities shall remain responsible for the fulfilment of its obligations under the UNFCCC and the Kyoto Protocol and shall ensure that such participation is consistent with the relevant guidelines, modalities and procedures adopted pursuant to the UNFCCC or the Kyoto Protocol.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	Odredba se odnosi na implementaciju Kjoto protokola, i to od strane država članica Aneksa I što Srbija nije.
11b.6	6. In the case of hydroelectric power production project activities with a generating capacity exceeding 20 MW, Member States shall, when approving such project activities, ensure that relevant international criteria and guidelines, including those contained in the World Commission on Dams November 2000 Report 'Dams and Development — A New			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i	Odredba se odnosi na implementaciju Kjoto protokola, i to od strane država članica Aneksa I što Srbija nije.



a)	a1)	b)	b1)	v)	g)	d)
	Framework for Decision-Making', will be respected during the development of such project activities.				izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
11b.7	7. Provisions for the implementation of paragraphs 3 and 4, particularly in respect of the avoidance of double counting, shall be adopted by the Commission in accordance with the regulatory procedure referred to in Article 23(2). The Commission shall adopt provisions for the implementation of paragraph 5 of this Article where the host party meets all eligibility requirements for JI project activities. Those measures, designed to amend non-essential elements of this Directive, by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3).			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	Odredba se odnosi na implementaciju Kjoto protokola, i to od strane država članica Aneksa I što Srbija nije.
12.1	<b>Transfer, surrender and cancellation of allowances</b> 1. Member States shall ensure that allowances can be transferred between:			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
12.1.a	(a) persons within the Community;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	

a)	a1)	b)	b1)	v)	g)	d)
12.1.b	(b) persons within the Community and persons in third countries, where such allowances are recognised in accordance with the procedure referred to in Article 25 without restrictions other than those contained in, or adopted pursuant to, this Directive.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
12.1a	1a. The Commission shall, by 31 December 20, examine whether the market for emissions allowances is sufficiently protected from insider dealing or market manipulation and, if appropriate, shall bring forward proposals to ensure such protection. The relevant provisions of Directive 2003/6/EC of the European Parliament and of the Council of 28 January 2003 on insider dealing and market manipulation (market abuse) ( 14 ) may be used with any appropriate adjustments needed to apply them to trade in commodities.			NP	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	Propisuje obavezu Evropske Komisije.
12.2	2. Member States shall ensure that allowances issued by a competent authority of another Member State are recognised for the purpose ► M2 of meeting an aircraft operator's obligations under paragraph 2a or ◀ of meeting an operator's obligations under paragraph 3.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
12.2a	2a. Administering Member States shall ensure that, by 30 April each year, each aircraft operator surrenders a number of allowances equal to the total emissions during the preceding calendar year from aviation activities listed in Annex I for which it is the aircraft operator, as verified in accordance with Article 15. Member States shall ensure that			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i	

a)	a1)	b)	b1)	v)	g)	d)
	allowances surrendered in accordance with this paragraph are subsequently cancelled.				izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
12.3	3. Member States shall ensure that, by 30 April each year, the operator of each installation surrenders a number of allowances, other than allowances issued under Chapter II, equal to the total emissions from that installation during the preceding calendar year as verified in accordance with Article 15, and that these are subsequently cancelled.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
12.3a	3a. An obligation to surrender allowances shall not arise in respect of emissions verified as captured and transported for permanent storage to a facility for which a permit is in force in accordance with Directive 2009/31/EC of the European Parliament and of the Council of 23 April 2009 on the geological storage of carbon dioxide ( 15 ).			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
12.4	4. Member States shall take the necessary steps to ensure that allowances will be cancelled at any time at the request of the person holding them.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
12.5	5. Paragraphs 1 and 2 apply without prejudice to Article 10c.			NU	Nacrtom Zakona o klimatskim	

a)	a1)	b)	b1)	v)	g)	d)
					promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
13.1	<p><b>Validity of allowances</b></p> <p>1. Allowances issued from 1 January 23 onwards shall be valid for emissions during periods of eight years beginning on 1 January 23.</p>			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
13.2	<p>2. Four months after the beginning of each period referred to in paragraph 1, allowances which are no longer valid and have not been surrendered and cancelled in accordance with Article 12 shall be cancelled by the competent authority.</p> <p>Member States shall issue allowances to persons for the current period to replace any allowances held by them which are cancelled in accordance with the first subparagraph. Similarly, allowances held in the market stability reserve and which are no longer valid shall be replaced by allowances which are valid for the current period.</p>			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
14.1	<p><b>Monitoring and reporting of emissions</b></p> <p>1. By 31 December 21, the Commission shall adopt a regulation for the monitoring and reporting of emissions and, where relevant, activity data, from the activities listed in Annex I, for the monitoring and reporting of tonne-kilometre data for the purpose of an</p>			NP		Propisuje obavezu Evropske Komisije.

a)	a1)	b)	b1)	v)	g)	d)
	<p>application under Articles 3e or 3f, which shall be based on the principles for monitoring and reporting set out in Annex IV and shall specify the global warming potential of each greenhouse gas in the requirements for monitoring and reporting emissions for that gas.</p> <p>That measure, designed to amend non-essential elements of this Directive by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3).</p>					
14.2	<p>2. The regulation referred to in paragraph 1 shall take into account the most accurate and up-to-date scientific evidence available, in particular from the IPCC, and may also specify requirements for operators to report on emissions associated with the production of goods produced by energy intensive industries which may be subject to international competition. That regulation may also specify requirements for this information to be verified independently.</p> <p>Those requirements may include reporting on levels of emissions from electricity generation covered by the Community scheme associated with the production of such goods.</p>			NP		Propisuje obavezu Evropske Komisije.
14.3	<p>3. Member States shall ensure that each operator of an installation or an aircraft operator monitors and reports the emissions from that installation during each calendar year, or, from 1 January 20, the aircraft which it operates, to the competent authority after the end of that year in accordance with the regulation referred to in paragraph 1.</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	
14.4	<p>4. The regulation referred to in paragraph 1 may include requirements on the use of automated systems and data exchange formats to harmonise</p>			NP		Propisuje obavezu Evropske

a)	a1)	b)	b1)	v)	g)	d)
	communication on the monitoring plan, the annual emission report and the verification activities between the operator, the verifier and competent authorities.					Komisije.
15	<p><b>Verification and accreditation</b></p> <p>Member States shall ensure that the reports submitted by operators and aircraft operators pursuant to Article 14(3) are verified in accordance with the criteria set out in Annex V and any detailed provisions adopted by the Commission in accordance with this Article, and that the competent authority is informed thereof.</p>			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
15	Member States shall ensure that an operator or aircraft operator whose report has not been verified as satisfactory in accordance with the criteria set out in Annex V and any detailed provisions adopted by the Commission in accordance with this Article by 31 March each year for emissions during the preceding year cannot make further transfers of allowances until a report from that operator or aircraft operator has been verified as satisfactory.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
15	The Commission may adopt detailed provisions for the verification of reports submitted by aircraft operators pursuant to Article 14(3) and applications under Articles 3e and 3f, including the verification procedures to be used by verifiers, in accordance with the regulatory procedure referred to in Article 23(2).			NP		Propisuje obavezu Evropske Komisije

a)	a1)	b)	b1)	v)	g)	d)
15	By 31 December 21, the Commission shall adopt a regulation for the verification of emission reports based on the principles set out in Annex V and for the accreditation and supervision of verifiers. It shall specify conditions for the accreditation and withdrawal of accreditation, for mutual recognition and peer evaluation of accreditation bodies, as appropriate.			NP		Propisuje obavezu Evropske Komisije.
15	That measure, designed to amend non-essential elements of this Directive by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3).			NP		Propisuje obavezu Evropske Komisije.
15a	<p><b>Disclosure of information and professional secrecy</b></p> <p>Member States and the Commission shall ensure that all decisions and reports relating to the quantity and allocation of allowances and to the monitoring, reporting and verification of emissions are immediately disclosed in an orderly manner ensuring non-discriminatory access.</p> <p>Information covered by professional secrecy may not be disclosed to any other person or authority except by virtue of the applicable laws, regulations or administrative provisions.</p>			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
16.1	<p><b>Penalties</b></p> <p>1. Member States shall lay down the rules on penalties applicable to infringements of the national provisions adopted pursuant to this Directive and shall take all measures necessary to ensure that such rules are implemented. The penalties provided for must be effective, proportionate and dissuasive. Member States shall notify these provisions to the Commission</p> <p>►M2 —————31 December 2003————— ◀</p>			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama	

a)	a1)	b)	b1)	v)	g)	d)
	and shall notify it without delay of any subsequent amendment affecting them.				i dopunama ovog Zakona.	
16.2	2. Member States shall ensure publication of the names of operators and aircraft operators who are in breach of requirements to surrender sufficient allowances under this Directive.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
16.3	3. Member States shall ensure that any operator or aircraft operator who does not surrender sufficient allowances by 30 April of each year to cover its emissions during the preceding year shall be held liable for the payment of an excess emissions penalty. The excess emissions penalty shall be EUR 100 for each tonne of carbon dioxide equivalent emitted for which the operator or aircraft operator has not surrendered allowances. Payment of the excess emissions penalty shall not release the operator or aircraft operator from the obligation to surrender an amount of allowances equal to those excess emissions when surrendering allowances in relation to the following calendar year.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
16.4	4. The excess emissions penalty relating to allowances issued from 1 January 23 onwards shall increase in accordance with the European index of consumer prices.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
16.5	5. In the event that an aircraft operator fails to comply with the requirements of this Directive and where			NU	Nacrtom Zakona o klimatskim	



a)	a1)	b)	b1)	v)	g)	d)
	other enforcement measures have failed to ensure compliance, its administering Member State may request the Commission to decide on the imposition of an operating ban on the aircraft operator concerned.				promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
16.6	6. Any request by an administering Member State under paragraph 5 shall include:			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
16.6.a	(a) evidence that the aircraft operator has not complied with its obligations under this Directive;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
16.6.b	(b) details of the enforcement action which has been taken by that Member State;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće	

a)	a1)	b)	b1)	v)	g)	d)
					postignuta naknadnim izmenama i dopunama ovog Zakona.	
16.6.c	(c) a justification for the imposition of an operating ban at Community level; and			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna uskladenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
16.6.d	(d) a recommendation for the scope of an operating ban at Community level and any conditions that should be applied.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna uskladenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
16.7	7. When requests such as those referred to in paragraph 5 are addressed to the Commission, the Commission shall inform the other Member States through their representatives on the Committee referred to in Article 23(1) in accordance with the Committee's Rules of Procedure.			NP		Propisuje obavezu Evropske Komisije.
16.8	8. The adoption of a decision following a request pursuant to paragraph 5 shall be preceded, when appropriate and practicable, by consultations with the authorities responsible for regulatory oversight of the aircraft operator concerned. Whenever possible, consultations shall be held jointly by the Commission and the Member States.			NP		Propisuje obavezu Evropske Komisije.
16.9	9. When the Commission is considering whether to adopt a decision following a request pursuant to			NP		Propisuje obavezu

a)	a1)	b)	b1)	v)	g)	d)
	paragraph 5, it shall disclose to the aircraft operator concerned the essential facts and considerations which form the basis for such decision. The aircraft operator concerned shall be given an opportunity to submit written comments to the Commission within 10 working days from the date of disclosure.					Evropske Komisije.
16.10	10. At the request of a Member State, the Commission may, in accordance with the regulatory procedure referred to in Article 23(2), adopt a decision to impose an operating ban on the aircraft operator concerned.			NP		Propisuje obavezu Evropske Komisije.
16.11	11. Each Member State shall enforce, within its territory, any decisions adopted under paragraph 10. It shall inform the Commission of any measures taken to implement such decisions.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
16.12	12. Where appropriate, detailed rules shall be established in respect of the procedures referred to in this Article. Those measures, designed to amend non-essential elements of this Directive by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3).			NP		Propisuje obavezu Evropske Komisije.
17	<b>Access to information</b> Decisions relating to the allocation of allowances, information on project activities in which a Member State participates or authorises private or public entities to participate, and the reports of emissions required under the greenhouse gas emissions permit and held by the competent authority, shall be made available to the public in accordance with Directive 2003/4/EC.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	

a)	a1)	b)	b1)	v)	g)	d)
18	<p><b>Competent authority</b></p> <p>Member States shall make the appropriate administrative arrangements, including the designation of the appropriate competent authority or authorities, for the implementation of the rules of this Directive. Where more than one competent authority is designated, the work of these authorities undertaken pursuant to this Directive must be coordinated.</p> <p>Member States shall in particular ensure coordination between their designated focal point for approving project activities pursuant to Article 6 (1)(a) of the Kyoto Protocol and their designated national authority for the implementation of Article 12 of the Kyoto Protocol respectively designated in accordance with subsequent decisions adopted under the UNFCCC or the Kyoto Protocol</p>			DU		Dodatno, saradnja državnih organa je propisana kao obaveza Zakonom o državnoj upravi.
18a.1	<p><b>Administering Member State</b></p> <p>1. The administering Member State in respect of an aircraft operator shall be:</p>			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
18a.1.a	(a) in the case of an aircraft operator with a valid operating licence granted by a Member State in accordance with the provisions of Council Regulation (EEC) No 2407/92 of 23 July 1992 on licensing of air carriers ( 16 ), the Member State which granted the operating licence in respect of that aircraft operator; and			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	

a)	a1)	b)	b1)	v)	g)	d)
18a.1.b	(b) in all other cases, the Member State with the greatest estimated attributed aviation emissions from flights performed by that aircraft operator in the base year.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
18a.2	2. Where in the first two years of any period referred to in Article 3c, none of the attributed aviation emissions from flights performed by an aircraft operator falling within paragraph 1(b) of this Article are attributed to its administering Member State, the aircraft operator shall be transferred to another administering Member State in respect of the next period. The new administering Member State shall be the Member State with the greatest estimated attributed aviation emissions from flights performed by that aircraft operator during the first two years of the previous period.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
18a.3	3. Based on the best available information, the Commission shall:			NP		Propisuje obavezu Komisije.
18a.3.a	(a) before 1 February 2009, publish a list of aircraft operators which performed an aviation activity listed in Annex I on or after 1 January 2006 specifying the administering Member State for each aircraft operator in accordance with paragraph 1; and			NP		Propisuje obavezu Komisije.
18a.3.b	(b) before 1 February of each subsequent year, update the list to include aircraft operators which have subsequently performed an aviation activity listed in Annex I.			NP		Propisuje obavezu Komisije.
18a.4	4. The Commission may, in accordance with the regulatory procedure referred to in Article 23(2), develop guidelines relating to the administration of aircraft operators under this Directive by			NP		Propisuje obavezu Komisije.

a)	a1)	b)	b1)	v)	g)	d)
	administering Member States.					
18a.5	5. For the purposes of paragraph 1, 'base year' means, in relation to an aircraft operator which started operating in the Community after 1 January 2006, the first calendar year of operation, and in all other cases, the calendar year starting on 1 January 2006.			NP		Propisuje obavezu Komisije.
18b	<b>Assistance from Eurocontrol</b> For the purposes of carrying out its obligations under Articles 3c(4) and 18a, the Commission may request the assistance of Eurocontrol or another relevant organisation and may conclude to that effect any appropriate agreements with those organisations.			NP		Propisuje obavezu Komisije.
19.1	<b>Registries</b> 1. Allowances issued from 1 January 22 onwards shall be held in the Community registry for the execution of processes pertaining to the maintenance of the holding accounts opened in the Member State and the allocation, surrender and cancellation of allowances under the Commission Regulation referred to in paragraph 3.  Each Member State shall be able to fulfil the execution of authorised operations under the UNFCCC or the Kyoto Protocol.			NP		Propisuje obavezu Komisije.
19.2	2. Any person may hold allowances. The registry shall be accessible to the public and shall contain separate accounts to record the allowances held by each person to whom and from whom allowances are issued or transferred.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
19.3	3. In order to implement this Directive, the Commission shall adopt a Regulation for a standardised and secured system of registries in the			NP		Propisuje obavezu Evropske

a)	a1)	b)	b1)	v)	g)	d)
	form of standardised electronic databases containing common data elements to track the issue, holding, transfer and cancellation of allowances, to provide for public access and confidentiality as appropriate and to ensure that there are no transfers which are incompatible with the obligations resulting from the Kyoto Protocol. That Regulation shall also include provisions concerning the use and identification of CERs and ERUs in the Community scheme and the monitoring of the level of such use. That measure, designed to amend non-essential elements of this Directive by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3).					Komisije.
19.4	4. The Regulation referred to in paragraph 3 shall contain appropriate modalities for the Community registry to undertake transactions and other operations to implement arrangements referred to in Article 25(1b). That Regulation shall also include processes for the change and incident management for the Community registry with regard to issues in paragraph 1 of this Article. It shall contain appropriate modalities for the Community registry to ensure that initiatives of the Member States pertaining to efficiency improvement, administrative cost management and quality control measures are possible.			NP		Propisuje obavezu Evropske Komisije.
20.1	<b>Central Administrator</b> 1. The Commission shall designate a Central Administrator to maintain an independent transaction log recording the issue, transfer and cancellation of allowances.			NP		Propisuje obavezu Evropske Komisije.
20.2	2. The Central Administrator shall conduct an automated check on each transaction in registries through the independent transaction log to ensure there are no irregularities in the issue, transfer and cancellation of allowances.			NP		Propisuje obavezu Evropske Komisije.

a)	a1)	b)	b1)	v)	g)	d)
20.3	3. If irregularities are identified through the automated check, the Central Administrator shall inform the Member State or Member States concerned who shall not register the transactions in question or any further transactions relating to the allowances concerned until the irregularities have been resolved.			NP		Propisuje obavezu EK, odnosno Centralnog administratora.
21.1	<p><b>Reporting by Member States</b></p> <p>1. Each year the Member States shall submit to the Commission a report on the application of this Directive. ► M4 That report shall pay particular attention to the arrangements for the allocation of allowances, the operation of registries, the application of the implementing measures on monitoring and reporting, verification and accreditation and issues relating to compliance with this Directive and on the fiscal treatment of allowances, if any. ◀ The first report shall be sent to the Commission by 30 June 2005. The report shall be drawn up on the basis of a questionnaire or outline drafted by the Commission in accordance with the procedure laid down in Article 6 of Directive 91/692/EEC. The questionnaire or outline shall be sent to Member States at least six months before the deadline for the submission of the first report.</p>			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
21.2	2. On the basis of the reports referred to in paragraph 1, the Commission shall publish a report on the application of this Directive within three months of receiving the reports from the Member States.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
21.3	3. The Commission shall organise an exchange of information between the competent authorities of the Member States concerning developments relating to			NP		Propisuje obavezu Evropske



a)	a1)	b)	b1)	v)	g)	d)
	issues of allocation, the use of ERUs and CERs in the Community scheme, the operation of registries, monitoring, reporting, verification, accreditation, information technology, and compliance with this Directive.					Komisije.
21a	<p><b>Support of capacity-building activities</b></p> <p>In accordance with the UNFCCC, the Kyoto Protocol and any subsequent decision adopted for their implementation, the Commission and the Member States shall endeavour to support capacity-building activities in developing countries and countries with economies in transition in order to help them take full advantage of JI and the CDM in a manner that supports their sustainable development strategies and to facilitate the engagement of entities in JI and CDM project development and implementation.</p>			NP		Propisuje obavezu zemalja članica Aneksa I Kjoto protokola, što Republika Srbija Nije.
22	<p><b>Amendments to the Annexes</b></p> <p>The Annexes to this Directive, with the exception of Annexes I, IIa and IIb, may be amended in the light of the reports provided for in Article 21 and of the experience of the application of this Directive. Annexes IV and V may be amended in order to improve the monitoring, reporting and verification of emissions.</p> <p>Those measures, designed to amend non-essential elements of this Directive, inter alia, by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3).</p>			NP		Propisuje procedure Evropske Komisije.
23.1	<p><b>Committee</b></p> <p>1. The Commission shall be assisted by the committee instituted by Article 8 of Decision 93/389/EEC.</p>			NP		Propisuje obaveze i procedure Evropske Komisije.
23.2	2. Where reference is made to this paragraph, Articles 5 and 7 of Decision 1999/468/EC shall apply, having regard to the provisions of Article 8 thereof.			NP		Propisuje obaveze i procedure

a)	a1)	b)	b1)	v)	g)	d)
	The period laid down in Article 5(6) of Decision 1999/468/EC shall be set at three months.					Evropske Komisije.
23.3	3. Where reference is made to this paragraph, Article 5a(1) to (4) and Article 7 of Decision 1999/468/EC shall apply, having regard to the provisions of Article 8 thereof.			NP		Propisuje obaveze i procedure Evropske Komisije.
23.4	4. Where reference is made to this paragraph, Article 4 and 7 of Decision 1999/468/EC shall apply, having regard to the provisions of Article 8 thereof.			NP		Propisuje obaveze i procedure Evropske Komisije.
24.1	<p><b>Procedures for unilateral inclusion of additional activities and gases</b></p> <p>1. From 2008, Member States may apply emission allowance trading in accordance with this Directive to activities and to greenhouse gases which are not listed in Annex I, taking into account all relevant criteria, in particular the effects on the internal market, potential distortions of competition, the environmental integrity of the Community scheme and the reliability of the planned monitoring and reporting system, provided that inclusion of such activities and greenhouse gases is approved by the Commission</p>			NU		Predpostavljena saglasnost Evropske Komisije trenutno nije primenljiva.
24.1.a	(a) in accordance with the regulatory procedure referred to in Article 23(2), if the inclusion refers to installations which are not covered by Annex I; or			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
24.1.b	(b) in accordance with the regulatory procedure with scrutiny referred to in Article 23(3), if the inclusion			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se	

a)	a1)	b)	b1)	v)	g)	d)
	refers to activities and greenhouse gases which are not listed in Annex I. Those measures are designed to amend non-essential elements of this Directive by supplementing it.				trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
24.2	2. When the inclusion of additional activities and gases is approved, the Commission may at the same time authorise the issue of additional allowances and may authorise other Member States to include such additional activities and gases.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
24.3	3. On the initiative of the Commission or at the request of a Member State, a regulation may be adopted on the monitoring of, and reporting on, emissions concerning activities, installations and greenhouse gases which are not listed as a combination in Annex I, if that monitoring and reporting can be carried out with sufficient accuracy.  That measure, designed to amend non-essential elements of this Directive by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3).			NP		Propisuje obaveze i procedure Evropske Komisije.
24a.1	Harmonised rules for projects that reduce emissions  1. In addition to the inclusions provided for in Article 24, implementing measures for issuing allowances or credits in respect of projects administered by Member States that reduce greenhouse gas emissions not covered by the Community scheme may be adopted.			NP		Propisuje obaveze i procedure Evropske Komisije

a)	a1)	b)	b1)	v)	g)	d)
	<p>Those measures, designed to amend non-essential elements of this Directive by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3).</p> <p>Any such measures shall not result in the double-counting of emission reductions nor impede the undertaking of other policy measures to reduce emissions not covered by the Community scheme. Measures shall only be adopted where inclusion is not possible in accordance with Article 24, and the next review of the Community scheme shall consider harmonising the coverage of those emissions across the Community.</p>					
24a.2	<p>2. Implementing measures that set out the details for crediting in respect of Community-level projects referred to in paragraph 1 may be adopted.</p> <p>Those measures, designed to amend non-essential elements of this Directive by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3).</p>			NP		Propisuje obaveze i procedure Evropske Komisije
24a.3	<p>3. A Member State can refuse to issue allowances or credits in respect of certain types of projects that reduce greenhouse gas emissions on its own territory.</p> <p>Such projects will be executed on the basis of the agreement of the Member State in which the project takes place.</p>			NU	Nacrtom Zakona o klimatskim promjenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
25.1	<p><b>Links with other greenhouse gas emissions trading schemes</b></p> <p>1. Agreements should be concluded with third countries listed in Annex B to the Kyoto Protocol which have ratified the Protocol to provide for the mutual recognition of allowances between the</p>			NP		Propisuje obaveze i procedure Evropske Komisije, a u odnosu na status člana Aneksa I

a)	a1)	b)	b1)	v)	g)	d)
	Community scheme and other greenhouse gas emissions trading schemes in accordance with the rules set out in Article 300 of the Treaty.					Kjoto protokola.
25.1a	1a. Agreements may be made to provide for the recognition of allowances between the Community scheme and compatible mandatory greenhouse gas emissions trading systems with absolute emissions caps established in any other country or in sub-federal or regional entities.			NP		Propisuje obaveze i procedure Evropske Komisije, a u odnosu na status člana Aneksa I Kjoto protokola.
25.1b	1b. Non-binding arrangements may be made with third countries or with sub-federal or regional entities to provide for administrative and technical coordination in relation to allowances in the Community scheme or other mandatory greenhouse gas emissions trading systems with absolute emissions caps.			NP		Propisuje obaveze i procedure Evropske Komisije, a u odnosu na status člana Aneksa I Kjoto protokola.
25.2	2. Where an agreement referred to in paragraph 1 has been concluded, the Commission shall adopt any necessary provisions relating to the mutual recognition of allowances under that agreement. Those measures, designed to amend non-essential elements of this Directive, by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3).			NP		Propisuje obaveze i procedure Evropske Komisije, a u odnosu na status člana Aneksa I Kjoto protokola.
25a.1	<b>Third country measures to reduce the climate change impact of aviation</b>  1. Where a third country adopts measures for reducing the climate change impact of flights departing from that country which land in the Community, the Commission, after consulting with that third country, and with Member States within the Committee referred to in Article 23(1), shall consider options available in order to provide for optimal interaction between the Community scheme and that country's measures.			NP		Propisuje obaveze i procedure Evropske Komisije.

a)	a1)	b)	b1)	v)	g)	d)
	<p>Where necessary, the Commission may adopt amendments to provide for flights arriving from the third country concerned to be excluded from the aviation activities listed in Annex I or to provide for any other amendments to the aviation activities listed in Annex I which are required by an agreement pursuant to the fourth subparagraph. Those measures, designed to amend non-essential elements of this Directive, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 23(3).</p> <p>The Commission may propose to the European Parliament and the Council any other amendments to this Directive.</p> <p>The Commission may also, where appropriate, make recommendations to the Council in accordance with Article 300(1) of the Treaty to open negotiations with a view to concluding an agreement with the third country concerned.</p>					
25a.2	<p>2. The Community and its Member States shall continue to seek an agreement on global measures to reduce greenhouse gas emissions from aviation. In the light of any such agreement, the Commission shall consider whether amendments to this Directive as it applies to aircraft operators are necessary.</p>			NP		Propisuje obaveze i procedure Evropske Komisije.
26	<p><b>Amendment of Directive 96/61/EC</b></p> <p>In Article 9(3) of Directive 96/61/EC the following subparagraphs shall be added:</p> <p>‘Where emissions of a greenhouse gas from an installation are specified in Annex I 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 ( 17 ) in relation to an activity carried out in</p>			NU	Ovaj član zahteva izmenu propisa koji uređuje integrisano sprečavanja i kontrolu zagađivanja životne sredine.	Ovaj član zahteva izmenu propisa koji uređuje integrisano sprečavanja i kontrolu zagađivanja životne sredine.

a)	a1)	b)	b1)	v)	g)	d)
	<p>that installation, the permit shall not include an emission limit value for direct emissions of that gas unless it is necessary to ensure that no significant local pollution is caused.</p> <p>For activities listed in Annex I to Directive 2003/87/EC, Member States may choose not to impose requirements relating to energy efficiency in respect of combustion units or other units emitting carbon dioxide on the site.</p> <p>Where necessary, the competent authorities shall amend the permit as appropriate.</p> <p>The three preceding subparagraphs shall not apply to installations temporarily excluded from the scheme for greenhouse gas emission allowance trading within the Community in accordance with Article 27 of Directive 2003/87/EC.</p>					
27.1	<p><b>Exclusion of small installations subject to equivalent measures</b></p> <p>1. Following consultation with the operator, Member States may exclude from the Community scheme installations which have reported to the competent authority emissions of less than 25 000 tonnes of carbon dioxide equivalent and, where they carry out combustion activities, have a rated thermal input below 35 MW, excluding emissions from biomass, in each of the three years preceding the notification under point (a), and which are subject to measures that will achieve an equivalent contribution to emission reductions, if the Member State concerned complies with the following conditions:</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	
27.1.a	<p>(a) it notifies the Commission of each such installation, specifying the equivalent measures applying to that installation that will achieve an equivalent contribution to emission reductions that are in place, before the list of installations pursuant to Article 11(1) has to be submitted and at the latest when this list is submitted to the Commission;</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i</p>	

a)	a1)	b)	b1)	v)	g)	d)
					izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
27.1.b	(b) it confirms that monitoring arrangements are in place to assess whether any installation emits 25 000 tonnes or more of carbon dioxide equivalent, excluding emissions from biomass, in any one calendar year. Member States may allow simplified monitoring, reporting and verification measures for installations with average annual verified emissions between 2008 and 20 which are below 5 000 tonnes a year, in accordance with Article 14;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
27.1.c	(c) it confirms that if any installation emits 25 000 tonnes or more of carbon dioxide equivalent, excluding emissions from biomass, in any one calendar year or the measures applying to that installation that will achieve an equivalent contribution to emission reductions are no longer in place, the installation will be reintroduced into the Community scheme;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
27.1.d	(d) it publishes the information referred to in points (a), (b) and (c) for public comment.  Hospitals may also be excluded if they undertake equivalent measures.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
27.2	2. If, following a period of three months from the date of notification for public comment, the			NU	Nacrtom Zakona o klimatskim	



a)	a1)	b)	b1)	v)	g)	d)
	<p>Commission does not object within a further period of six months, the exclusion shall be deemed approved.</p> <p>Following the surrender of allowances in respect of the period during which the installation is in the Community scheme, the installation shall be excluded and the Member State shall no longer issue free allowances to the installation pursuant to Article 10a.</p>				<p>promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	
27.3	<p>3. When an installation is reintroduced into the Community scheme pursuant to paragraph 1(c), any allowances issued pursuant to Article 10a shall be granted starting with the year of the reintroduction. Allowances issued to these installations shall be deducted from the quantity to be auctioned pursuant to Article 10(2) by the Member State in which the installation is situated.</p> <p>Any such installation shall stay in the Community scheme for the rest of the trading period.</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	
27.4	<p>4. For installations which have not been included in the Community scheme during the period from 2008 to 22, simplified requirements for monitoring, reporting and verification may be applied for determining emissions in the three years preceding the notification under paragraph 1 point (a).</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	
28.1	<p><b>Adjustments applicable upon the approval by the Community of an international agreement on climate change</b></p> <p>1. Within three months of the signature by the Community of an international agreement on climate change leading, by 2020, to mandatory reductions of greenhouse gas emissions exceeding 20 % compared</p>			NP		<p>Propisuje obaveze i procedure Evropske Komisije.</p>

a)	a1)	b)	b1)	v)	g)	d)
	to 1990 levels, as reflected in the 30 % reduction commitment as endorsed by the European Council of March 2007, the Commission shall submit a report assessing, in particular, the following elements:					
28.1.a	(a) the nature of the measures agreed upon in the framework of the international negotiations as well as the commitments made by other developed countries to comparable emission reductions to those of the Community and the commitments made by economically more advanced developing countries to contributing adequately according to their responsibilities and respective capabilities;			NP		Propisuje obaveze i procedure Evropske Komisije.
28.1.b	(b) the implications of the international agreement on climate change, and consequently, options required at Community level, in order to move to the more ambitious 30 % reduction target in a balanced, transparent and equitable way, taking into account work under the Kyoto Protocol's first commitment period;			NP		Propisuje obaveze i procedure Evropske Komisije.
28.1.c	(c) the Community manufacturing industries' competitiveness in the context of carbon leakage risks;			NP		Propisuje obaveze i procedure Evropske Komisije.
28.1.d	(d) the impact of the international agreement on climate change on other Community economic sectors;			NP		Propisuje obaveze i procedure Evropske Komisije.
28.1.e	(e) the impact on the Community agriculture sector, including carbon leakage risks;			NP		Propisuje obaveze i procedure Evropske Komisije.
28.1.f	(f) the appropriate modalities for including emissions and removals related to land use, land use change and forestry in the Community;			NP		Propisuje obaveze i procedure Evropske Komisije.

a)	a1)	b)	b1)	v)	g)	d)
28.1.g	(g) afforestation, reforestation, avoided deforestation and forest degradation in third countries in the event of the establishment of any internationally recognised system in this context;			NP		Propisuje obaveze i procedure Evropske Komisije.
28.1.h	(h) the need for additional Community policies and measures in view of the greenhouse gas reduction commitments of the Community' and of Member States.			NP		Propisuje obaveze i procedure Evropske Komisije.
28.2	2. On the basis of the report referred to in paragraph 1, the Commission shall, as appropriate, submit a legislative proposal to the European Parliament and to the Council amending this Directive pursuant to paragraph 1, with a view to the amending Directive entering into force upon the approval by the Community of the international agreement on climate change and in view of the emission reduction commitment to be implemented under that agreement.  The proposal shall be based upon the principles of transparency, economic efficiency and cost-effectiveness, as well as fairness and solidarity in the distribution of efforts between Member States.			NP		Propisuje obaveze i procedure Evropske Komisije.
28.3	3. The proposal shall allow, as appropriate, operators to use, in addition to the credits provided for in this Directive, CERs, ERUs or other approved credits from third countries which have ratified the international agreement on climate change.			NP		Propisuje obaveze i procedure Evropske Komisije.
28.4	4. The proposal shall also include, as appropriate, any other measures needed to help reach the mandatory reductions in accordance with paragraph 1 in a transparent, balanced and equitable way and, in particular, shall include implementing measures to provide for the use of additional types of project credits by operators in the Community scheme to those referred to in paragraphs 2 to 5 of Article 11a or the use by such operators of other mechanisms created under the international agreement on climate change, as appropriate.			NP		Propisuje obaveze i procedure Evropske Komisije.

a)	a1)	b)	b1)	v)	g)	d)
28.5	5. The proposal shall include the appropriate transitional and suspensive measures pending the entry into force of the international agreement on climate change.			NP		Propisuje obaveze i procedure Evropske Komisije.
28a.1	<p><b>Derogations applicable in advance of the implementation by 2020 of an international agreement applying a single global market-based measure</b></p> <p>1. By way of derogation from Articles 12(2a), 14(3) and Article 16, Member States shall consider the requirements set out in those provisions to be satisfied and shall take no action against aircraft operators in respect of:</p>			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
28a.1.a	(a) all emissions from flights to and from aerodromes located in countries outside the European Economic Area (EEA) in each calendar year from 1 January 23 to 31 December 26;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
28a.1.b	(b) all emissions from flights between an aerodrome located in an outermost region within the meaning of Article 349 of the Treaty on the Functioning of the European Union (TFEU) and an aerodrome located in another region of the EEA in each calendar year from 1 January 23 to 31 December 26;			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	

a)	a1)	b)	b1)	v)	g)	d)
28a.1.c	<p>(c) the surrender of allowances, corresponding to verified 23 emissions from flights between aerodromes located in States in the EEA, taking place by 30 April 25 instead of 30 April 24, and verified 23 emissions for those flights being reported by 31 March 25 instead of 31 March 24.</p> <p>For the purposes of Articles 11a, 12 and 14, the verified emissions from flights other than those referred to in the first subparagraph shall be considered to be the verified emissions of the aircraft operator.</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	
28a.2	<p>2. By way of derogation from Article 3e(5) and Article 3f, an aircraft operator benefitting from the derogations provided for in points (a) and (b) of paragraph 1 of this Article shall be issued a number of free allowances reduced in proportion to the reduction of the surrender obligation provided for in those points.</p> <p>By way of derogation from Article 3f(8), allowances that are not allocated, as a result of the application of the first subparagraph of this paragraph, shall be cancelled.</p> <p>As regards activity in the period from 1 January 23 to 31 December 26, Member States shall publish the number of free aviation allowances allocated to each aircraft operator by 1 September 24.</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	
28a.3	<p>3. By way of derogation from Article 3d, Member States shall auction a number of aviation allowances reduced in proportion to the reduction in the total number of allowances issued.</p>			NU	<p>Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.</p>	

a)	a1)	b)	b1)	v)	g)	d)
28a.4	4. By way of derogation from Article 3d(3), the number of allowances to be auctioned by each Member State in respect of the period from 1 January 23 to 31 December 26 shall be reduced to correspond to its share of attributed aviation emissions from flights which are not subject to the derogations provided for in points (a) and (b) of paragraph 1 of this Article.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
28a.5	5. By way of derogation from Article 3g, aircraft operators shall not be required to submit monitoring plans setting out measures to monitor and report emissions in respect of flights which are subject to the derogations provided for in points (a) and (b) of paragraph 1 of this Article.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
28a.6	6. By way of derogation from Articles 3g, 12, 15 and 18a, where an aircraft operator has total annual emissions lower than 25 000 tonnes CO <sub>2</sub> , its emissions shall be considered to be verified emissions if determined by using the small emitters tool approved under Commission Regulation (EU) No 606/20 ( 18 ) and populated by Eurocontrol with data from its ETS support facility. Member States may implement simplified procedures for non-commercial aircraft operators as long as such procedures provide no less accuracy than the small emitters tool provides.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
28a.7	7. For the purposes of this Article, flights between aerodromes located in States of the EEA and countries that acceded to the Union in 23 shall be considered to be flights between aerodromes located in States of the EEA.			NU	Nacrtom Zakona o klimatskim promenama ne uređuje se trgovina emisijama. Zakonom se transponuje predmetna uredba EU samo u delovima koji se odnose na monitoring i	

a)	a1)	b)	b1)	v)	g)	d)
					izveštavanje o emisijama. Potpuna usklađenost biće postignuta naknadnim izmenama i dopunama ovog Zakona.	
28a.8	<p>8. The Commission shall regularly, and at least once a year, inform the European Parliament and the Council of the progress of the International Civil Aviation Organization (ICAO) negotiations as well as of its efforts to promote the international acceptance of market-based mechanisms among third countries. Following the 26 ICAO Assembly, the Commission shall report to the European Parliament and to the Council on actions to implement an international agreement on a global market-based measure from 2020, that will reduce greenhouse gas emissions from aviation in a non-discriminatory manner, including on information, with regard to the use of revenues, submitted by Member States in accordance with Article 17 of Regulation (EU) No 525/23.</p> <p>In its report, the Commission shall consider, and, if appropriate, include proposals in reaction to, those developments on the appropriate scope for coverage of emissions from activity to and from aerodromes located in countries outside the EEA from 1 January 27 onwards. In its report, the Commission shall also consider solutions to other issues that may arise in the application of paragraphs 1 to 4 of this Article, while preserving the equal treatment of all aircraft operators on the same route.</p>			NP		Propisuje obavezu Evropske Komisije.
29	<p><b>Report to ensure the better functioning of the carbon market</b></p> <p>If, on the basis of the regular reports on the carbon market referred to in Article 10(5), the Commission has evidence that the carbon market is not functioning properly, it shall submit a report to the European Parliament and to the Council. The report may be accompanied, if appropriate, by proposals aiming at increasing transparency of the carbon market and</p>			NP		Propisuje obavezu Evropske Komisije.

a)	a1)	b)	b1)	v)	g)	d)
	addressing measures to improve its functioning.					
29a.1	<p><b>Measures in the event of excessive price fluctuations</b></p> <p>1. If, for more than six consecutive months, the allowance price is more than three times the average price of allowances during the two preceding years on the European carbon market, the Commission shall immediately convene a meeting of the Committee established by Article 9 of Decision No 280/2004/EC.</p>			NP		Propisuje obavezu Evropske Komisije.
29a.2	2. If the price evolution referred to in paragraph 1 does not correspond to changing market fundamentals, one of the following measures may be adopted, taking into account the degree of price evolution:			NP		Propisuje obavezu Evropske Komisije.
29a.2.a	(a) a measure which allows Member States to bring forward the auctioning of a part of the quantity to be auctioned;			NP		Propisuje obavezu Evropske Komisije.
29a.2.b	<p>(b) a measure which allows Member States to auction up to 25 % of the remaining allowances in the new entrants reserve.</p> <p>Those measures shall be adopted in accordance with the management procedure referred to in Article 23(4).</p>			NP		Propisuje obavezu Evropske Komisije.
29a.3	3. Any measure shall take utmost account of the reports submitted by the Commission to the European Parliament and to the Council pursuant to Article 29, as well as any other relevant information provided by Member States.			NP		Propisuje obavezu Evropske Komisije.
29a.4	4. The arrangements for the application of these provisions shall be laid down in the regulation referred to in Article 10(4).			NP		Propisuje obavezu Evropske Komisije.
30.1	<p><b>Review and further development</b></p> <p>1. On the basis of progress achieved in the monitoring of emissions of greenhouse gases, the</p>			NP		Propisuje obavezu Evropske Komisije.



a)	a1)	b)	b1)	v)	g)	d)
	Commission may make a proposal to the European Parliament and the Council by 31 December 2004 to amend Annex I to include other activities and emissions of other greenhouse gases listed in Annex II.					
30.2	2. On the basis of experience of the application of this Directive and of progress achieved in the monitoring of emissions of greenhouse gases and in the light of developments in the international context, the Commission shall draw up a report on the application of this Directive, considering:			NP		Propisuje obavezu Evropske Komisije.
30.2.a	(a) how and whether Annex I should be amended to include other relevant sectors, inter alia the chemicals, aluminium and transport sectors, activities and emissions of other greenhouse gases listed in Annex II, with a view to further improving the economic efficiency of the scheme;			NP		Propisuje obavezu Evropske Komisije.
30.2.b	(b) the relationship of Community emission allowance trading with the international emissions trading that will start in 2008;			NP		Propisuje obavezu Evropske Komisije.
30.2.c	(c) further harmonisation of the method of allocation (including auctioning for the time after 22) and of the criteria for national allocation plans referred to in Annex III;			NP		Propisuje obavezu Evropske Komisije.
30.2.d	(d) the use of credits from project activities, including the need for harmonisation of the allowed use of ERUs and CERs in the Community scheme;			NP		Propisuje obavezu Evropske Komisije.
30.2.e	(e) the relationship of emissions trading with other policies and measures implemented at Member State and Community level, including taxation, that pursue the same objectives;			NP		Propisuje obavezu Evropske Komisije.
30.2.f	(f) whether it is appropriate for there to be a single Community registry;			NP		Propisuje obavezu Evropske Komisije.

a)	a1)	b)	b1)	v)	g)	d)
30.2.g	(g) the level of excess emissions penalties, taking into account, inter alia, inflation;			NP		Propisuje obavezu Evropske Komisije.
30.2.h	(h) the functioning of the allowance market, covering in particular any possible market disturbances;			NP		Propisuje obavezu Evropske Komisije.
30.2.i	(i) how to adapt the Community scheme to an enlarged European Union;			NP		Propisuje obavezu Evropske Komisije.
30.2.j	(j) pooling;			NP		Propisuje obavezu Evropske Komisije.
30.2.k	(k) the practicality of developing Community-wide benchmarks as a basis for allocation, taking into account the best available techniques and cost-benefit analysis;			NP		Propisuje obavezu Evropske Komisije.
30.2.l	(l) the impact of project mechanisms on host countries, particularly on their development objectives, whether JI and CDM hydroelectric power production project activities with a generating capacity exceeding 500 MW and having negative environmental or social impacts have been approved, and the future use of CERs or ERUs resulting from any such hydroelectric power production project activities in the Community scheme;			NP		Propisuje obavezu Evropske Komisije.
30.2.m	(m) the support for capacity-building efforts in developing countries and countries with economies in transition;			NP		Propisuje obavezu Evropske Komisije.
30.2.n	(n) the modalities and procedures for Member States' approval of domestic project activities and for the issuing of allowances in respect of emission reductions or limitations resulting from such activities from 2008;			NP		Propisuje obavezu Evropske Komisije.

a)	a1)	b)	b1)	v)	g)	d)
30.2.o	<p>(o) technical provisions relating to the temporary nature of credits and the limit of 1 % for eligibility for land use, land-use change and forestry project activities as established in Decision 17/CP.7, and provisions relating to the outcome of the evaluation of potential risks associated with the use of genetically modified organisms and potentially invasive alien species by afforestation and reforestation project activities, to allow operators to use CERs and ERUs resulting from land use, land-use change and forestry project activities in the Community scheme from 2008, in accordance with the decisions adopted pursuant to the UNFCCC or the Kyoto Protocol.</p> <p>The Commission shall submit this report to the European Parliament and the Council by 30 June 2006, accompanied by proposals as appropriate.</p>			NP		Propisuje obavezu Evropske Komisije.
30.3	<p>3. In advance of each period referred to in Article 11(2), each Member State shall publish in its national allocation plan its intended use of ERUs and CERs and the percentage of the allocation to each installation up to which operators are allowed to use ERUs and CERs in the Community scheme for that period. The total use of ERUs and CERs shall be consistent with the relevant complementarity obligations under the Kyoto Protocol and the UNFCCC and the decisions adopted thereunder.</p> <p>Member States shall, in accordance with Article 3 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 Protocol ( 19 ), report to the Commission every two years on the extent to which domestic action actually constitutes a significant element of the efforts undertaken at national level, as well as the extent to which use of the project mechanisms is actually supplemental to domestic action, and the ratio between them, in accordance with the relevant</p>			NP		Ova odredba zahteva od država generalnu obavezu da donesu implementacione propise.

a)	a1)	b)	b1)	v)	g)	d)
	provisions of the Kyoto Protocol and the decisions adopted thereunder. The Commission shall report on this in accordance with Article 5 of the said Decision. In the light of this report, the Commission shall, if appropriate, make legislative or other proposals to complement provisions adopted by Member States to ensure that use of the mechanisms is supplemental to domestic action within the Community.					
30.4	4. By 1 December 24 the Commission shall, on the basis of monitoring and experience of the application of this Directive, review the functioning of this Directive in relation to aviation activities in Annex I and may make proposals to the European Parliament and the Council pursuant to Article 251 of the Treaty as appropriate. The Commission shall give consideration in particular to:			NP		Propisuje obavezu Evropske Komisije.
30.4.a	(a) the implications and impacts of this Directive as regards the overall functioning of the Community scheme;			NP		Propisuje obavezu Evropske Komisije.
30.4.b	(b) the functioning of the aviation allowance market, covering in particular any possible market disturbances;			NP		Propisuje obavezu Evropske Komisije.
30.4.c	(c) the environmental effectiveness of the Community scheme and the extent by which the total quantity of allowances to be allocated to aircraft operators under Article 3c should be reduced in line with overall EU emissions reduction targets;			NP		Propisuje obavezu Evropske Komisije.
30.4.d	(d) the impact of the Community scheme on the aviation sector, including issues of competitiveness, taking into account in particular the effect of climate change policies implemented for aviation outside the EU;			NP		Propisuje obavezu Evropske Komisije.
30.4.e	(e) continuing with the special reserve for aircraft operators, taking into account the likely convergence of growth rates across the industry;			NP		Propisuje obavezu Evropske Komisije.

a)	a1)	b)	b1)	v)	g)	d)
30.4.f	(f) the impact of the Community scheme on the structural dependency on aviation transport of islands, landlocked regions, peripheral regions and the outermost regions of the Community;			NP		Propisuje obavezu Evropske Komisije.
30.4.g	(g) whether a gateway system should be included to facilitate the trading of allowances between aircraft operators and operators of installations whilst ensuring that no transactions would result in a net transfer of allowances from aircraft operators to operators of installations;			NP		Propisuje obavezu Evropske Komisije.
30.4.h	(h) the implications of the exclusion thresholds as specified in Annex I in terms of certified maximum take-off mass and number of flights per year performed by an aircraft operator;			NP		Propisuje obavezu Evropske Komisije.
30.4.i	(i) the impact of the exemption from the Community scheme of certain flights performed in the framework of public service obligations imposed in accordance with Council Regulation (EEC) No 2408/92 of 23 July 1992 on access for Community air carriers to intra-Community air routes ( 20 );			NP		Propisuje obavezu Evropske Komisije.
30.4.j	(j) developments, including the potential for future developments, in the efficiency of aviation and in particular the progress towards meeting the Advisory Council for Aeronautics Research in Europe (ACARE) goal to develop and demonstrate technologies able to reduce fuel consumption by 50 % by 2020 and whether further measures to increase efficiency are necessary;			NP		Propisuje obavezu Evropske Komisije.
30.4.k	(k) developments in scientific understanding on the climate change impacts of contrails and cirrus clouds caused by aviation with a view to proposing effective mitigation measures.  The Commission shall then report to the European Parliament and the Council.			NP		Propisuje obavezu Evropske Komisije.
31.1	<b>Implementation</b>  1. Member States shall bring into force the laws, regulations and administrative provisions necessary to			NP		Propisuje obavezu Evropske Komisije.

a)	a1)	b)	b1)	v)	g)	d)
	<p>comply with this Directive by 31 December 2003 at the latest. They shall forthwith inform the Commission thereof. The Commission shall notify the other Member States of these laws, regulations and administrative provisions.</p> <p>When Member States adopt these measures, they shall contain a reference to this Directive or be accompanied by such a reference on the occasion of their official publication. The methods of making such reference shall be laid down by Member States.</p>					
31.2	2. Member States shall communicate to the Commission the text of the provisions of national law which they adopt in the field covered by this Directive. The Commission shall inform the other Member States thereof.			NU		Propisuje obavezu Evropske Komisije.
32	<b>Entry into force</b> This Directive shall enter into force on the day of its publication in the Official Journal of the European Union.			NP		Propisuje stupanje na snagu predmetnog Uputstva EU.
33	<b>Addressees</b> This Directive is addressed to the Member States.			NP		Odredba o upućivanju, nema obaveze.
	ANNEX I	25.2.	Izuzetno od stava 1. ovog člana, za postrojenja ili delove postrojenja koji se koriste za istraživanje, razvoj i ispitivanje novih proizvoda i procesa, kao i za postrojenja koja koriste isključivo biomasu, nije potrebna dozvola.	DU	Potpuna usklađenost biće postignuta donošenjem podzakonskog propisa na osnovu ovog Zakona koji će doneti Vlada a kojim će se urediti lista aktivnosti iz Aneksa I predmetne direktive.	
		25.3.	Vlada propisuje vrste aktivnosti i gasove iz stava 1. ovog člana za koje je potrebno pribaviti dozvolu.			
	ANNEX II			NU		Potpuna usklađenost postoji, pošto su gasovi iz Aneksa II propisani Zakonom

a)	a1)	b)	b1)	v)	g)	d)
						o zaštiti vazduha.
	ANNEX IIa			NP		Odredbe se odnose na distribuciju među državama članicama, što Republika Srbija nije.
	ANNEX III			NP		Odredbe se odnose na distribuciju među državama članicama, što Republika Srbija nije.
	ANNEX IV			NU	Potpuna usklađenost biće postignuta donošenjem podzakonskog propisa na osnovu ovog Zakona kojim će se urediti monitoring i izveštavanje. .	
	ANNEX V			NU	Potpuna usklađenost biće postignuta donošenjem podzakonskog propisa na osnovu ovog Zakona a kojim će se urediti verifikacija i akreditacija.	

1. Naziv propisa Evropske unije : <b>ODLUKA br. 406/2009/EC EVROPSKOG PARLAMENTA I SAVETA od 23.aprila 2013. o zajedničkim naporima država članica na smanjenju emisija gasova sa efektom staklene bašte radi ostvarenja ciljeva Zajednice u vezi sa smanjenjem emisija gasova sa efektom staklene bašte do 2020. godine</b>  <b>DECISION No 406/2009/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 23 April 2009 on the effort of Member States to reduce their greenhouse gas emissions to meet the Community's greenhouse gas emission reduction commitments up to 2020</b>	2. „CELEX” oznaka EU propisa 32009D0406
3. Ovlašćeni predlagač propisa: Vlada	4. Datum izrade tabele:
Obrađivač: Ministarstvo zaštite životne sredine	29.10.2017 Revizija: 08.06.2018. Revizija: 14.01.2020.
5. Naziv (nacrta, predloga) propisa čije odredbe su predmet analize usklađenosti sa propisom Evropske unije:	6. Brojčane oznake (šifre) planiranih propisa iz baze NPAA:
<b>Predlog zakona o klimatskim promenama</b>	2017-344
7. Usklađenost odredbi propisa sa odredbama propisa EU:	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>4</sup>	Razlozi za delimičnu usklađenost, neusklađenost ili neprenosivost	Napomena o usklađenosti

<sup>4</sup> Potpuno usklađeno - PU, delimično usklađeno - DU, neusklađeno - NU, neprenosivo – NP



a)	a1)	b)	b1)	v)	g)	d)
1.1.	<p style="text-align: center;">Subject matter</p> <p>This Decision lays down the minimum contribution of Member States to meeting the greenhouse gas emission reduction commitment of the Community for the period from 2013 to 2020 for greenhouse gas emissions covered by this Decision, and rules on making these contributions and for the evaluation thereof.</p>	11.	<p>Na osnovu Strategije i Akcionog plana, a u skladu sa obavezama koje proističu iz Konvencije i drugih međunarodnih dokumenata donetih za sprovođenje Konvencije, Vlada propisuje nivoe emisija GHG: iz izvora na nacionalnom nivou, za postrojenja i vazduhoplovne aktivnosti i za emisije GHG iz sektora i kategorija u kojima dolazi do sagorevanja goriva i fugitivnih emisija iz goriva, industrijskih procesa i upotrebe proizvoda, poljoprivrede i otpada.</p> <p>Aktom iz stava 1. ovog člana, propisuju se naročito:</p> <ol style="list-style-type: none"> <li>1) sektori, kategorije i izvori emisija za koje se utvrđuju nivoi emisija GHG i period na koji se odnose;</li> <li>2) način i metodologija za utvrđivanje nivoa emisija GHG;</li> <li>3) ukupne nivoe emisija GHG iz izvora u odnosu na emisije u određenoj godini;</li> <li>4) godišnje nivoe emisija GHG za postrojenja i vazduhoplovne aktivnosti u odnosu na emisije u određenoj godini;</li> <li>5) ukupne nivoe emisija GHG iz izvora u odnosu na emisije u određenoj godini, bez emisija iz tačke 4. ovog stava.</li> </ol> <p>Aktom iz stava 1. ovog člana propisuju se emisije GHG za period od 10 godina i na godišnjem nivou u ovom periodu.</p> <p>Ministarstvo priprema godišnji izveštaj o dostizanju emisija GHG u skladu sa aktom iz stava 1. ovog člana i u slučaju odstupanja, uključujući i dozvoljene prenose u skladu sa članom 12. ovog zakona, priprema predlog potrebnih korektivnih mera za dostizanje emisija GHG iz izvora do 15. novembra svake godine i dostavlja ga Vladi na usvajanje.</p>	PU		

a)	a1)	b)	b1)	v)	g)	d)
1.2.	This Decision also lays down provisions for assessing and implementing a stricter Community reduction commitment exceeding 20 %, to be applied upon the approval by the Community of an international agreement on climate change leading to emissions reductions exceeding those required pursuant to Article 3, as reflected in the 30 % reduction commitment as endorsed by the European Council of March 2007.	-		NP	Prenos ovog člana za Srbiju nije moguć	
2	<p style="text-align: center;">Definitions</p> <p>For the purposes of this Decision, the following definitions shall apply:</p>					
2.1.	1. 'Greenhouse gas emissions' means the emission of carbon dioxide (CO <sub>2</sub> ), methane (CH <sub>4</sub> ), nitrous oxide (N <sub>2</sub> O), hydrofluorocarbons (HFCs), perfluorocarbons (PFCs) and sulphur hexafluoride (SF <sub>6</sub> ) from the categories listed in Annex I, expressed in terms of tonnes of carbon dioxide equivalent, as determined pursuant to Decision No 280/2004/EC, excluding greenhouse gases emissions covered under Directive 2003/87/EC.	5.1.6) U kombinaciji sa 11.5)	6) emisija GHG iz izvora jeste ispuštanje GHG iz sektora i kategorija u kojima dolazi do sagorevanja goriva i fugitivnih emisija iz goriva, industrijskih procesa, uključujući emisije iz postrojenja i vazduhoplovnih aktivnosti, upotrebe proizvoda, poljoprivrede, i upravljanja otpadom bliže određenim propisom;  5) ukupne nivoe emisija GHG iz izvora u odnosu na emisije u određenoj godini, bez emisija iz tačke 4. ovog stava	PU	Zbog objedinjenja 525/2013/EU i 2003/87/EC je definicija GHG u Zakonu izvedena iz emisija iz izvora bez emisija koje su predmet transpozicije 2003/87/EC (postrojenja i avio operatera)	

a)	a1)	b)	b1)	v)	g)	d)
2.2.	2. 'Annual emission allocation' means the annual maximum allowed greenhouse gas emissions in the years 2013 to 2020 as specified in Article 3(2).	-		NP	Prenos ovog člana za Srbiju nije moguć	
3.1	<p>Emission levels for the period from 2013 to 2020</p> <p>1. Each Member State shall, by 2020, limit its greenhouse gas emissions at least by the percentage set for that Member State in Annex II to this Decision in relation to its emissions in 2005.</p>	11.2.5)	<p>Na osnovu Strategije i Akcionog plana, a u skladu sa obavezama koje proističu iz Konvencije i drugih međunarodnih dokumenata donetih za sprovođenje Konvencije, Vlada propisuje nivoe emisija GHG: iz izvora na nacionalnom nivou, za postrojenja i vazduhoplovne aktivnosti i za emisije GHG iz sektora i kategorija u kojima dolazi do sagorevanja goriva i fugitivnih emisija iz goriva, industrijskih procesa i upotrebe proizvoda, poljoprivrede i otpada. Aktom iz stava 1. ovog člana, propisuju se naročito:</p> <ol style="list-style-type: none"> <li>1) sektori, kategorije i izvori emisija za koje se utvrđuju nivoi emisija GHG i period na koji se odnose;</li> <li>2) način i metodologija za utvrđivanje nivoa emisija GHG;</li> <li>3) ukupne nivoe emisija GHG iz izvora u odnosu na emisije u određenoj godini;</li> <li>4) godišnje nivoe emisija GHG za postrojenja i vazduhoplovne aktivnosti u odnosu na emisije u određenoj godini;</li> <li>5) ukupne nivoe emisija GHG iz izvora u odnosu na emisije u određenoj godini, bez emisija iz tačke 4. ovog stava.</li> </ol> <p>Aktom iz stava 1. ovog člana propisuju se emisije GHG za period od 10 godina i na godišnjem nivou u ovom periodu. Ministarstvo priprema godišnji izveštaj</p>	DU	<p>Transpozicija je prilagođena nacionalnim okolnostim uzimajući u obzir i predlog promena za Uredbu o zajedničkom naporu za period 2021-2030. godina</p>	<p>Referenca na 2005. godinu nije moguća jer je u kontekstu EU pravnog poretka ta referenca napravljena jer je to prva godina EU-ETS, pa je na osnovu tih podataka moguće izdvojiti emisije GHG koje su predmet 406/2009/EC</p>

a)	a1)	b)	b1)	v)	g)	d)
			o dostizanju emisija GHG u skladu sa aktom iz stava 1. ovog člana i u slučaju odstupanja, uključujući i dozvoljene prenose u skladu sa članom 12. ovog zakona, priprema predlog potrebnih korektivnih mera za dostizanje emisija GHG iz izvora do 15. novembra svake godine i dostavlja ga Vladi na usvajanje.			
3.2	2. Subject to paragraphs 3, 4 and 5 of this Article and Article 5, each Member State with a negative limit under Annex II shall ensure, including by making use of the flexibilities provided for in this Decision, that its greenhouse gas emissions in 2013 do not exceed its average annual greenhouse gas emissions during 2008, 2009 and 2010, as reported and verified pursuant to Directive 2003/87/EC and Decision No 280/2004/EC.	-		DU	Transpozicija je prilagodena nacionalnim okolnostim uzimajući u obzir i predlog promena za Uredbu o zajedničkom naporu za period 2021-2030. godina	
3.2.1	Subject to paragraphs 3, 4 and 5 of this Article and Article 5, each Member State with a positive limit under Annex II shall ensure, including by making use of the flexibilities provided for in this Decision, that its greenhouse gas emissions in 2013 do not exceed a level defined by a linear trajectory, starting in 2009, on its average annual greenhouse gas emissions during 2008, 2009 and 2010, as reported and verified pursuant to Directive 2003/87/EC and Decision No 280/2004/EC, ending in 2020 on the limit for that Member State as specified in Annex II.	-		DU	Transpozicija je prilagodena nacionalnim okolnostim uzimajući u obzir i predlog promena za Uredbu o zajedničkom naporu za period 2021-2030. godina	
3.2.2	Subject to paragraphs 3, 4 and 5 of this Article and Article 5, each Member State shall annually limit its greenhouse gas emissions in a linear manner, including by making use of the flexibilities provided for in this Decision, in order to ensure that its emissions do not exceed its limit in 2020 as specified in Annex II.	11.4	Ministarstvo priprema godišnji izveštaj o dostizanju emisija GHG u skladu sa aktom iz stava 1. ovog člana i u slučaju odstupanja, uključujući i dozvoljene prenose u skladu sa članom 12. ovog zakona, priprema predlog potrebnih korektivnih mera za dostizanje emisija GHG iz izvora do 15. novembra svake godine i dostavlja ga Vladi na usvajanje.	DU	Transpozicija je prilagodena nacionalnim okolnostim uzimajući u obzir i predlog promena za Uredbu o zajedničkom naporu za period 2021-2030. godina	

a)	a1)	b)	b1)	v)	g)	d)
3.2.3	When the relevant reviewed and verified emission data are available, measures shall be adopted within six months to determine the annual emission allocations for the period from 2013 to 2020 in terms of tonnes of carbon dioxide equivalent.	-		NP	Prenos ovog člana za Srbiju nije moguć	
3.2.4	Those measures, designed to amend non-essential elements of this Decision by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 13(2).	-		NP	Prenos ovog člana za Srbiju nije moguć	
3.3.	3. During the period from 2013 to 2019, a Member State may carry forward from the following year a quantity of up to 5 % of its annual emission allocation. If the greenhouse gas emissions of a Member State are below its annual emission allocation, taking into account the use of flexibilities pursuant to this paragraph and paragraphs 4 and 5, it may carry over the part of its annual emission allocation of a given year that exceeds its greenhouse gas emissions in that year to the subsequent years, until 2020.	12.1	Ako su emisije iz člana 11. stav 2. tačka 5) ovog zakona, u propisanom periodu, u određenoj godini veće od propisanog godišnjeg nivoa emisija GHG, dozvoljeno je preneti najviše do 5% godišnje količine iz naredne godine.	DU	Transpozicija člana je prilagođena nacionalnim okolnostim	
3.3.1	A Member State may request an increased carry forward rate in excess of 5 % in 2013 and 2014 in the event of extreme meteorological conditions which have led to substantially increased greenhouse gas emissions in those years compared to years with normal meteorological conditions. To this end, the Member State shall submit a report to the Commission substantiating this request. Within three months, the Commission shall decide whether an increased carry forward can be granted.	12.2	Ako su emisije iz člana 11. stav 2. tačka 5) ovog zakona u propisanom periodu, u određenoj godini manje od propisanog godišnjeg nivoa emisija GHG, taj višak je dozvoljeno preneti u naredne godine za dostizanje godišnjih nivoa emisija GHG do poslednje godine tog perioda.	DU	Transpozicija člana je prilagođena nacionalnim okolnostim	

a)	a1)	b)	b1)	v)	g)	d)
3.4 .	4. A Member State may transfer up to 5 % of its annual emission allocation for a given year to other Member States. A receiving Member State may use this quantity for the implementation of its obligation under this Article for the given year or any subsequent years until 2020. A Member State cannot transfer any part of its annual emission allocation if, at the time of transfer, that Member State is not in compliance with the requirements of this Decision.	-		NP	Prenos ovog člana za Srbiju nije moguć	
3.5 .	5. A Member State may transfer the part of its annual emission allocation that exceeds its greenhouse gas emissions for that year, taking into account the use of flexibilities pursuant to paragraphs 3 and 4, to other Member States. A receiving Member State may use this quantity for the implementation of its obligations under this Article for the same year or any subsequent years until 2020. A Member State cannot transfer any part of its annual emission allocation if, at the time of transfer, it is not in compliance with the requirements of this Decision.	-		NP	Prenos ovog člana za Srbiju nije moguć	
3.6 .	6. In order to facilitate the transfers referred to in paragraphs 4 and 5 and increase their transparency, measures indicating the modalities for such transfers shall be adopted.	-		NP	Prenos ovog člana za Srbiju nije moguć	
3.6 .1	Those measures, designed to amend non-essential elements of this Decision by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 13(2).	-		NP	Prenos ovog člana za Srbiju nije moguć	

a)	a1)	b)	b1)	v)	g)	d)
	<p>Energy efficiency</p> <p>1. By 2012, the Commission shall assess and report on the progress of the Community and its Member States towards the objective to reduce energy consumption by 20 % by 2020 compared to projections for 2020, as outlined in the Action Plan for Energy Efficiency which was set out in the Commission Communication of 19 October 2006.</p>	-		NP	Obaveza Evropske Komisije	
	<p>2. If appropriate, in particular in order to assist Member States in their contributions towards meeting the Community's greenhouse gas emission reduction commitments, the Commission shall, by 31 December 2012, propose strengthened or new measures to accelerate energy efficiency improvements.</p>	-		NP	Obaveza Evropske Komisije	
5.1 .	<p>Use of credits from project activities</p> <p>1. Member States may use the following greenhouse gas emission reduction credits to implement their obligations under Article 3:</p>	-		NP	Prenos ovog člana za Srbiju nije moguć	
5.1 .(a)	<p>(a) Certified Emission Reductions (CERs) and Emission Reduction Units (ERUs), as set out in Directive 2003/87/EC, issued in respect of emission reductions until 31 December 2012 which were eligible for use in the Community scheme during the period from 2008 to 2012;</p>	-		NP	Prenos ovog člana za Srbiju nije moguć	

a)	a1)	b)	b1)	v)	g)	d)
5.1 .(b)	(b) CERs and ERUs issued in respect of emission reductions from 1 January 2013 from projects which were registered before 2013 and which were eligible for use in the Community scheme during the period from 2008 to 2012;	-		NP	Prenos ovog člana za Srbiju nije moguć	
5.1 .(c)	(c) CERs issued in respect of emission reductions achieved from projects implemented in LDCs which were eligible for use in the Community scheme during the period from 2008 to 2012, until those countries have ratified a relevant agreement with the Community or until 2020, whichever is the earlier;	-		NP	Prenos ovog člana za Srbiju nije moguć	
5.1 .(d)	(d) temporary CERs (tCERs) or long-term CERs (ICERs) from afforestation and reforestation projects provided that, where a Member State has used tCERs or ICERs towards its commitments under Council Decision 2002/358/EC (8) for the period from 2008 to 2012, the Member State commits to the continuing replacement of those credits by tCERs, ICERs or other units valid under the Kyoto Protocol before the expiry date of the tCERs or ICERs, and the Member State also commits to the continuing replacement of tCERs or ICERs used under this Decision with tCERs, ICERs or other units usable towards those commitments before the expiry date of the tCERs or ICERs. Where replacement takes place using tCERs or ICERs, the Member State shall replace also those tCERs or ICERs before their expiry date on a continuing basis, until their replacement with units of unlimited validity.	-		NP	Prenos ovog člana za Srbiju nije moguć	



a)	a1)	b)	b1)	v)	g)	d)
5.1 .1	Member States should ensure that their policies for purchasing these credits enhance the equitable geographical distribution of projects and the achievement of an international agreement on climate change.	-		NP	Prenos ovog člana za Srbiju nije moguć	
5.2 .	2. In addition to paragraph 1 and in the event that negotiations on an international agreement on climate change are not concluded by 31 December 2009, Member States may, for the implementation of their obligations under Article 3, use additional greenhouse gas emission reduction credits resulting from projects or other emission reducing activities in accordance with the agreements referred to in Article 11a(5) of Directive 2003/87/EC.	-		NP	Prenos ovog člana za Srbiju nije moguć	
5.3 .	3. Provided that an international agreement on climate change as referred to in Article 1 has been reached, Member States may, from 1 January 2013, only use credits from projects in third countries which have ratified that agreement.	-		NP	Prenos ovog člana za Srbiju nije moguć	
5.4 .	4. The annual use of credits by each Member State pursuant to paragraphs 1, 2 and 3 shall not exceed a quantity equal to 3 % of the greenhouse gas emissions of that Member State in 2005, plus any quantity transferred in accordance with paragraph 6.	-		NP	Prenos ovog člana za Srbiju nije moguć	

a)	a1)	b)	b1)	v)	g)	d)
5.5 .	5. Member States with a negative limit, or a positive limit of at most 5 %, as set out in Annex II, which are listed in Annex III, shall, in addition to credits used pursuant to paragraph 4, be allowed to use additional credits amounting to 1 % of their verified emissions in 2005 from projects in LDCs and SIDS each year, subject to compliance with one of the following four conditions:	-		NP	Prenos ovog člana za Srbiju nije moguć	
5.5 .(a)	(a) the direct costs of the overall package exceed 0,70 % of GDP according to the Commission's Impact Assessment accompanying the Package of Implementation measures for the EU's objectives on climate change and renewable energy for 2020;	-		NP	Prenos ovog člana za Srbiju nije moguć	
5.5 .(b)	(b) there is an increase of at least 0,1 % of GDP between the target actually adopted for the Member State concerned and the cost-effective scenario according to the Commission's Impact Assessment referred to in point (a);	-		NP	Prenos ovog člana za Srbiju nije moguć	
5.5 .(c)	(c) more than 50 % of the total emissions covered by this Decision for the Member State concerned are accounted for by transport-related emissions; or	-		NP	Prenos ovog člana za Srbiju nije moguć	

a)	a1)	b)	b1)	v)	g)	d)
5.5 .(d)	(d) the Member State concerned has a renewable energies target for 2020 in excess of 30 % as set out in Directive 2009/28/EC.	-		NP	Prenos ovog člana za Srbiju nije moguć	
5.6 .	6. Each year, a Member State may transfer to another Member State the unused part of its annual quantity equal to 3 % as specified in paragraph 4. Where a Member State's annual use of credits does not reach the quantity in paragraph 4, the Member State may carry over the unused part of that quantity to subsequent years.	-		NP	Prenos ovog člana za Srbiju nije moguć	
5.7 .	7. Member States shall, in addition, be able to use credits from Community-level projects issued pursuant to Article 24a of Directive 2003/87/EC towards their emission reduction commitments, without any quantitative limit whatsoever.	-		NP	Prenos ovog člana za Srbiju nije moguć	
6.1 .	Reporting, evaluation of progress, amendments and review  1. Member States shall, in their reports submitted pursuant to Article 3 of Decision No 280/2004/EC, include the following:	11. 4	Ministarstvo priprema godišnji izveštaj o dostizanju emisija GHG u skladu sa aktom iz stava 1. ovog člana i u slučaju odstupanja, uključujući i dozvoljene prenose u skladu sa članom 12. ovog zakona, priprema predlog potrebnih korektivnih mera za dostizanje emisija GHG iz izvora do 15. novembra svake godine i dostavlja ga Vladi na usvajanje.	PU		

a)	a1)	b)	b1)	v)	g)	d)
6.1 .(a)	(a) their annual greenhouse gas emissions resulting from the implementation of Article 3;	11.4	Ministarstvo priprema godišnji izveštaj o dostizanju emisija GHG u skladu sa aktom iz stava 1. ovog člana i u slučaju odstupanja, uključujući i dozvoljene prenose u skladu sa članom 12. ovog zakona, priprema predlog potrebnih korektivnih mera za dostizanje emisija GHG iz izvora do 15. novembra svake godine i dostavlja ga Vladi na usvajanje.	PU		
6.1 .(b)	(b) the use, geographical distribution and types of, as well as the qualitative criteria applied to, credits used in accordance with Article 5;	-		NP	Prenos ovog člana za Srbiju nije moguć	
6.1 .(c)	(c) projected progress towards meeting their obligations under this Decision, including information on national policies and measures and national projections;	64	Ministarstvo izveštava Vladu o realizaciji Akcionog plana, Programa prilagođavanja, realizaciji politika i mera, projekcijama i postizanju kvantitavnih ciljeva iz Strategije. Izveštaje iz stava 1. ovog člana Vlada podnosi Narodnoj skupštini. Ministarstvo izveštaje iz stava 1. ovog člana kao i sve relevantne procene troškova i efekata politika i mera kojima se ograničavaju ili smanjuju emisije GHG iz izvora ili povećavaju uklonjene količine putem ponora, značajne informacije na kojima se te procene zasnivaju, opise modela i korišćene metodološke pristupe, definicije i pretpostavke na kojima se zasnivaju, stavlja na uvid javnosti na svojoj internet stranici. Vlada propisuje formu, sadržaj i rokove za dostavljanje izveštaja iz stava 1. ovog člana.	PU		

a)	a1)	b)	b1)	v)	g)	d)
6.1 .(d)	(d) information on planned additional national policies and measures envisaged with a view to limiting greenhouse gas emissions beyond their commitments under this Decision and in view of the implementation of an international agreement on climate change, as referred to in Article 8.	-		NU	Srbija će ispunjavati svoje zahteve vezane za ograničenje emisija prema međunarodnoj zajednici a Strategija niskougledničkog razvoja će svakako u svojim scenarijima imati i dodatne mere sa kojim bi se postigla još veća ograničenja emisija GHG strategije	
6.2 .	2. In the event that a Member State uses credits from project types that cannot be used by operators in the Community scheme, that Member State shall provide a detailed justification for the use of such credits.	-		NP	Prenos ovog člana za Srbiju nije moguć	
6.3 .	3. The Commission shall, in its reports submitted pursuant to Article 5(1) and (2) of Decision No 280/2004/EC, evaluate whether the progress made by Member States is sufficient for them to fulfil their obligations under this Decision.	-		NP	Prenos ovog člana za Srbiju nije moguć	

a)	a1)	b)	b1)	v)	g)	d)
6.3 .1	The evaluation shall take into account progress in Community policies and measures and information from Member States in accordance with Article 3 and Article 5 of Decision No 280/2004/EC.	-		NP	Prenos ovog člana za Srbiju nije moguć	
6.3 .2	Every two years, starting with the greenhouse gas emissions reported for 2013, the evaluation shall also include the projected progress of the Community towards meeting its reduction commitment and of Member States towards fulfilling their obligations under this Decision.	-		NP	Prenos ovog člana za Srbiju nije moguć	
6.4 .	4. In the report referred to in paragraph 3, the Commission shall assess the overall implementation of this Decision, including the use and quality of CDM credits and the need for further common and coordinated policies and measures at Community level in the sectors covered by this Decision in order to assist Member States in meeting their commitments under this Decision, and shall make proposals as appropriate.	-		NP	Prenos ovog člana za Srbiju nije moguć	
6.5 .	5. In order to implement this Decision, the Commission shall, where appropriate, make proposals to amend Decision No 280/2004/EC and adopt amendments to Commission Decision 2005/166/EC (9) with a view to the amending acts applying from 1 January 2013, to ensure in particular:	-		NP	Prenos ovog člana za Srbiju nije moguć	

a)	a1)	b)	b1)	v)	g)	d)
6.5 .(a)	(a) faster, efficient, transparent and cost-effective monitoring, reporting and verification of greenhouse gas emissions;	-		NP	Prenos ovog člana za Srbiju nije moguć	
6.5 .(b)	(b) the development of national projections of greenhouse gas emissions beyond 2020.	-		NP	Prenos ovog člana za Srbiju nije moguć	
7.1 .	<p>Corrective action</p> <p>1. If the greenhouse gas emissions of a Member State exceed the annual emission allocation specified pursuant to Article 3(2), taking into account the flexibilities used pursuant to Articles 3 and 5, the following measures shall apply:</p>	-		NP		
7.1 .(a)	(a) a deduction from the Member State's emission allocation of the following year equal to the amount in tonnes of carbon dioxide equivalent of those excess emissions, multiplied by an abatement factor of 1,08;	-		NP		

a)	a1)	b)	b1)	v)	g)	d)
7.1 .(b)	(b) the development of a corrective action plan in accordance with paragraph 2 of this Article; and	11.4	Ministarstvo priprema godišnji izveštaj o dostizanju emisija GHG u skladu sa aktom iz stava 1. ovog člana i u slučaju odstupanja, uključujući i dozvoljene prenose u skladu sa članom 12. ovog zakona, priprema predlog potrebnih korektivnih mera za dostizanje emisija GHG iz izvora do 15. novembra svake godine i dostavlja ga Vladi na usvajanje.	DU	Transpozicija je prilagođena nacionalnim okolnostima	
7.1 .(c)	(c) the temporary suspension of the eligibility to transfer part of the Member State's emission allocation and JI/CDM rights to another Member State until the Member State is in compliance with Article 3(2).	-		NP	Prenos ovog člana za Srbiju nije moguć	
7.2 .	2. A Member State covered by paragraph 1 shall, within three months, submit to the Commission an assessment and a corrective action plan that includes:	-		NP		
7.2 .(a)	(a) action that the Member State will implement in order to meet its specific obligations under Article 3(2), giving priority to domestic policies and measures and the implementation of Community action;	11.4	Ministarstvo priprema godišnji izveštaj o dostizanju emisija GHG u skladu sa aktom iz stava 1. ovog člana i u slučaju odstupanja, uključujući i dozvoljene prenose u skladu sa članom 12. ovog zakona, priprema predlog potrebnih korektivnih mera za dostizanje emisija GHG iz izvora do 15. novembra svake godine i dostavlja ga Vladi na usvajanje.	DU	Transpozicija je prilagođena nacionalnim okolnostima	



a)	a1)	b)	b1)	v)	g)	d)
7.2 .(b)	(b) a timetable for implementing such action, which enables the assessment of annual progress in the implementation.	11.4	Ministarstvo priprema godišnji izveštaj o dostizanju emisija GHG u skladu sa aktom iz stava 1. ovog člana i u slučaju odstupanja, uključujući i dozvoljene prenose u skladu sa članom 12. ovog zakona, priprema predlog potrebnih korektivnih mera za dostizanje emisija GHG iz izvora do 15. novembra svake godine i dostavlja ga Vladi na usvajanje.	DU	Transpozicija je prilagođena nacionalnim okolnostima	
7.2 .1	The Commission may issue an opinion on the corrective action plan of the Member State in question.	-		NP	Prenos ovog člana za Srbiju nije moguć	
7.2 .2	Before issuing that opinion, the Commission may submit the corrective action plan to the Climate Change Committee, referred to in Article 13(1), for comments.	-		NP	Prenos ovog člana za Srbiju nije moguć	
8.1 .	Adjustments applicable upon the approval by the Community of an international agreement on climate change  1. Within three months of the signature by the Community of an international agreement on climate change leading, by 2020, to mandatory reductions of greenhouse gas emissions exceeding 20 % compared to 1990 levels, as reflected in the 30 % reduction commitment as endorsed by the European Council of	--		NP	Prenos ovog člana za Srbiju nije moguć	

a)	a1)	b)	b1)	v)	g)	d)
	March 2007, the Commission shall submit a report assessing, in particular, the following elements:					
8.1 .(a)	(a) the nature of the measures agreed upon in the framework of the international negotiations, as well as the commitments made by other developed countries to comparable emission reductions to those of the Community and the commitments made by economically more advanced developing countries to contributing adequately according to their responsibilities and respective capabilities;	-		NP	Prenos ovog člana za Srbiju nije moguć	
8.1 .(b)	(b) the implications of the international agreement on climate change, and consequently, options required at Community level, in order to move to the 30 % reduction target in a balanced, transparent and equitable way, taking into account work under the Kyoto Protocol's first commitment period;	-		NP	Prenos ovog člana za Srbiju nije moguć	
8.1 .(c)	(c) the Community manufacturing industries' competitiveness in the context of carbon leakage risks;	-		NP	Prenos ovog člana za Srbiju nije moguć	

a)	a1)	b)	b1)	v)	g)	d)
8.1 .(d)	(d) the impact of the international agreement on climate change on other Community economic sectors;	-		NP	Prenos ovog člana za Srbiju nije moguć	
8.1 .(e)	(e) the impact on the Community agriculture sector, including carbon leakage risks;	-		NP	Prenos ovog člana za Srbiju nije moguć	
8.1 .(f)	(f) the appropriate modalities for including emissions and removals related to land use, land use change and forestry in the Community;	-		NP	Prenos ovog člana za Srbiju nije moguć	
8.1 .(g)	(g) afforestation, reforestation, avoided deforestation and forest degradation in third countries in the event of the establishment of any internationally recognised system in this context;	-		NP	Prenos ovog člana za Srbiju nije moguć	

a)	a1)	b)	b1)	v)	g)	d)
8.1 .(h)	(h) the need for additional Community policies and measures in view of the greenhouse gas emission reduction commitments of the Community and of Member States.	-		NP	Prenos ovog člana za Srbiju nije moguć	
8.2 .	2. On the basis of the report referred to in paragraph 1, the Commission shall, if appropriate, submit a legislative proposal to the European Parliament and to the Council amending this Decision pursuant to paragraph 1, with a view to the amending act entering into force upon the approval by the Community of the international agreement on climate change and in view of the emission reduction commitment to be implemented under that agreement.	-		NP	Prenos ovog člana za Srbiju nije moguć	
8.2 .1	The proposal shall be based upon the principles of transparency, economic efficiency and cost-effectiveness, as well as fairness and solidarity in the distribution of efforts between Member States.	-		NP	Prenos ovog člana za Srbiju nije moguć	
8.3 .	3. The proposal shall allow, as appropriate, Member States to use, in addition to the credits provided for in this Decision, CERs, ERUs or other approved credits from projects in third countries which have ratified the international agreement on climate change.	-		NP	Prenos ovog člana za Srbiju nije moguć	

a)	a1)	b)	b1)	v)	g)	d)
8.4 .	4. The proposal shall also include, as appropriate, measures to allow for Member States to use the unused part of the additional usable quantity referred to in paragraph 3 in the subsequent years or transfer the unused part of that quantity to another Member State.	-		NP	Prenos ovog člana za Srbiju nije moguć	
8.5 .	5. The proposal shall also include, as appropriate, any other measures needed to help reach the mandatory reductions in accordance with paragraph 1 in a transparent, balanced and equitable way and, in particular, shall include implementing measures to provide for the use by Member States of additional types of project credits or of other mechanisms created under the international agreement on climate change, as appropriate.	-		NP	Prenos ovog člana za Srbiju nije moguć	
8.6 .	6. On the basis of rules agreed as part of an international agreement on climate change, the Commission shall propose to include emissions and removals related to land use, land use change and forestry in the Community reduction commitment, as appropriate, according to harmonised modalities ensuring permanence and the environmental integrity of the contribution of land use, land use change and forestry as well as accurate monitoring and accounting. The Commission shall assess whether the distribution of individual Member States' efforts should be adjusted accordingly.	-		NP	Prenos ovog člana za Srbiju nije moguć	
8.7 .	7. The proposal shall include the appropriate transitional and suspensive measures pending the entry into force of the international agreement on climate change.	-		NP	Prenos ovog člana za Srbiju nije moguć	

a)	a1)	b)	b1)	v)	g)	d)
9	<p>Procedure in relation to land use, land use change and forestry in the event of no international agreement on climate change</p> <p>In the event that no international agreement on climate change is approved by the Community by 31 December 2010, Member States may specify their intentions for the inclusion of land use, land use change and forestry in the Community reduction commitment taking into account methodologies within the work carried out in the context of UNFCCC. Taking into account such specification by Member States, the Commission shall, by 30 June 2011, assess modalities for the inclusion of emissions and removals from activities related to land use, land use change and forestry in the Community reduction commitment, ensuring permanence and the environmental integrity of the contribution of land use, land use change and forestry as well as accurate monitoring and accounting, and make a proposal, as appropriate, with the aim of the proposed act entering into force from 2013 onwards. The Commission's assessment shall consider if the distribution of individual Member States' efforts should be adjusted accordingly.</p>	-		NP	Prenos ovog člana za Srbiju nije moguć	
10..	<p>Changes in the scope of Directive 2003/87/EC and application of Article 24a thereof</p> <p>The maximum quantity of emissions for each Member State under Article 3 of this Decision shall be adjusted in accordance with the quantity of:</p>	-		NP	Prenos ovog člana za Srbiju nije moguć	

a)	a1)	b)	b1)	v)	g)	d)
10..(a)	(a) allowances for greenhouse gas emissions issued pursuant to Article 11 of Directive 2003/87/EC that results from a change in the coverage of sources under that Directive following the final approval by the Commission of the national allocation plans for the period from 2008 to 2012 pursuant to Directive 2003/87/EC;	-		NP	Prenos ovog člana za Srbiju nije moguć	
10..(b)	(b) allowances or credits issued pursuant to Articles 24 and 24a of Directive 2003/87/EC in respect of emission reductions in a Member State covered by this Decision;	-		NP	Prenos ovog člana za Srbiju nije moguć	
10..(c)	(c) allowances for greenhouse gas emissions from installations excluded from the Community scheme in accordance with Article 27 of Directive 2003/87/EC for the time that they are excluded.	-		NP	Prenos ovog člana za Srbiju nije moguć	
10..1	The Commission shall publish the figures resulting from that adjustment.	-		NP	Prenos ovog člana za Srbiju nije moguć	

a)	a1)	b)	b1)	v)	g)	d)
11.1	<p>Registries and Central Administrator</p> <p>1. The Community and its Member States' registries established pursuant to Article 6 of Decision No 280/2004/EC shall ensure the accurate accounting of transactions under this Decision. This information shall be accessible to the public.</p>	-		NP	Prenos ovog člana za Srbiju nije moguć	
11.2	<p>2. The Central Administrator designated under Article 20 of Directive 2003/87/EC shall, through its independent transaction log, conduct an automated check on each transaction under this Decision and, where necessary, block transactions to ensure there are no irregularities. This information shall be accessible to the public.</p>	-		NP	Prenos ovog člana za Srbiju nije moguć	
11.3	<p>3. The Commission shall adopt measures necessary to implement paragraphs 1 and 2.</p>	-		NP	Prenos ovog člana za Srbiju nije moguć	
11.3 .1	<p>Those measures designed to amend non-essential elements of this Decision by supplementing it shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 13(2).</p>	-		NP	Prenos ovog člana za Srbiju nije moguć	



a)	a1)	b)	b1)	v)	g)	d)
12.	<p>Amendments to Regulation (EC) No 994/2008</p> <p>In order to implement this Decision, the Commission shall adopt amendments to Commission Regulation (EC) No 994/2008 of 8 October 2008 for a standardised and secured system of registries pursuant to Directive 2003/87/EC of the European Parliament and of the Council and Decision No 280/2004/EC of the European Parliament and of the Council (10).</p>	-		NP	Prenos ovog člana za Srbiju nije moguć	
13.1	<p>Committee procedure</p> <p>1. The Commission shall be assisted by the Climate Change Committee established by Article 9 of Decision No 280/2004/EC.</p>	-		NP	Prenos ovog člana za Srbiju nije moguć	
13.2	<p>2. Where reference is made to this paragraph, Articles 5a(1) to (4) and Article 7 of Decision 1999/468/EC shall apply, having regard to the provisions of Article 8 thereof.</p>	-		NP	Prenos ovog člana za Srbiju nije moguć	
14.	<p>Report</p> <p>The Commission shall draw up a report evaluating the implementation of this Decision. That report shall also evaluate how the implementation of this Decision has affected competition at national, Community and international level. The Commission shall submit its report to the European Parliament and to the Council by 31 October 2016, accompanied by proposals as appropriate, in</p>	-		NP	Prenos ovog člana za Srbiju nije moguć	

a)	a1)	b)	b1)	v)	g)	d)
	particular whether it is appropriate to differentiate national targets for the period after 2020.					
15.	<p>Entry into force</p> <p>This Decision shall enter into force on the 20th day following its publication in the Official Journal of the European Union.</p>	01. 86	Ovaj zakon stupa na snagu osmog dana od dana objavljivanja u „Službenom glasniku Republike Srbije”.	DU	Transpozicija je prilagođena nacionalnim okolnostima	
16.	<p>Addressees</p> <p>This Decision is addressed to the Member States.</p>	-		NP	Prenos ovog člana za Srbiju nije moguć	
Annex I		11. 1	Na osnovu Strategije i Akcionog plana, a u skladu sa obavezama koje proističu iz Konvencije i drugih međunarodnih dokumenata donetih za sprovođenje Konvencije, Vlada propisuje nivoe emisija GHG: iz izvora na nacionalnom nivou, za postrojenja i vazduhoplovne aktivnosti i za emisije GHG iz sektora i kategorija u kojima dolazi do sagorevanja goriva i fugalivnih emisija iz goriva, industrijskih procesa i upotrebe proizvoda, poljoprivrede i otpada.	DU	Srbija će svoje obaveza za period od 2021-2030 utvrditi na osnovu strategije niskougljeničnog razvoja, koja će razmatrati i scenarije ograničenja emisija do kojeg bi došlo ako bi Srbija već bila članica EU	

a)	a1)	b)	b1)	v)	g)	d)
			Aktom iz stava 1. ovog člana, propisuju se naročito:			
Annex II		11.2.5	5) ukupne nivoe emisija GHG iz izvora u odnosu na emisije u određenoj godini, bez emisija iz tačke 4. ovog stava.	DU	Transpozicija je prilagođena nacionalnim okolnostima	
Annex III				NP	Prenos ovog člana za Srbiju nije moguć	

1. Naziv propisa Evropske unije : <b>Direktiva 1999/94/EC Evropskog parlamenta i Saveta od 13. septembra 1999. godine o dostupnosti informacija za potrošače o ekonomičnosti potrošnje goriva i emisijama CO2 u vezi sa prodajom novih putničkih vozila</b> <b>Directive 1999/94/EC of the European Parliament and of the Council of 13 December 1999 relating to the availability of consumer information on fuel economy and CO2 emissions in respect of the marketing of new passenger cars</b>	2. „CELEX” oznaka EU propisa <b>31999L0094</b>
3. Ovlašćeni predlagač propisa – Vlada	4. Datum izrade tabele:
Obrađivač – Ministarstvo zaštite životne sredine	28.10.2017 Revizija: 08.06.2018. Revizija: 14.01.2020.
5. Naziv propisa čije odredbe su predmet analize usklađenosti sa propisom Evropske unije:	6. Brojčane oznake (šifre) planiranih propisa iz baze NPAA:
<b>Predlog zakona o klimatskim promenama</b>	2017-344
7. Usklađenost odredbi propisa sa odredbama propisa EU:	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>5</sup>	Razlozi za delimičnu usklađenost, neusklađenost ili neprenosivost	Napomena o usklađenosti
1	The purpose of this Directive is to ensure that information relating to the fuel economy and CO2 emissions of new passenger cars offered for sale or lease in the Community is made available to consumers in order to enable consumers to make an informed choice.	19.1	U cilju informisanosti i donošenja odluke potrošača o izboru pri kupovini ili uzimanju na lizing novih putničkih vozila potrebno je obezbediti dostupnost podataka o ekonomičnosti potrošnje goriva i emisijama CO2 tih vozila.	PU		

<sup>5</sup> Potpuno usklađeno - PU, delimično usklađeno - DU, neusklađeno - NU, neprenosivo – NP

a)	a1)	b)	b1)	v)	g)	d)
2	For the purposes of this Directive:	5.1	Pojedini izrazi upotrebljeni u ovom zakonu imaju sledeće značenje:	PU		
2.1	1. 'passenger car' means any motor vehicle of category M1, as defined in Annex II to Directive 70/156/EEC ( 6 ) and which falls under the scope of Directive 80/1268/EEC. It does not include vehicles falling under the scope of Directive 92/61/EEC ( 7 ) and special purpose vehicles as defined in the second indent of Article 4(1)(a) of Directive 70/156/EEC;	5.1.35)	35) putničko vozilo jeste svako motorno vozilo kategorije M1 u skladu sa propisom koji uređuje podelu motornih i priključnih vozila i tehničke uslove za vozila u saobraćaju na putevima, osim motornih vozila sa dva ili tri točka i vozila sa posebnom namenom;	PU		
2.2	2. 'new passenger car' means any passenger car which has not previously been sold to a person who bought it for a purpose other than that of selling or supplying it;	5.1.20)	20) novo putničko vozilo jeste svako putničko vozilo koje prethodno nije bilo prodato kupcu u drugu svrhu osim za dalju prodaju ili dostavljanje;	PU		
2.3	3. 'certificate of conformity' means the certificate referred to in Article 6 of Directive 70/156/EEC;	5.1.28)	28) potvrda o saobraznosti jeste pismeni dokaz izdat od strane proizvođača za svako vozilo proizvedeno u skladu sa šemom homologacije tipa celog vozila. Podaci navedeni u Potvrdi o saobraznosti predstavljaju deklaraciju proizvođača;	PU		
2.4	4. 'point of sale' means a location, such as a car showroom or forecourt, where new passenger cars are displayed or offered for sale or lease to potential customers. Trade fairs where new passenger cars are presented to the public are included in this definition;	5.1.30)	30) prodajno mesto jeste mesto kao što je izložbeni salon putničkih vozila ili otvoreni prostor, gde se nova putnička vozila izlažu ili nude na prodaju ili lizing potencijalnim kupcima. U ovu definiciju uključeni su trgovački sajmovi na kojima se nova putnička vozila predstavljaju javnosti;	PU		

a)	a1)	b)	b1)	v)	g)	d)
2.5	5. 'official fuel consumption' means the fuel consumption type-approved by the approval authority in accordance with the provisions of Directive 80/1268/EEC and mentioned in Annex VIII of Directive 70/156/EEC and attached to the EC vehicle type-approval certificate or in the certificate of conformity. Where several variants and/or versions are grouped under one model, the value to be given for fuel consumption of that model shall be based on the variant and/or version with the highest official fuel consumption within that group;	5.1.8)	8) zvanična potrošnja goriva jeste potrošnja goriva iz priloga EK o uverenju o homologaciji tipa putničkih vozila ili iz potvrde o saobraznosti u skladu sa propisom koji uređuje podelu motornih i priključnih vozila i tehničke uslove za vozila u saobraćaju na putevima.. Kada se nekoliko varijanti i/ili verzija navodi pod istim modelom, vrednost potrošnje goriva koja se za taj model navodi zasniva se na varijanti i/ili verziji modela sa najvišom zvaničnom potrošnjom goriva unutar te grupe;	PU		
2.6	6. 'official specific emissions of CO2' for a given passenger car means those measured in accordance with the provisions of Directive 80/1268/EEC and mentioned in Annex VIII of Directive 70/156/EEC and attached to the EC vehicle type-approval certificate or in the certificate of conformity. Where several variants and/or versions are grouped under one model, the values to be given for CO2 of that model shall be based on the variant and/or version with the highest official CO2 emissions within that group;	5.1.9)	9) zvanične specifične emisije CO2 jesu izmerene emisije za dato putničko vozilo iz priloga EK o uverenju o homologaciji tipa putničkih vozila ili iz potvrde o saobraznosti u skladu sa propisom iz tačke 30. ovog stava. Kada se nekoliko varijanti i/ili verzija navodi pod istim modelom, vrednosti CO2 koje se za taj model navode zasnivaju se na varijanti i/ili verziji modela sa najvišom zvaničnom emisijom CO2 unutar te grupe;	PU		
2.7	7. 'fuel economy label' means a label which contains consumer information regarding the official fuel consumption and the official specific emissions of CO2 of the car to which the label is attached;	5.1.21)	21) oznaka ekonomičnosti potrošnje goriva jeste oznaka koja sadrži podatke o zvaničnoj potrošnji goriva i zvaničnoj emisiji CO2 putničkih vozila na koja se oznaka postavlja;	PU		

a)	a1)	b)	b1)	v)	g)	d)
2.8	8. 'fuel economy guide' means a compilation of the official fuel consumption data and official specific emissions of CO2 for each model available on the new car market;	3.1.5)	3) vodič o ekonomičnosti potrošnje goriva jeste skup podataka o zvaničnoj potrošnji goriva i zvaničnoj emisiji CO2 za svaki model raspoloživ na tržištu novih putničkih vozila;	PU		
2.9	9. 'promotional literature' means all printed matter used in the marketing, advertising and promotion of vehicles to the general public. It includes, as a minimum, technical manuals, brochures, advertisements in newspapers, magazines and trade press and posters;	5.1.34)	34) promotivni materijal jeste sav materijal, bez obzira na medij u kojem se promovise (pisani, elektronski ili audio-vizuelni), i koji se koristi pri prodaji, oglašavanju i promovisanju putničkih vozila u javnosti. U to se ubrajaju, u najmanju ruku, tehnički priručnici, brošure, oglasi u novinama, časopisima i specijalizovanoj štampi i plakatima, kao i oglasi na internetu, televiziji, filmskom platnu i displejima;	PU		
2.10	10. 'make' means the trade name of the manufacturer and is that which appears on the certificate of conformity and the type-approval documentation;	5.1.16)	16) marka jeste robna marka u skladu sa propisom iz tačke 30. ovog stava;	PU		
2.11	11. 'model' means the commercial description of the make, type, and, if available and appropriate, variant and version of a passenger car;	5.1.18)	18) model jeste komercijalni opis marke, tipa i, ako je dostupno i prikladno, varijante i verzije putničkog vozila;	PU		
2.12	12. 'type', 'variant' and 'version' mean the differentiated vehicles of a given make that are declared by the manufacturer, as described in Annex II.B to Directive 70/156/EEC, and uniquely identified by type, variant and version alphanumeric characters.	5.1.39)	39) tip, varijanta i verzija su različita vozila određene marke koje se prepoznaju po tipu, varijanti i verziji jedinstvenim alfanumeričkim znakovima;	PU		

a)	a1)	b)	b1)	v)	g)	d)
3	The Member States shall ensure that a label on fuel economy and CO2 emissions, which is in accordance with the requirements described in Annex I, is attached to or displayed, in a clearly visible manner, near each new passenger car model at the point of sale.	20.1 20.2 20.3	Prodavac koji stavlja u promet model novog putničkog vozila dužan je da na prodajnom mestu ili u blizini putničkog vozila, o svom trošku, na jasno vidljiv način postavi, odnosno izloži oznaku o ekonomičnosti potrošnje goriva i emisijama CO2 tog vozila. Obrazac oznake iz prethodnog stava objavljuje Agencija za bezbednost saobraćaja u elektronskom obliku na svojoj internet stranici. Ministar bliže propisuje sadržinu obrasca oznake o ekonomičnosti o potrošnji goriva i emisijama CO2 iz stava 1. ovog člana.	PU		
4.1	Without prejudice to the establishment by the Commission of an Internet guide at Community level, the Member States shall ensure that a guide on fuel economy and CO2 emissions is produced in consultation with manufacturers on at least an annual basis in accordance with the requirements of Annex II. The guide shall be portable, compact and available free of charge to consumers upon request both at the point of sale and also from a designated body within each Member State.	21.1, 2, 3, 4, 5 i 6	Dobavljač mora u elektronskom obliku najkasnije do 31. decembra tekuće godine Agenciji za bezbednost saobraćaja slati listu modela svih novih vozila koje prodaje na teritoriji Republike Srbije sa podacima na propisanom obrascu. Agencija za bezbednost saobraćaja stavlja na svoju internet stranicu: 1) listu svih modela novih putničkih vozila koji se u toku godine prodaju u Republici Srbiji, sastavljenu po azbučnom redu marki putničkih vozila sa podacima iz prethodnog stava i 2) listu deset modela novih putničkih vozila sa najekonomičnijom potrošnjom goriva, poredanim prema rastućim vrednostima specifičnih emisija CO2 za svaku vrstu goriva sa podacima iz prethodnog stava. Dobavljač najmanje jednom godišnje o svom trošku obezbeđuje vodič o ekonomičnosti potrošnje goriva, emisijama CO2 i zagađujućih materija	PU		



a)	a1)	b)	b1)	v)	g)	d)
			<p>u vazduh ( u daljem tekstu: vodič), koji sadrži i liste iz tač. 1) i 2) prethodnog stava.</p> <p>Dobavljač, vodič stavlja na svoju internet stranicu a njegovu elektronsku verziju besplatno dostavlja prodavcu.</p> <p>Prodavac mora obezbediti da je zadnja verzija vodiča na njegovom prodajnom mestu u pisanom prenosnom elektronskom obliku besplatno dostupna potrošaču na njegov zahtev.</p> <p>Ministar bliže propisuje obrazac sa podacima iz stava 1. ovog člana kao i sadržaj vodiča iz stava 3. ovog člana.</p>			
4.2	The authority or authorities referred to in Article 8 may cooperate in the preparation of the guide.	-		NP	Transpozicija nije potrebna	
5.	The Member States shall ensure that, for each make of car, a poster (or alternatively, a display) is exhibited with a list of the official fuel consumption data and the official specific CO2 emissions data of all new passenger car models displayed or offered for sale or lease at or through that point of sale. This data shall be displayed in a prominent position and in accordance with the format in Annex III.	22.1 22.2	<p>Prodavac je dužan da za sve marke novog putničkog vozila izloženog ili ponuđenog na prodaju ili lizing, na prodajnom mestu izloži plakat ili displej sa podacima o zvaničnoj potrošnji goriva i zvaničnim specifičnim emisijama CO2 i zagađujućih materija u vazduh.</p> <p>Ministar bliže propisuje izgled, dimenzije i sadržaj plakata, odnosno displeja.</p>	PU		

a)	a1)	b)	b1)	v)	g)	d)
6.1	The Member States shall ensure that all promotional literature contains the official fuel consumption and the official specific CO2 emission data of the passenger car models to which it refers in accordance with the requirements of Annex IV.	23.1 23.2	Dobavljač i prodavac su dužni da obezbede da sva promotivni materijač sadrži podatke o zvaničnoj potrošnji goriva i zvaničnoj specifičnoj emisiji CO2 i zagađujućih materija u vazduh modela novog putničkog vozila na koje se odnosi.  Ministar bliže propisuje formu i sadržaj promotivnog materijala.	PU		
6.2	Member States shall, as appropriate, provide for promotional material other than the promotional literature referred to above to indicate the official CO2 emission data and the official fuel consumption data of the specific car model to which it refers.			NP	Transpozicija nije potrebna	
7.	The Member States shall ensure that the presence on labels, guides, posters or promotional literature and material referred to in Articles 3, 4, 5 and 6 of other marks, symbols or inscriptions relating to fuel consumption or CO2 emissions which do not comply with the requirements of this Directive is prohibited, if their display might cause confusion to potential consumers of new passenger cars.	24.	Zabranjeno je prisustvo oznaka, simbola ili natpisa koji se odnose na potrošnju goriva ili emisiju CO2 i zagađujućih materija u vazduh na oznakama, u vodičima, na plakatima ili u promotivnoj literaturi iz čl. 20,21,22. i 23. ovog zakona, ukoliko mogu dovesti u zabunu potencijalne kupce novih putničkih automobila.	PU		
8.	The Member States shall notify the Commission of the competent authority or authorities responsible for the implementation and functioning of the consumer information scheme described in this Directive.			NP	Nije primenljivo za Srbiju	

a)	a1)	b)	b1)	v)	g)	d)
9.1	1. Measures necessary to adapt the Annexes to this Directive and designed to amend non-essential elements of it shall be adopted by the Commission in accordance with the regulatory procedure with scrutiny referred to in Article 10(3) following consultation with consumer organisations and other interested parties.			NP	Obaveza EK	
9.1.1	In order to assist this process, each Member State shall transmit to the Commission, by 31 December 2003, a report on the effectiveness of the provisions of this Directive, covering the period from 18 January 2001 to 31 December 2002. The format of this report shall be established in accordance with the regulatory procedure referred to in Article 10(2) not later than 18 January 20			NP	Obaveza EK	
9.2.	2. In addition to the measures referred to in paragraph 1, the Commission shall take measures aimed at:			NP	Obaveza EK	
9.2.(a)	(a) further specifying the format of the label referred to in Article 3 by adapting Annex I;			NP	Obaveza EK	

a)	a1)	b)	b1)	v)	g)	d)
9.2.(b)	(b) further specifying the requirements concerning the guide referred to in Article 4 with a view to classifying new car models, thus enabling a listing of the models according to CO2 emissions and fuel consumption in specified classes, including a class listing of the most fuel efficient new car models;			NP	Obaveza EK	
9.2.(c)	(c) establishing recommendations in order to enable the application of the principles of the provisions on promotional literature referred to in the first paragraph of Article 6 to other media and material.			NP	Obaveza EK	
9.2.2	The measures referred to in point (a) of the first subparagraph, designed to amend non-essential elements of this Directive, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 10(3).			NP	Obaveza EK	
9.2.3	The measures referred to in points (b) and (c) of the first subparagraph shall be adopted in accordance with the regulatory procedure referred to in Article 10(2).			NP	Obaveza EK	
10.1.	1. The Commission shall be assisted by a committee.			NP	Obaveza EK	
10.2.	2. Where reference is made to this Article, Articles 5 and 7 of Decision 1999/468/EC ( 8 ) shall apply, having regard to the provisions of Article 8 thereof.			NP	Obaveza EK	

a)	a1)	b)	b1)	v)	g)	d)
10.2.1	The period laid down in Article 5(6) of Decision 1999/468/EC shall be set at three months.			NP	Obaveza EK	
10.3.	3. Where reference is made to this paragraph, Article 5a(1) to (4) and Article 7 of Decision 1999/468/EC shall apply, having regard to the provisions of Article 8 thereof.			NP	Obaveza EK	
11.	Member States shall determine the penalties applicable to breaches of the national provisions adopted pursuant to this Directive. The penalties shall be effective, proportionate and dissuasive.	68., 69., 70., 71.,72,73,74,75,76		PU		
12.1	1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by 18 January 20 They shall forthwith inform the Commission thereof.			NP	Nije primenljivo za Srbiju	
12.1.1	When Member States adopt these provisions, they shall contain a reference to this Directive or shall be accompanied by such reference at the time of their official publication. The procedure for such reference shall be adopted by Member States.			NP	Nije primenljivo za Srbiju	
12.2	2. Member States shall communicate to the Commission the text of the main provisions of national law which they adopt in the field covered by this Directive.			NP	Nije primenljivo za Srbiju	
13.	This Directive shall enter into force on the day of its publication in the Official Journal of the European Communities.	86	Ovaj zakon stupa na snagu osmog dana od dana objavljivanja u „Službenom glasniku Republike Srbije”.	PU		

a)	a1)	b)	b1)	v)	g)	d)
14.	This Directive is addressed to the Member States.			NP	Nije primenljivo za Srbiju	
	Annex I	20.3	Ministar bliže propisuje sadržinu obrasca oznake o ekonomičnosti o potrošnji goriva i emisijama CO2 iz stava 1. ovog člana.	NU		Pravilnik ministra još nije urađen
	Annex II	21.6	Ministar bliže propisuje obrazac sa podacima iz stava 1. ovog člana kao i sadržaj vodiča iz stava 3. ovog člana.	NU		Pravilnik ministra još nije urađen
	Annex III	22.2	Ministar bliže propisuje izgled, dimenzije i sadržaj plakata, odnosno displeja.	NU		Pravilnik ministra još nije urađen
	Annex IV	23.2	Ministar bliže propisuje formu i sadržaj promotivnog materijala	NU		Pravilnik ministra još nije urađen

<p>1. Naziv propisa Evropske unije : <b>UREDBA (EU) Br. 525/2013 UREDBA EVROPSKOG PARLAMENTA I SAVETA od maja 2013god. o mehanizmu za monitoring emisija gasova sa efektom staklene bašte i izveštavanje o njima i za izveštavanje o drugim informacijama koje se odnose na klimatske promene na nacionalnom nivou i na nivou Unije Br. 280/2004/EK (tekst od značaja za EEP)</b></p> <p><b>REGULATION (EU) No 525/2013 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 21 May 2013 on a mechanism for monitoring and reporting greenhouse gas emissions and for reporting other information at national and Union level relevant to climate change and repealing Decision No 280/2004/EC (Text with EEA relevance)</b></p>	<p>2. „CELEX” oznaka EU propisa <b>32013R0525</b></p>
<p>3. Ovlašćeni predlagač propisa – Vlada</p> <p>Obrađivač – Ministarstvo zaštite životne sredine</p>	<p>4. Datum izrade tabele:</p> <p>29.10.2017 Revizija: 08.06.2018. Revizija: 15.2020. Revizija: 14.01.2020</p>
<p>5. Naziv propisa čije odredbe su predmet analize usklađenosti sa propisom Evropske unije:</p>	<p>6. Brojčane oznake (šifre) planiranih propisa iz baze NPAA:</p>
<p><b>Predlog zakona o klimatskim promenama</b></p>	<p>2017-344</p>
<p>7. Usklađenost odredbi propisa sa odredbama propisa EU:</p>	

a)	a1)	b)	b1)	v)	g)	d)
<p>Odredba propisa EU Član</p>	<p>Sadržaj odredbe</p>	<p>Odredbe propisa R. Srbije</p>	<p>Sadržaj odredbe</p>	<p>Usklađenost<sup>6</sup></p>	<p>Razlozi za delimičnu usklađenost, neUsklađenost ili neprenosivost</p>	<p>Napomena o usklađenosti</p>
	<p>POGLAVLJE I</p>					
	<p>PREDMET, SADRŽAJ I DEFINICIJE</p>					

<sup>6</sup> Potpuno usklađeno - PU, delimično usklađeno - DU, neusklađeno - NU, neprenosivo – NP

a)	a1)	b)	b1)	v)	g)	d)
Art. 1.						
1.	This Regulation establishes a mechanism for:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
1.(a)	(a) ensuring the timeliness, transparency, accuracy, consistency, comparability and completeness of reporting by the Union and its Member States to the UNFCCC Secretariat;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
1.(b)	(b) reporting and verifying information relating to commitments of the Union and its Member States pursuant to the UNFCCC, to the Kyoto Protocol and to decisions adopted there under and evaluating progress towards meeting those commitments;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
1.(c)	(c) monitoring and reporting all anthropogenic emissions by sources and removals by sinks of greenhouse gases not controlled by the Montreal Protocol on substances that deplete the ozone layer in the Member States;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
1.(d)	(d) monitoring, reporting, reviewing and verifying greenhouse gas emissions and other information pursuant to Article 6 of Decision No 406/2009/EC;			NP	Nije primenljivo za Srbiju	
1.(e)	(e) reporting the use of revenue generated by auctioning allowances under Article 3d(1) or (2) or Article 10(1) of Directive 2003/87/EC, pursuant to Article 3d(4) and Article 10(3) of that Directive;			NP	Nije primenljivo za Srbiju	
1.(f)	(f) monitoring and reporting on the actions taken by Member States to adapt to the inevitable consequences of climate change in a cost-effective manner;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
1.(g)	(g) evaluating progress by the Member States towards meeting their obligations under Decision No 406/2009/EC.	11.4	Ministarstvo priprema godišnji izveštaj o dostizanju emisija GHG u skladu sa aktom iz stava 1. ovog člana i u slučaju odstupanja, uključujući i dozvoljene prenose u skladu sa članom 12. ovog zakona, priprema predlog potrebnih korektivnih mera za dostizanje emisija GHG iz izvora do 15. novembra svake godine i dostavlja ga Vladi na usvajanje.	PU		
Art. 2	Scope					



a)	a1)	b)	b1)	v)	g)	d)
2.	This Regulation shall apply to:					
2.(a)	(a) reporting on the Union's and its Member States' low-carbon development strategies and any updates thereof in accordance with Decision 1/CP.16;	2.1	Odredbe ovog zakona primenjuju se na emisije GHG izazvane ljudskom aktivnošću i sektore i sisteme izložene uticajima klimatskih promena.	PU		
2.(b)	(b) emissions of greenhouse gases listed in Annex I to this Regulation from sectors and sources and the removals by sinks covered by the national greenhouse gas inventories pursuant to Article 4(1)(a) of the UNFCCC and emitted within the territories of the Member States;	2.2	GHG iz stava 1 ovog člana su ugljendioksid (CO <sub>2</sub> ), metan (CH <sub>4</sub> ), azotsuboksid (N <sub>2</sub> O), fluorougljovodonici (HFCs), perfluorougljenici (PFCs) i sumporheksafluorid (SF <sub>6</sub> ).	PU		
2.(c)	(c) greenhouse gas emissions falling within the scope of Article 2(1) of Decision No 406/2009/EC;	2.1	Odredbe ovog zakona primenjuju se na emisije GHG izazvane ljudskom aktivnošću i sektore i sisteme izložene uticajima klimatskih promena.	PU		U kombinaciji sa odredbama člana 11.1 Zakona o klimatskim promenama -Funkcionalna transpozicija-
2.(d)	(d) the non-CO <sub>2</sub> related climate impacts, which are associated with emissions from civil aviation;			NU	Funkcionalna transpozicija nije izvodljiva	
2.(e)	(e) the Union's and its Member States' projections of anthropogenic emissions by sources and removals by sinks of greenhouse gases not controlled by the Montreal Protocol, and the Member States' policies and measures relating thereto;	2.1	Odredbe ovog zakona primenjuju se na emisije GHG izazvane ljudskom aktivnošću i sektore i sisteme izložene uticajima klimatskih promena.	PU		
2.(f)	(f) aggregate financial and technological support to developing countries in accordance with requirements under the UNFCCC;			NP	Nije primenljivo za Srbiju, Srbija ima u okviru UNFCCC status države u razvoju	
2.(g)	(g) the use of revenue from auctioning allowances pursuant to Article 3d(1) and (2) and Article 10(1) of Directive 2003/87/EC;			NP	Nije primenljivo za Srbiju, Srbija nije deo EU-ETS i tako nemože imati sredstava iz naslova aukcija	
2.(h)	(h) Member States' actions to adapt to climate change.	3.2	Cilj ovog zakona je i smanjenje emisija GHG i prilagodavanje na izmenjene klimatske uslove usvajanjem i sprovođenjem sektorskih politika i mera, strategija i akcionih planova.	PU		
Art. 3	Definitions					
3.	For the purposes of this Regulation, the following definitions apply:					

a)	a1)	b)	b1)	v)	g)	d)
3.(1)	(1) 'global warming potential' or 'GWP' of a gas means the total contribution to global warming resulting from the emission of one unit of that gas relative to one unit of the reference gas, CO <sub>2</sub> , which is assigned a value of 1;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
3.(2)	(2) 'national inventory system' means a system of institutional, legal and procedural arrangements established within a Member State for estimating anthropogenic emissions by sources and removals by sinks of greenhouse gases not controlled by the Montreal Protocol, and for reporting and archiving inventory information in accordance with Decision 19/CMP.1 or other relevant decisions of UNFCCC or Kyoto Protocol bodies;	5.37.	37) sistem inventara GHG jeste sistem institucionalnih, zakonodavnih i proceduralnih mehanizama koji obezbeđuju procenu i izveštavanje o propisanim antropogenim emisijama GHG iz izvora i uklanjanja pomoću ponora;	PU		
3.(3)	(3) 'competent inventory authorities' means authorities entrusted under a national inventory system with the task of compiling the greenhouse gas inventory;	58.3	Agencija uspostavlja i vodi Inventar GHG i priprema Izveštaj o inventaru GHG.	PU		
3.(4)	(4) 'quality assurance' or 'QA' means a planned system of review procedures to ensure that data quality objectives are met and that the best possible estimates and information are reported to support the effectiveness of the quality control programme and to assist Member States;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
3.(5)	(5) 'quality control' or 'QC' means a system of routine technical activities to measure and control the quality of the information and estimates compiled with the purpose of ensuring data integrity, correctness and completeness, identifying and addressing errors and omissions, documenting and archiving data and other material used, and recording all QA activities;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
3.(6)	(6) 'indicator' means a quantitative or qualitative factor or variable that contributes to better understanding progress in implementing policies and measures and greenhouse gas emission trends;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
3.(7)	(7) 'assigned amount unit' or 'AAU' means a unit issued pursuant to the relevant provisions in the Annex to Decision 13/CMP.1 of the Conference of the Parties to the UNFCCC serving as the meeting of the Parties to the Kyoto Protocol (Decision 13/CMP.1) or in other relevant decisions of UNFCCC or Kyoto Protocol bodies;			NP	Transpozicija nije primenljiva za Srbiju, jer ima u okviru UNFCCC status države u razvoju	

a)	a1)	b)	b1)	v)	g)	d)
3.(8)	(8) 'removal unit' or 'RMU' means a unit issued pursuant to the relevant provisions in the Annex to Decision 13/CMP.1 or in other relevant decisions of UNFCCC or Kyoto Protocol bodies; L 165/18 Official Journal of the European Union 18.6.2013 EN			NP	Transpozicija nije primenljiva za Srbiju, jer ima u okviru UNFCCC status države u razvoju	
3.(9)	(9) 'emission reduction unit' or 'ERU' means a unit issued pursuant to the relevant provisions in the Annex to Decision 13/CMP.1 or in other relevant decisions of UNFCCC or Kyoto Protocol bodies;			NP	Transpozicija nije primenljiva za Srbiju, jer ima u okviru UNFCCC status države u razvoju	
3.(10)	(10) 'certified emission reduction' or 'CER' means a unit issued pursuant to Article 12 of the Kyoto Protocol and requirements thereunder, as well as the relevant provisions in the Annex to Decision 13/CMP.1 or in other relevant decisions of UNFCCC or Kyoto Protocol bodies;			NP	Transpozicija nije primenljiva za Srbiju, jer ima u okviru UNFCCC status države u razvoju	
3.(11)	(11) 'temporary certified emission reduction' or 'tCER' means a unit issued pursuant to Article 12 of the Kyoto Protocol and requirements thereunder, as well as the relevant provisions in the Annex to Decision 13/CMP.1, or in other relevant decisions of UNFCCC or Kyoto Protocol bodies, that is to say credits given for emission removals which are certified for an afforestation or reforestation clean development mechanism (CDM) project, to be replaced upon expiry at end of the second commitment period;			NP	Transpozicija nije primenljiva za Srbiju, jer ima u okviru UNFCCC status države u razvoju	
3.(12)	(12) 'long-term certified emission reduction' or 'lCER' means a unit issued pursuant to Article 12 of the Kyoto Protocol and requirements thereunder, as well as the relevant provisions in the Annex to Decision 13/CMP.1, or in other relevant decisions of UNFCCC or Kyoto Protocol bodies, that is to say credits given for long-term emission removals which are certified for an afforestation or reforestation CDM project, to be replaced upon expiry at end of the project's crediting period or in event of storage reversal or non-submission of a certification report;			NP	Transpozicija nije primenljiva za Srbiju, jer ima u okviru UNFCCC status države u razvoju	
3.(13)	(13) 'national registry' means a registry in the form of a standardised electronic database which includes data on the issue, holding, transfer, acquisition, cancellation, retirement, carry-over, replacement or change of expiry			NP	Transpozicija nije primenljiva za Srbiju, jer ima u okviru UNFCCC status države u razvoju	

a)	a1)	b)	b1)	v)	g)	d)
	date, as relevant, of AAUs, RMUs, ERUs, CERs, tCERs and ICERs;					
3.(14)	(14) 'policies and measures' means all instruments which aim to implement commitments under Article 4(2)(a) and (b) of the UNFCCC, which may include those that do not have the limitation and reduction of greenhouse gas emissions as a primary objective	5.25.	25) politike i mere jesu svi instrumenti čije sprovođenje vodi smanjenju emisija GHG, uključujući i one čiji primarni cilj nije ograničavanje ili smanjenje emisija GHG iz izvora i uklanjanja putem ponora;	PU		
3.(15)	(15) 'system for policies and measures and projections' means a system of institutional, legal and procedural arrangements established for reporting policies and measures and projections of anthropogenic emissions by sources and removals by sinks of greenhouse gases not controlled by the Montreal Protocol as required by Article 12 of this Regulation;	63.2	Sistem podrazumeva institucionalne, pravne i proceduralne mehanizme za izveštavanje o politikama i merama iprojekcijama antropogenih emisija GHG iz izvora i uklanjanja pomoću ponora.	PU		
3.(16)	(16) 'ex ante assessment of policies and measures' means an evaluation of the projected effects of a policy or measure;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
3.(17)	(17) 'ex post assessment of policies and measures' means an evaluation of the past effects of a policy or measure;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
3.(18)	(18) 'projections without measures' means projections of anthropogenic greenhouse gas emissions by sources and removals by sinks that exclude the effects of all policies and measures which are planned, adopted or implemented after the year chosen as the starting point for the relevant projection;	5.31.	31) projekcije bez mera jesu projekcije antropogenih emisija GHG iz izvora i odstranjenih putem ponora koje isključuju efekte svih politika i mera koje su planirane, donete ili sprovedene nakon godine izabrana kao početna za ove projekcije;	PU		
3.(19)	(19) 'projections with measures' means projections of anthropogenic greenhouse gas emissions by sources and removals by sinks that encompass the effects, in terms of greenhouse gas emissions reductions, of policies and measures that have been adopted and implemented;	5.32.	32) projekcije sa merama jesu projekcije antropogenih emisija GHG iz izvora i odstranjenih putem ponora koje uključuju efekte donesenih i sprovedenih politika i mera na smanjenja emisija GHG;	PU		
3.(20)	(20) 'projections with additional measures' means projections of anthropogenic greenhouse gas emissions by sources and removals by sinks that encompass the effects, in terms of greenhouse gas emissions reductions,	5.33.	33) projekcije sa dodatnim merama jesu projekcije antropogenih emisija GHG iz izvora i odstranjenih putem ponora koje uključuju efekte donesenih i sprovedenih politika i mera na smanjenje emisija	PU		

a)	a1)	b)	b1)	v)	g)	d)
	of policies and measures which have been adopted and implemented to mitigate climate change as well as policies and measures which are planned for that purpose;		GHG, kao i politike i mere koje su u tu svrhu planirane;			
3.(21)	(21) 'sensitivity analysis' means an investigation of a model algorithm or an assumption to quantify how sensitive or stable the model output data are in relation to variations in the input data or underlying assumptions. It is carried out by varying input values or model equations and by observing how the model output varies correspondingly;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
3.(22)	(22) 'climate change mitigation-related support' means support for activities in developing countries that contribute to the objective of stabilising greenhouse gas concentrations in the atmosphere at a level that would prevent dangerous anthropogenic interference with the climate system;			NP	Transpozicija nije primenljiva za Srbiju, jer ima u okviru UNFCCC status države u razvoju	
3.(23)	(23) 'climate change adaptation-related support' means support for activities in developing countries that are intended to reduce the vulnerability of human or natural systems to the impact of climate change and climate-related risks, by maintaining or increasing developing countries' adaptive capacity and resilience;			NP	Transpozicija nije primenljiva za Srbiju, jer ima u okviru UNFCCC status države u razvoju	
3.(24)	(24) 'technical corrections' means adjustments to the national greenhouse gas inventory estimates made in the context of the review carried out pursuant to Article 19 when the submitted inventory data are incomplete or are prepared in a way that is not consistent with relevant international or Union rules or guidelines and that are intended to replace originally submitted estimates;			NP	Transpozicija nije primenljiva za Srbiju, jer ima u okviru UNFCCC status države u razvoju	
3.(25)	(25) 'recalculations', in accordance with the UNFCCC reporting guidelines on annual inventories, means a procedure for re-estimating anthropogenic greenhouse gas emissions by sources and removals by sinks of previously submitted inventories as a consequence of changes in methodologies or in the manner in which emission factors and activity data are obtained and used; the inclusion of new source and sink categories or of new gases; or changes in the GWP of greenhouse gases.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	

a)	a1)	b)	b1)	v)	g)	d)
	CHAPTER 2					
	LOW-CARBON DEVELOPMENT STRATEGIES					
Art. 4	Low-carbon development strategy					
4.1.	1. Member States, and the Commission on behalf of the Union, shall prepare their low-carbon development strategies in accordance with any reporting provisions agreed internationally in the context of the UNFCCC process, to contribute to:	6.1.	U oblasti klimatskih promena koje propisuje ovaj zakon, donose se sledeća dokumenta: 1) strategija niskougljeničnog razvoja;	PU		
4.1.a	(a) the transparent and accurate monitoring of the actual and projected progress made by Member States, including the contribution made by Union measures, in fulfilling the Union's and the Member States' commitments under the UNFCCC to limit or reduce anthropogenic greenhouse gas emissions;	4	Za dostizanje ciljeva ovog zakona, državni organi i organizacije treba da usvoje odgovarajuće sektorske politike i mere iz delokruga svoje nadležnosti.	PU		Indirektna transpozicija jer su transparentnost i tačnost izveštavanja spadaju u načela UNFCCC vezana za izveštavanje o emisijama GHG
4.1.b	(b) meeting the greenhouse gas emission reduction commitments of Member States under Decision No 406/2009/EC and achieving long-term emission reductions and enhancements of removals by sinks in all sectors in line with the Union's objective, in the context of necessary reductions according to the IPCC by developed countries as a group, to reduce emissions by 80 to 95 % by 2050 compared to 1990 levels in a cost-effective manner.	7.1	Ministarstvo nadležno za zaštitu životne sredine (u daljem tekstu: Ministarstvo) priprema Strategiju niskougljeničnog razvoja (u daljem tekstu Strategija) u cilju utvrđivanja mogućnosti ograničenja emisija GHG iz izvora, kao i transparentnog i tačnog praćenja postizanja tih mogućnosti.	PU		
4.2.	2. Member States shall report to the Commission on the status of implementation of their low-carbon development strategy by 9 January 2015 or in accordance with any timetable agreed internationally in the context of the UNFCCC process.	64.3	Ministarstvo izveštaje iz stava 1. ovog člana kao i sve relevantne procene troškova i efekata politika i mera kojima se ograničavaju ili smanjuju emisije GHG iz izvora ili povećavaju uklonjene količine putem ponora, značajne informacije na kojima su zasnovane procene, opise modela i korišćene metodološke pristupe, definicije i pretpostavke na kojima se zasnivaju stavljajući na uvid javnosti na svojoj internet stranici.	PU		Srbija će izveštavati javnost jer u tehničkom smislu izveštaj ne može slati EK, jer nema pristup internet aplikaciji

a)	a1)	b)	b1)	v)	g)	d)
4.3.	3. The Commission and the Member States shall make available to the public forthwith their respective low-carbon development strategies and any updates thereof.	16.5	Usvojena akta iz stava 1, ovog člana, Ministarstvo objavljuje na svojoj internet stranici u roku od 14 dana nakon usvajanja.	PU		
CHAPTER 3						
REPORTING HISTORICAL GREENHOUSE GAS EMISSIONS AND REMOVALS						
Art. 5	National inventory systems					
5.1.	1. Member States shall establish, operate and seek to continuously improve national inventory systems, in accordance with UNFCCC requirements on national systems, to estimate anthropogenic emissions by sources and removals by sinks of greenhouse gases listed in Annex I to this Regulation and to ensure the timeliness, transparency, accuracy, consistency, comparability and completeness of their greenhouse gas inventories.	57.1	Nacionalni Sistem inventara GHG uspostavlja se, vodi i konstantno unapređuje kako bi se, u skladu sa obavezama izveštavanja prema Okvirnoj konvenciji UN o promeni klime, osigura procena emisija GHG iz izvora i uklanjanja putem ponora, kao i pravovremenost, transparentnost, tačnost, doslednost, uporedivost i potpunost inventara GHG.	PU		
5.2.	2. Member States shall ensure that their competent inventory authorities have access to:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
5.2.(a)	(a) data and methods reported for activities and installations under Directive 2003/87/EC for the purpose of preparing national greenhouse gas inventories in order to ensure consistency of the reported greenhouse gas emissions under the Union's emissions trading scheme and in the national greenhouse gas inventories;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
5.2.(b)	(b) where relevant, data collected through the reporting systems on fluorinated gases in the various sectors, set up pursuant to Article 6(4) of Regulation (EC) No 842/2006 for the purpose of preparing national greenhouse gas inventories;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
5.2.(c)	(c) where relevant, emissions, underlying data and methodologies reported by facilities under Regulation (EC) No 166/2006 for the purpose of preparing national greenhouse gas inventories			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
5.2.(d)	(d) data reported under Regulation (EC) No 1099/2008.			NU	Potpuna usklađenost biće postignuta usvajanjem	Transpozicija Uredbe

a)	a1)	b)	b1)	v)	g)	d)
					podzakonskog akta 63.4.	1099/2008/EC u Srbiji nije predviđena, (Statistički zavod će je samo implementirati po svom planu implementacije )
5.3.	3. Member States shall ensure that their competent inventory authorities, where relevant:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
5.3.(a)	(a) make use of reporting systems established pursuant to Article 6(4) of Regulation (EC) No 842/2006 to improve the estimation of fluorinated gases in the national greenhouse gas inventories;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
5.3.(b)	(b) are able to undertake the annual consistency checks referred to in points (l) and (m) of Article 7(1).			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
5.4.	4. The Commission shall adopt implementing acts to set out rules on the structure, format and submission process of the information relating to national inventory systems and to requirements on the establishment, operation and functioning of national inventory systems in accordance with relevant decisions adopted by the bodies of the UNFCCC or the Kyoto Protocol or of agreements deriving from them or succeeding them. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 26(2).			NP	Obaveza EK	
Art. 6	Union inventory system					
6.1.	1. A Union inventory system to ensure the timeliness, transparency, accuracy, consistency, comparability and completeness of national inventories with regard to the Union greenhouse gas inventory is hereby established. The Commission shall administer, maintain and seek to continuously improve that system, which shall include:			NP	Obaveza EK	



a)	a1)	b)	b1)	v)	g)	d)
6.1.(a)	(a) a quality assurance and quality control programme, which shall include setting quality objectives and drafting an inventory quality assurance and quality control plan. The Commission shall assist Member States in implementing their quality assurance and quality control programmes;			NP	Obaveza EK	
6.1.(b)	(b) a procedure to estimate, in consultation with the Member State concerned, any data missing from its national inventory;			NP	Obaveza EK	
6.1.(c)	(c) the reviews of Member States' greenhouse gas inventories referred to in Article 19.			NP	Obaveza EK	
6.2.	2. The Commission shall be empowered to adopt delegated acts in accordance with Article 25 concerning the substantive requirements for a Union inventory system in order to fulfil the obligations pursuant to Decision 19/CMP.1. The Commission shall not adopt provisions pursuant to paragraph 1 that are more onerous for Member States to comply with than provisions of acts adopted pursuant to Article 3(3) and Article 4(2) of Decision No 280/2004/EC.			NP	Obaveza EK	
Art. 7	Greenhouse gas inventories					
7.1.	1. By 15 January each year (year X), Member States shall determine and report the following to the Commission:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
7.1.(a)	(a) their anthropogenic emissions of greenhouse gases listed in Annex I to this Regulation and the anthropogenic emissions of greenhouse gases referred to in Article 2(1) of Decision No 406/2009/EC for the year X-2, in accordance with UNFCCC reporting requirements. Without prejudice to the reporting of the greenhouse gases listed in Annex I to this Regulation, the CO <sub>2</sub> emissions from IPCC source category '1.A.3.A civil aviation' shall be considered equal to zero for the purposes of Article 3 and Article 7(1) of Decision No 406/ 2009/EC			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
7.1.(b)	(b) data in accordance with UNFCCC reporting requirements on their anthropogenic emissions of carbon monoxide (CO), sulphur dioxide (SO <sub>2</sub> ), nitrogen oxides			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	

a)	a1)	b)	b1)	v)	g)	d)
	(NOx) and volatile organic compounds, consistent with data already reported pursuant to Article 7 of Directive 2001/81/EC and the UNECE Convention on Long-Range Transboundary Pollution, for the year X-2;				58.8.	
7.1.(c)	(c) their anthropogenic greenhouse gas emissions by sources and removals of CO <sub>2</sub> by sinks resulting from LULUCF, for the year X-2, in accordance with UNFCCC reporting requirements;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
7.1.(d)	(d) their anthropogenic greenhouse gas emissions by sources and removals of CO <sub>2</sub> by sinks resulting from LULUCF activities pursuant to Decision No 529/2013/EU and the Kyoto Protocol and information on the accounting of these greenhouse gas emissions and removals from LULUCF activities, in accordance with Decision No 529/2013/EU and with Article 3(3) and (4) of the Kyoto Protocol, and relevant decisions thereunder, for the years between 2008 or other applicable years and the year X-2. Where Member States account for cropland management, grazing land management, revegetation or wetland drainage and rewetting, they shall in addition report greenhouse gas emissions by sources and removals by sinks for each such activity for the relevant base year or period specified in Annex VI to Decision No 529/2013/EU and in the Annex to Decision 13/CMP.1. In complying with their reporting obligations pursuant to this point, and in particular when submitting information on emissions and removals relating to their accounting obligations set out in Decision No 529/2013/EU, Member States shall submit information taking fully into account applicable IPCC good practice guidance for LULUCF;			NU		Predmet transpozicije uredbe 529/2013/EU
7.1.(e)	(e) any changes to the information referred to in points (a) to (d) for the years between the relevant base year or period and the year X-3, indicating the reasons for these changes;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
7.1.(f)	(f) information on indicators, as set out in Annex III, for the year X-2;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
7.1.(g)	(g) information from their national registry on the issue,			NP	Nema transpozicije - uključujući	

a)	a1)	b)	b1)	v)	g)	d)
	acquisition, holding, transfer, cancellation, retirement and carry-over of AAUs, RMUs, ERUs, CERs, tCERs and ICERs for the year X-1;				zemlje Anexa I Kyoto Protokola	
7.1.(h)	(h) summary information on concluded transfers pursuant to Article 3(4) and (5) of Decision No 406/2009/EC, for the year X-1;			NP	Nema transpozicije - uključujući zemlje Anexa I Kyoto Protokola	
7.1.(i)	(i) information on the use of joint implementation, of the CDM and of international emissions trading, pursuant to Articles 6, 12 and 17 of the Kyoto Protocol, or any other flexible mechanism provided for in other instruments adopted by the Conference of the Parties to the UNFCCC or the Conference of the Parties to the UNFCCC serving as the meeting of the Parties to the Kyoto Protocol, to meet 18.6.2013 Official Journal of the European Union L 165/21 EN their quantified emission limitation or reduction commitments pursuant to Article 2 of Decision 2002/358/EC and the Kyoto Protocol or any future commitments under the UNFCCC or the Kyoto Protocol, for the year X-2;			NP	Nema transpozicije - uključujući zemlje Anexa I Kyoto Protokola	
7.1.(j)	(j) information on the steps taken to improve inventory estimates, in particular in areas of the inventory that have been subject to adjustments or recommendations following expert reviews;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
7.1.(k)	(k) the actual or estimated allocation of the verified emissions reported by installations and operators under Directive 2003/87/EC to the source categories of the national greenhouse gas inventory, where possible, and the ratio of those verified emissions to the total reported greenhouse gas emissions in those source categories, for the year X-2;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
7.1.(l)	(l) where relevant, the results of the checks performed on the consistency of the emissions reported in the greenhouse gas inventories, for the year X-2, with the verified emissions reported under Directive 2003/87/EC;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
7.1.(m)	(m) where relevant, the results of the checks performed on the consistency of the data used to estimate emissions in preparation of the greenhouse gas inventories, for the year X-2, with:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
	(i) the data used to prepare inventories of air pollutants			NU	Potpuna usklađenost biće	

a)	a1)	b)	b1)	v)	g)	d)
	under Directive 2001/81/EC;				postignuta usvajanjem podzakonskog akta 58.8.	
	(ii) the data reported pursuant to Article 6(1) of Regulation (EC) No 842/2006;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
	(iii) the energy data reported pursuant to Article 4 of, and Annex B to, Regulation (EC) No 1099/2008;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
7.1.(n)	(n) a description of changes to their national inventory system;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
7.1.(o)	(o) a description of changes to the national registry;			NP	Nema transpozicije - uključujući zemlje Anexa I Kyoto Protokola	
7.1.(p)	(p) information on their quality assurance and quality control plans, a general uncertainty assessment, a general assessment of completeness and, where available, other elements of the national greenhouse gas inventory report needed to prepare the Union greenhouse gas inventory report.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
7.1.1	In the first reporting year under this Regulation, Member States shall inform the Commission of any intention to make use of Article 3(4) and (5) of Decision No 406/2009/EC.			NP	Nema transpozicije – nije primenljivo	
7.2.	2. Member States shall report to the Commission preliminary data by 15 January and final data by 15 March of the second year after the end of each accounting period specified in Annex I to Decision No 529/2013/EU, as prepared for their LULUCF accounts for that accounting period in accordance with Article 4(6) of that Decision.			NP	Biće dodato nakon transpozicije 529/2013/EU	
7.3.	3. By 15 March each year, Member States shall communicate to the Commission a complete and up-to-date national inventory report. Such report shall contain all the information listed in paragraph 1 and any subsequent updates to that information.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	

a)	a1)	b)	b1)	v)	g)	d)
7.4.	4. By 15 April each year, Member States shall submit to the UNFCCC Secretariat national inventories containing information submitted to the Commission in accordance with paragraph 3.			NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 58.8.	
7.5.	5. The Commission shall, in cooperation with the Member States, annually compile a Union greenhouse gas inventory and prepare a Union greenhouse gas inventory report and shall submit them, by 15 April each year, to the UNFCCC Secretariat.			NP	Obaveza EK	
7.6.	6. The Commission shall be empowered to adopt delegated acts in accordance with Article 25 to:			NP	Obaveza EK	
7.6.(a)	(a) add or delete substances to or from the list of greenhouse gases in Annex I to this Regulation or add, delete or amend indicators in Annex III to this Regulation in accordance with relevant decisions adopted by the bodies of the UNFCCC or the Kyoto Protocol or of agreements deriving from them or succeeding them;			NP	Obaveza EK	
7.6.(b)	(b) take account of changes in the GWPs and internationally agreed inventory guidelines in accordance with relevant decisions adopted by the bodies of the UNFCCC or the Kyoto Protocol or of agreements deriving from them or succeeding them.			NP	Obaveza EK	
7.7.	7. The Commission shall adopt implementing acts to set out the structure, format and process for the Member States' submission of greenhouse gas inventories pursuant to paragraph 1 in accordance with relevant decisions adopted by the bodies of the UNFCCC or the Kyoto Protocol or of agreements deriving from them or succeeding them. Those implementing acts shall also specify the timescales for cooperation and coordination between the Commission and the Member States in preparing the Union greenhouse gas inventory report. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 26(2).			NP	Obaveza EK	
7.8.	8. The Commission shall adopt implementing acts to set out the structure, format and process for Member States' submission of greenhouse gas emissions and removals in			NP	Obaveza EK	

a)	a1)	b)	b1)	v)	g)	d)
	accordance with Article 4 of Decision No 529/2013/EU. In adopting those implementing acts, the Commission shall ensure compatibility of Union and UNFCCC timetables for the monitoring and reporting of that information. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 26(2).					
Art. 8	Approximated greenhouse gas inventories					
8.1.	1. By 31 July each year (year X), Member States shall, where possible, submit to the Commission approximated greenhouse gas inventories for the year X-1. The Commission shall, on the basis of the Member States' approximated greenhouse gas inventories or, if a Member State has not communicated its approximated inventories by that date, on the basis of its own estimates, annually compile a Union approximated greenhouse gas inventory. The Commission shall make this information available to the public each year by 30 September.			NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 58.8.	
8.2.	2. The Commission shall adopt implementing acts to set out the structure, format and submission process for Member States' approximated greenhouse gas inventories pursuant to paragraph 1. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 26(2).			NP	Obaveza EK	
Art. 9	Procedures for completing emission estimates to compile the Union inventory					
9.1.	1. The Commission shall perform an initial check of the data submitted by Member States pursuant to Article 7(1) for accuracy. It shall send the results of that check to Member States within six weeks of the submission deadline. Member States shall respond to any relevant questions raised by the initial check by 15 March, together with the final inventory submission for the year X-2.			NP	Nije primenljivo za Srbiju	
9.2.	2. Where a Member State does not submit the inventory data required to compile the Union inventory by 15 March, the Commission may prepare estimates to complete the data submitted by the Member State, in			NP	Nije primenljivo za Srbiju	

a)	a1)	b)	b1)	v)	g)	d)
	consultation and close cooperation with the Member State concerned. The Commission shall use, for this purpose, the guidelines applicable for preparing the national greenhouse gas inventories.					
	CHAPTER 4					
	REGISTRIES					
Art. 10	Establishment and operation of registries					
10.1.	1. The Union and the Member States shall set up and maintain registries to accurately account for the issue, holding, transfer, acquisition, cancellation, retirement, carryover, replacement or change of expiry date, as relevant, of AAUs, RMUs, ERUs, CERs, tCERs and ICERs. Member States may also use these registries to accurately account for the units referred to in Article 11a(5) of Directive 2003/87/EC.			NP	Nije primenljivo za Srbiju	
10.2.	2. The Union and the Member States may maintain their registries in a consolidated system, together with one or more other Member States.			NP	Nije primenljivo za Srbiju	
10.3.	3. The data referred to in paragraph 1 of this Article shall be made available to the central administrator designated pursuant to Article 20 of Directive 2003/87/EC.			NP	Nije primenljivo za Srbiju	
	4. The Commission shall be empowered to adopt delegated acts in accordance with Article 25 in order to set up the Union registry referred to in paragraph 1 of this Article.			NP	Nije primenljivo za Srbiju	
Art. 11	Retirement of units under the Kyoto Protocol					
11.1.	1. Member States shall, following the completion of the review of their national inventories under the Kyoto Protocol for each year of the first commitment period under the Kyoto Protocol, including the resolution of any implementation issues, retire from the registry AAUs, RMUs, ERUs, CERs, tCERs and ICERs equivalent to their net emissions during that year.			NP	Nije primenljivo za Srbiju	
11.2.	2. In respect of the last year of the first commitment period under the Kyoto Protocol, Member States shall retire units from the registry prior to the end of the additional period for fulfilling commitments set out in Decision 11/CMP.1 of the Conference of the Parties to			NP	Nije primenljivo za Srbiju	

a)	a1)	b)	b1)	v)	g)	d)
	the UNFCCC serving as the meeting of the Parties to the Kyoto Protocol.					
	CHAPTER 5					
	REPORTING ON POLICIES AND MEASURES AND ON PROJECTIONS OF ANTHROPOGENIC GREENHOUSE GAS EMISSIONS BY SOURCES AND REMOVALS BY SINKS					
Art. 12	National and Union systems for policies and measures and projections					
12.1.	1. By 9 July 2015, Member States and the Commission shall set up, operate and seek to continuously improve national and Union systems respectively, for reporting on policies and measures and for reporting on projections of anthropogenic greenhouse gas emissions by sources and removals by sinks. Those systems shall include the relevant institutional, legal and procedural arrangements established within a Member State and the Union for evaluating policy and making projections of anthropogenic greenhouse gas emissions by sources and removals by sinks.	63.1	U cilju obezbeđenja pravovremenosti, transparentnosti, tačnosti, doslednosti, uporedivosti i potpunosti informacija o politikama i merama i projekcijama, uspostavlja se, održava i kontinuirano unapređuje sistem za izveštavanje o politikama, merama i projekcijama GHG.	PU		
12.2.	2. Member States and the Commission shall aim to ensure the timeliness, transparency, accuracy, consistency, comparability and completeness of the information reported on policies and measures and projections of anthropogenic greenhouse gas emissions by sources and removals by sinks, as referred to in Articles 13 and 14, including, where relevant, the use and application of data, methods and models, and the implementation of quality assurance and quality control activities and sensitivity analysis.	63.2	Sistem podrazumeva institucionalne, pravne i proceduralne mehanizme za izveštavanje o politikama i merama i projekcijama antropogenih emisija GHG iz izvora i uklanjanja pomoću ponora.	PU		
12.3.	3. The Commission shall adopt implementing acts on the structure, format and submission process of information on national and Union systems for policies and measures and projections pursuant to paragraphs 1 and 2 of this Article, Article 13 and Article 14(1), and in accordance with relevant decisions adopted by the bodies of the UNFCCC or the Kyoto Protocol or of agreements deriving from them or succeeding them. The Commission shall ensure consistency with			NP	Obaveza EK	



a)	a1)	b)	b1)	v)	g)	d)
	internationally agreed reporting requirements as well as the compatibility of Union and international timetables for monitoring and reporting of that information. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 26(2).					
Art. 13	Reporting on policies and measures					
13.1.	1. By 15 March 2015, and every two years thereafter, Member States shall provide the Commission with the following:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
13.1.(a)	(a) a description of their national system for reporting on policies and measures, or groups of measures, and for reporting on projections of anthropogenic greenhouse gas emissions by sources and removals by sinks pursuant to Article 12(1), where such description has not already been provided, or information on any changes made to that system where such a description has already been provided;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
13.1.(b)	(b) updates relevant to their low-carbon development strategies referred to in Article 4 and progress in implementing those strategies;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
13.1.(c)	(c) information on national policies and measures, or groups of measures, and on implementation of Union policies and measures, or groups of measures, that limit or reduce greenhouse gas emissions by sources or enhance removals by sinks, presented on a sectoral basis and organised by gas or group of gases (HFCs and PFCs) listed in Annex I. That information shall refer to applicable and relevant national or Union policies and shall include:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
13.1.(c).(i)	(i) the objective of the policy or measure and a short description of the policy or measure;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
13.1.(c).(II)	(ii) the type of policy instrument;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	

a)	a1)	b)	b1)	v)	g)	d)
13.1.(c).(III)	(iii) the status of implementation of the policy or measure or group of measures;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
13.1.(c).(iv)	(iv) where used, indicators to monitor and evaluate progress over time;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
13.1.(c).(v)	(v) where available, quantitative estimates of the effects on emissions by sources and removals by sinks of greenhouse gases broken down into:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
13.1.(c).(v)-1	— the results of ex ante assessments of the effects of individual or groups of policies and measures on the mitigation of climate change. Estimates shall be provided for a sequence of four future years ending with 0 or 5 immediately following the reporting year, with a distinction between greenhouse gas emissions covered by Directive 2003/87/EC and those covered by Decision No 406/2009/EC;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
13.1.(c).(v)-2	— the results of ex post assessments of the effects of individual or groups of policies and measures on the mitigation of climate change, with a distinction between greenhouse gas emissions covered by Directive 2003/87/EC and those covered by Decision No 406/2009/EC;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
13.1.(c).(vi)	(vi) where available, estimates of the projected costs and benefits of policies and measures, as well as estimates, as appropriate, of the realised costs and benefits of policies and measures;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
13.1.(c).(vII)	(vii) where available, all references to the assessments and the underpinning technical reports referred to in paragraph 3;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
13.1.(d)	(d) the information referred to in point (d) of Article 6(1) of Decision No 406/2009/EC;			NU	Srbija će ispunjavati svoje zahteve vezane za ograničenje emisija do međunarodne zajednice a Strategije niskougljičnog razvoja će	

a)	a1)	b)	b1)	v)	g)	d)
					svakako u svojim scenarijima imati i dodatne mere kojima bi se postigla još veća ograničenja emisija GHG	
13.1.(e)	(e) information on the extent to which the Member State's action constitutes a significant element of the efforts undertaken at national level as well as the extent to which the projected use of joint implementation, of the CDM and of international emissions trading is supplemental to domestic action in accordance with the relevant provisions of the Kyoto Protocol and the decisions adopted thereunder.			NP	Nije primenljivo za Srbiju jer Srbija ima u okviru UNFCCC status države u razvoju	
13.2.	2. A Member State shall communicate to the Commission any substantial changes to the information reported pursuant to this Article during the first year of the reporting period, by 15 March of the year following the previous report.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
13.3.	3. Member States shall make available to the public, in electronic form, any relevant assessment of the costs and effects of national policies and measures, where available, and any relevant information on the implementation of Union policies and measures that limit or reduce greenhouse gas emissions by sources or enhance removals by sinks along with any existing technical reports that underpin those assessments. Those assessments should include descriptions of the models and methodological approaches used, definitions and underlying assumptions.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
Art. 14	Reporting on projections					
14.1.	1. By 15 March 2015, and every two years thereafter, Member States shall report to the Commission national projections of anthropogenic greenhouse gas emissions by sources and removals by sinks, organised by gas or group of gases (HFCs and PFCs) listed in Annex I and by sector. Those projections shall include quantitative estimates for a sequence of four future years ending with 0 or 5 immediately following the reporting year. National projections shall take into consideration any policies and measures adopted at Union level and shall include:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	

a)	a1)	b)	b1)	v)	g)	d)
14.1.(a)	(a) projections without measures where available, projections with measures, and, where available, projections with additional measures;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
14.1.(b)	(b) total greenhouse gas projections and separate estimates for the projected greenhouse gas emissions for the emission sources covered by Directive 2003/87/EC and by Decision No 406/2009/EC;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
14.1.(c)	(c) the impact of policies and measures identified pursuant to Article 13. Where such policies and measures are not included, this shall be clearly stated and explained;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
14.1.(d)	(d) results of the sensitivity analysis performed for the projections;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
14.1.(e)	(e) all relevant references to the assessment and the technical reports that underpin the projections referred to in paragraph 4.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
14.2.	2. Member States shall communicate to the Commission any substantial changes to the information reported pursuant to this Article during the first year of the reporting period, by 15 March of the year following the previous report.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
14.3.	3. Member States shall report the most up-to-date projections available. Where a Member State does not submit complete projection estimates by 15 March every second year, and the Commission has established that gaps in the estimates cannot be filled by that Member State once identified through the Commission's QA or QC procedures, the Commission may prepare estimates as required to compile Union projections, in consultation with the Member State concerned.			NP	Obaveta EK	
14.4.	4. Member States shall make available to the public, in electronic form, their national projections of greenhouse gas emissions by sources and removals by sinks along with relevant technical reports that underpin those projections. Those projections should include			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	

a)	a1)	b)	b1)	v)	g)	d)
	descriptions of the models and methodological approaches used, definitions and underlying assumptions.					
	CHAPTER 6					
	REPORTING ON OTHER INFORMATION RELEVANT FOR CLIMATE CHANGE					
Art. 15	15: Reporting on national adaptation actions					
15	By 15 March 2015, and every four years thereafter, aligned with the timings for reporting to the UNFCCC, Member States shall report to the Commission information on their national adaptation planning and strategies, outlining their implemented or planned actions to facilitate adaptation to climate change. That information shall include the main objectives and the climatechange impact category addressed, such as flooding, sea level rise, extreme temperatures, droughts, and other extreme weather events.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
Art. 16	Reporting on financial and technology support provided to developing countries					
16.1.	1. Member States shall cooperate with the Commission to allow timely coherent reporting by the Union and its Member States on support provided to developing countries in accordance with the relevant provisions of the UNFCCC, as applicable, including any common format agreed under the UNFCCC, and to ensure annual reporting by 30 September.			NP	Nije primenljivo za Srbiju jer Srbija ima u okviru UNFCCC ima status države u razvoju	
16.2.	2. Where relevant or applicable under the UNFCCC, Member States shall endeavour to provide information on financial flows based on the so-called 'Rio markers' for climate change mitigation-related support and climate change adaptation-related support introduced by the OECD Development Assistance Committee and methodological information concerning the implementation of the climate change Rio markers methodology.			NP	Nije primenljivo za Srbiju jer Srbija ima u okviru UNFCCC ima status države u razvoju	
16.3.	3. Where information is reported on private financial flows mobilised, it shall include information on the definitions and methodologies used to determine any figures.			NP	Nije primenljivo za Srbiju jer Srbija ima u okviru UNFCCC ima status države u razvoju	

a)	a1)	b)	b1)	v)	g)	d)
16.4.	4. In accordance with decisions adopted by the bodies of the UNFCCC or the Kyoto Protocol or of agreements deriving from them or succeeding them, information on support provided shall include information on support for mitigation, adaptation, capacity-building and technology transfer and, if possible, information as to whether financial resources are new and additional.			NP	Nije primenljivo za Srbiju jer Srbija ima u okviru UNFCCC ima status države u razvoju	
Art. 17	Reporting on the use of auctioning revenue and project credits					
17.1.	1. By 31 July each year (year X), Member States shall submit to the Commission for the year X-1:			NP	Nije primenljivo za Srbiju, Srbija nije deo EU-ETS i tako nemože imati sredstava iz aukcija emisionih jedinica	
17.1.(a)	(a) a detailed justification as referred to in Article 6(2) of Decision No 406/2009/EC;			NP	Nije primenljivo za Srbiju, Srbija nije deo EU-ETS i tako nemože imati sredstava iz aukcija emisionih jedinica	
17.1.(b)	(b) information on the use of revenues during the year X-1 generated by the Member State by auctioning allowances pursuant to Article 10(1) of Directive 2003/87/EC, including information on such revenue that has been used for one or more of the purposes specified in Article 10(3) of that Directive, or the equivalent in financial value of that revenue, and the actions taken pursuant to that Article;			NP	Nije primenljivo za Srbiju, Srbija nije deo EU-ETS i tako nemože imati sredstava iz aukcija emisionih jedinica	
17.1.(c)	(c) information on the use, as determined by the Member State, of all revenue generated by the Member State by auctioning aviation allowances pursuant to Article 3d(1) or (2) of Directive 2003/87/EC; that information shall be provided in accordance with Article 3d(4) of that Directive;			NP	Nije primenljivo za Srbiju, Srbija nije deo EU-ETS i tako nemože imati sredstava iz aukcija emisionih jedinica	
17.1.(d)	(d) information referred to in point (b) of Article 6(1) of Decision No 406/2009/EC and information on how their purchasing policy enhances the achievement of an international agreement on climate change;			NP	Nije primenljivo za Srbiju, Srbija nije deo EU-ETS i tako nemože imati sredstava iz aukcija emisionih jedinica	
17.1.(e)	(e) information regarding the application of Article 11b(6) of Directive 2003/87/EC as regards hydroelectric power production project activities with a generating capacity exceeding 20 MW.			NP	Nije primenljivo za Srbiju, Srbija nije deo EU-ETS i tako nemože imati sredstava iz aukcija emisionih jedinica	

a)	a1)	b)	b1)	v)	g)	d)
17.2.	2. Auctioning revenue not disbursed at the time a Member State submits a report to the Commission pursuant to this Article shall be quantified and reported in reports for subsequent years.			NP	Nije primenljivo za Srbiju, Srbija nije deo EU-ETS i tako nemože imati sredstava iz aukcija emisionih jedinica	
17.3.	3. Member States shall make available to the public the reports submitted to the Commission pursuant to this Article. The Commission shall make aggregate Union information available to the public in an easily accessible form.			NP	Nije primenljivo za Srbiju, Srbija nije deo EU-ETS i tako nemože imati sredstava iz aukcija emisionih jedinica	
17.4.	4. The Commission shall adopt implementing acts to set out the structure, format and submission processes for Member States' reporting of information pursuant to this Article. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 26(2).			NP	Nije primenljivo za Srbiju, Srbija nije deo EU-ETS i tako nemože imati sredstava iz aukcija emisionih jedinica	
Art. 18	Biennial reports and national communications					
18.1.	1. The Union and the Member States shall submit biennial reports in accordance with Decision 2/CP.17 of the Conference of the Parties to the UNFCCC (Decision 2/CP.17), or subsequent relevant decisions adopted by the bodies of the UNFCCC, and national communications in accordance with Article 12 of the UNFCCC to the UNFCCC Secretariat.	65.3	Izveštaje iz stava 1. ovog člana Ministarstvo stavlja na uvid javnosti na svojoj internet stranici.	PU		Zakon o ratifikaciji UNFCCC
18.2.	2. Member States shall provide the Commission with copies of the national communications and biennial reports submitted to the UNFCCC Secretariat.			NP	Nije prmenljivo za Srbiju	
	CHAPTER 7					
	UNION EXPERT REVIEW ON GREENHOUSE GAS EMISSIONS					
Art. 19	Inventory review					
19.1.	1. The Commission shall carry out a comprehensive review of the national inventory data submitted by Member States pursuant to Article 7(4) of this Regulation to determine the annual emission allocation provided in the fourth subparagraph of Article 3(2) of Decision No 406/2009/EC, for the application of Articles 20 and 27 of this Regulation and with a view to monitoring Member States' achievement of their			NP	Nije prmenljivo za Srbiju	

a)	a1)	b)	b1)	v)	g)	d)
	greenhouse gas emission reduction or limitation targets pursuant to Articles 3 and 7 of Decision No 406/2009/EC in the years when a comprehensive review is carried out.					
19.2.	2. Starting with the data reported for the year 2013, the Commission shall conduct an annual review of the national inventory data submitted by Member States pursuant to Article 7(1) of this Regulation that are relevant to monitor Member States' greenhouse gas emission reduction or limitation pursuant to Articles 3 and 7 of Decision No 406/2009/EC, and any other greenhouse gas emission reduction or limitation targets set out in Union legislation. Member States shall participate fully in that process.			NP	Nije primenljivo za Srbiju	
19.3.	3. The comprehensive review referred to in paragraph 1 shall involve:			NP	Nije primenljivo za Srbiju	
19.3.(a)	(a) checks to verify the transparency, accuracy, consistency, comparability and completeness of information submitted;			NP	Nije primenljivo za Srbiju	
19.3.(b)	(b) checks to identify cases where inventory data is prepared in a manner which is inconsistent with UNFCCC guidance documentation or Union rules; and			NP	Nije primenljivo za Srbiju	
19.3.(c)	(c) where appropriate, calculating the resulting technical corrections necessary, in consultation with the Member States.			NP	Nije primenljivo za Srbiju	
19.4.	4. The annual reviews shall involve the checks set out in point (a) of paragraph 3. Where requested by a Member State in consultation with the Commission or where those checks identify significant issues, such as:			NP	Nije primenljivo za Srbiju	
19.4.(a)	(a) recommendations from earlier Union or UNFCCC reviews which have not been implemented, or questions that have not been explained by a Member State; or			NP	Nije primenljivo za Srbiju	
19.4.(b)	(b) overestimations or underestimations relating to a key category in a Member State's inventory,			NP	Nije primenljivo za Srbiju	
19.4.1	the annual review for the Member State concerned shall also involve the checks set out in point (b) of paragraph 3 in order for the calculations set out in point (c) of paragraph 3 to be carried out.			NP	Nije primenljivo za Srbiju	



a)	a1)	b)	b1)	v)	g)	d)
19.5.	5. The Commission shall adopt implementing acts to determine the timing and steps for the conduct of the comprehensive review and annual review referred to in paragraphs 1 and 2 respectively of this Article, including the tasks set out in paragraphs 3 and 4 of this Article and ensuring due consultation of the Member States with regard to the conclusions of the reviews. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 26(2).			NP	Nije primenljivo za Srbiju	
19.6.	6. The Commission shall, by means of an implementing act, determine the total sum of emissions for the relevant year arising from the corrected inventory data for each Member State upon completion of the relevant review.			NP	Nije primenljivo za Srbiju	
19.7.	7. The data for each Member State as recorded in the registries set up pursuant to Article 11 of Decision No 406/ 2009/EC and Article 19 of Directive 2003/87/EC as at the date falling four months from the date of publication of an implementing act adopted pursuant to paragraph 6 of this Article, shall be relevant for the application of Article 7(1) of Decision No 406/2009/EC. This includes changes to such data arising as a result of that Member State making use of the flexibilities by that Member State pursuant to Articles 3 and 5 of Decision No 406/2009/EC.			NP	Nije primenljivo za Srbiju	
Art. 20	Addressing the effects of recalculations					
20.1.	1. When the comprehensive review of inventory data relating to the year 2020 has been completed pursuant to Article 19, the Commission shall calculate, in accordance with the formula set out in Annex II, the sum of the effects of the recalculated greenhouse gas emissions for each Member State.			NP	Nije primenljivo za Srbiju	
20.2.	2. Without prejudice to Article 27(2) of this Regulation, the Commission shall use, inter alia, the sum referred to in paragraph 1 of this Article when proposing the targets for emission reductions or limitations for each Member State for the period after 2020 pursuant to Article 14 of Decision No 406/2009/EC.			NP	Nije primenljivo za Srbiju	
20.3.	3. The Commission shall forthwith publish the results of calculations made pursuant to paragraph 1.			NP	Nije primenljivo za Srbiju	

a)	a1)	b)	b1)	v)	g)	d)
	CHAPTER 8					
	REPORTING ON PROGRESS TOWARDS UNION AND INTERNATIONAL COMMITMENTS					
Art. 21	Reporting on progress					
21.1.	1. The Commission shall annually assess, based on information reported under this Regulation, and in consultation with the Member States, the progress made by the Union and its Member States to meet the following, with a view to determining whether sufficient progress has been made:			NP	Nije primenljivo za Srbiju	
21.1.(a)	(a) commitments under Article 4 of the UNFCCC and Article 3 of the Kyoto Protocol as further set out in decisions adopted by the Conference of the Parties to the UNFCCC, or by the Conference of the Parties to the UNFCCC serving as the meeting of the Parties to the Kyoto Protocol. Such assessment shall be based on the information reported in accordance with Articles 7, 8, 10 and 13 to 17;			NP	Nije primenljivo za Srbiju	
21.1.(b)	(b) obligations set out in Article 3 of Decision No 406/2009/EC. Such assessment shall be based on the information reported in accordance with Articles 7, 8, 13 and 14.			NP	Nije primenljivo za Srbiju	
21.2.	2. The Commission shall biennially assess aviation's overall impact on the global climate including through non-CO2 emissions or effects, based on the emission data provided by Member States pursuant to Article 7, and improve that assessment by reference to scientific advancements and air traffic data, as appropriate.			NP	Nije primenljivo za Srbiju	
21.3.	3. By 31 October each year, the Commission shall submit a report summarising the conclusions of the assessments provided for in paragraphs 1 and 2 to the European Parliament and to the Council.			NP	Nije primenljivo za Srbiju	
Art. 22	Report on the additional period for fulfilling commitments under the Kyoto Protocol					
	The Union and each Member State shall submit a report to the UNFCCC Secretariat on the additional period for fulfilling commitments referred to in paragraph 3 of Decision 13/CMP.1 upon the expiry of that period.			NP	Nije primenljivo za Srbiju	

a)	a1)	b)	b1)	v)	g)	d)
	CHAPTER 9					
	COOPERATION AND SUPPORT					
Art. 23	Cooperation between the Member States and the Union					
23..	Member States and the Union shall cooperate and coordinate fully with each other in relation to obligations under this Regulation concerning:			NP	Nije primenljivo za Srbiju	
23..(a)	(a) compiling the Union greenhouse gas inventory and preparing the Union greenhouse gas inventory report, pursuant to Article 7(5);			NP	Nije primenljivo za Srbiju	
23..(b)	(b) preparing the Union national communication pursuant to Article 12 of the UNFCCC and the Union biennial report pursuant to Decision 2/CP.17 or subsequent relevant decisions adopted by the bodies of the UNFCCC;			NP	Nije primenljivo za Srbiju	
23..(c)	(c) review and compliance procedures under the UNFCCC and the Kyoto Protocol in accordance with any applicable decision under the UNFCCC or the Kyoto Protocol as well as the Union's procedure to review Member States greenhouse gas inventories referred to in Article 19 of this Regulation;			NP	Nije primenljivo za Srbiju	
23..(d)	(d) any adjustments pursuant to Article 5(2) of the Kyoto Protocol or following the Union review process referred to in Article 19 of this Regulation or other changes to inventories and inventory reports submitted, or to be submitted, to the UNFCCC Secretariat;			NP	Nije primenljivo za Srbiju	
23..(e)	(e) compiling the Union approximated greenhouse gas inventory, pursuant to Article 8;			NP	Nije primenljivo za Srbiju	
23..(f)	(f) reporting in relation to the retirement of AAUs, RMUs, ERUs, CERs, tCERs and ICERs, after the additional period referred to in paragraph 14 of Decision 13/CMP.1 for fulfilling commitments pursuant to Article 3(1) of the Kyoto Protocol.			NP	Nije primenljivo za Srbiju	
Art. 24	Role of the European Environment Agency					
24..	The European Environment Agency shall assist the Commission in its work to comply with Articles 6 to 9, 12 to 19, 21 and 22 in accordance with its annual work programme. This shall include assistance with:			NP	Nije primenljivo za Srbiju	
24..(a)	(a) compiling the Union greenhouse gas inventory and			NP	Nije primenljivo za Srbiju	

a)	a1)	b)	b1)	v)	g)	d)
	preparing the Union greenhouse gas inventory report;					
24..(b)	(b) performing quality assurance and quality control procedures to prepare the Union greenhouse gas inventory;			NP	Nije prmenljivo za Srbiju	
24..(c)	(c) preparing estimates for data not reported in the national greenhouse gas inventories;			NP	Nije prmenljivo za Srbiju	
24..(d)	(d) conducting the reviews;			NP	Nije prmenljivo za Srbiju	
24..(e)	(e) compiling the Union approximated greenhouse gas inventory;			NP	Nije prmenljivo za Srbiju	
24..(f)	(f) compiling the information reported by Member States on policies and measures and projections;			NP	Nije prmenljivo za Srbiju	
24..(g)	(g) performing quality assurance and quality control procedures on the information reported by Member States on projections and policies and measures;			NP	Nije prmenljivo za Srbiju	
24..(h)	(h) preparing estimates for data on projections not reported by the Member States;			NP	Nije prmenljivo za Srbiju	
24..(i)	(i) compiling data as required for the annual report to the European Parliament and the Council prepared by the Commission;			NP	Nije prmenljivo za Srbiju	
24..(j)	(j) disseminating information collected under this Regulation, including maintaining and updating a database on Member States' mitigation policies and measures and the European Climate Adaptation Platform relating to impacts, vulnerabilities and adaptation to climate change.			NP	Nije prmenljivo za Srbiju	
	CHAPTER 10					
	DELEGATION					
Art. 25	Exercise of the delegation			NP	Nije prmenljivo za Srbiju	
25.1.	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.			NP	Nije prmenljivo za Srbiju	
25.2.	2. The power to adopt delegated acts referred to in Articles 6, 7 and 10 shall be conferred on the Commission for a period of five years from 8 July 2013. The Commission shall draw up a report in respect of the delegation of power not later than nine months before the end of the five-year period. The delegation of power			NP	Nije prmenljivo za Srbiju	

a)	a1)	b)	b1)	v)	g)	d)
	shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period.					
25.3.	3. The delegation of power referred to in Articles 6, 7 and 10 may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.			NP	Nije primenljivo za Srbiju	
25.4.	4. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.			NP	Nije primenljivo za Srbiju	
25.5.	5. A delegated act adopted pursuant to Articles 6, 7 and 10 shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of three months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by three months at the initiative of the European Parliament or of the Council.			NP	Nije primenljivo za Srbiju	
	CHAPTER 11					
	FINAL PROVISIONS					
Art. 26	Committee procedure					
26.1.	1. The Commission shall be assisted by a Climate Change Committee. That Committee shall be a committee within the meaning of Regulation (EU) No 182/2011.			NP	Nije primenljivo za Srbiju	
26.2.	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.			NP	Nije primenljivo za Srbiju	
Art. 27	Review					
27.1.	1. The Commission shall regularly review the conformity of the monitoring and reporting provisions			NP	Nije primenljivo za Srbiju	

a)	a1)	b)	b1)	v)	g)	d)
	under this Regulation with future decisions relating to the UNFCCC and the Kyoto Protocol or other Union legislation. The Commission shall also regularly assess whether developments within the framework of the UNFCCC give rise to a situation where the obligations pursuant to this Regulation are no longer necessary, not proportionate to the corresponding benefits, need adjusting or are not consistent with, or are duplicative of, reporting requirements under the UNFCCC, and shall submit, if appropriate, a legislative proposal to the European Parliament and to the Council.					
27.2.	2. By December 2016, the Commission shall examine if the impact of the use of the 2006 IPCC guidelines for National Greenhouse Gas Inventories, or a significant change to UNFCCC methodologies used, in determining the greenhouse gas inventories leads to a difference of more than 1 % in a Member State's total greenhouse gas emissions relevant for Article 3 of Decision No 406/2009/EC and may revise Member States' annual emissions allocations as provided in the fourth subparagraph of Article 3(2) of Decision No 406/2009/EC.			NP	Nije primenljivo za Srbiju	
Art. 28	Repeal					
28	Decision No 280/2004/EC is hereby repealed. References to the repealed Decision shall be construed as references to this Regulation and shall be read in accordance with the correlation table in Annex IV.			NP	Nije primenljivo za Srbiju	
Art. 29	Entry into force					
29.1.	This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.			NP	Nije primenljivo za Srbiju	
29.1.1.	This Regulation shall be binding in its entirety and directly applicable in all Member States.			NP	Nije primenljivo za Srbiju	
ANNEX I	ANNEX I			NU	Potpuna usklađenost biće postignuta objavljivanjem Pravidnika o izveštavanju o emisijama gasova sa efektom staklene bašte 03.	

a)	a1)	b)	b1)	v)	g)	d)
					Prilog I	
ANNEX II	ANNEX II			NP	Nije prmenljivo za Srbiju	
ANNEX III	ANNEX III: LIST OF ANNUAL INDICATORS			NU	Potpuna usklađenost biće postignuta objavljivanjem Pravilnika o izveštavanju o emisijama gasova sa efektom staklene bašte 03. Prilog II	
ANNEX IV	ANNEX IV: CORRELATION TABLE			NP	Nije prmenljivo za Srbiju	

<p>01. Naziv propisa Evropske unije : <b>IMPLEMENTACIONA UREDBA KOMISIJE (EU) br. 749/2014 od 30. juna 2014. o strukturi, formatu, postupcima podnošenja i pregledu informacija koje države članice dostavljaju u skladu sa Uredbom (EU) br. 525/2013 Evropskog parlamenta i Saveta</b></p> <p><b>Commission Implementing Regulation (EU) No 749/2014 of 30 June 2014 on structure, format, submission processes and review of information reported by Member States pursuant to Regulation (EU) No 525/2013 of the European Parliament and of the Council</b></p>	<p>2. „CELEX” oznaka EU propisa <b>32014R0749</b></p>
<p>3. Ovlašćeni predlagač propisa – Vlada</p>	<p>4. Datum izrade tabele:</p>
<p>Obrađivač – Ministarstvo zaštite životne sredine</p>	<p>29.10.2017. Revizija: 08.06.2018. Revizija: 14.01.2020.</p>
<p>5. Naziv propisa čije odredbe su predmet analize usklađenosti sa propisom Evropske unije:</p>	<p>6. Brojčane oznake (šifre) planiranih propisa iz baze NPAA:</p>
<p><b>Predlog zakona o klimatskim promenama</b></p>	<p>2017-344</p>
<p>7. Usklađenost odredbi propisa sa odredbama propisa EU:</p>	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
	CHAPTER I					
	SUBJECT MATTER AND DEFINITIONS					
Art. 1	Subject matter					
1.	This Regulation establishes rules implementing Regulation (EU) No 525/2013 as regards the following:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
1.(a)	(a) Member States' reporting of greenhouse gas inventories, approximated greenhouse gas inventories and of information on			NU	Potpuna usklađenost biće postignuta usvajanjem	

<sup>7</sup> Potpuno usklađeno - PU, delimično usklađeno - DU, neusklađeno - NU, neprenosivo – NP



a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
	policies and measures and projections, on the use of auctioning revenue and of project credits pursuant to Articles 7, 8, 12, 13, 14, and 17 of Regulation (EU) No 525/2013;				podzakonskog akta 58.8.	
1.(b)	(b) Member States' reporting for the purposes of Decision No 529/2013/EU;			NP	Nije primenljivo za Srbiju	
1.(c)	(c) the timing and steps for the conduct of the comprehensive and annual reviews of Member States' greenhouse gas inventories pursuant to Article 19 of Regulation (EU) No 525/2013;			NP	Nije primenljivo za Srbiju	
1.(d)	(d) timescales for the cooperation and coordination between the Commission and the Member States in preparing the Union greenhouse gas inventory report.			NP	Nije primenljivo za Srbiju	
Art. 2	Definitions					
2.	For the purposes of this Regulation, the following definitions shall apply:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
2.(1)	(1) 'common reporting format table' means a table for information on anthropogenic greenhouse gas emissions by sources and removals by sinks included in Annex II to Decision 24/CP.19 of the Conference of the Parties to the United Nations Framework Convention on Climate Change (UNFCCC) (Decision 24/CP.19) and in the Annex to Decision 6/CMP.9 of the Conference of the Parties to the UNFCCC serving as the meeting of the Parties to the Kyoto Protocol;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
2.(2)	(2) 'reference approach' means the reference approach by the Intergovernmental Panel on Climate Change (IPCC), as contained in the 2006 IPCC Guidelines for National Greenhouse Gas Inventories as applicable pursuant to Article 6 of Delegated Regulation (EU) No C(2014) 1539.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
2.(3)	(3) 'approach 1' means the basic method included in the 2006 IPCC Guidelines or the 2003 IPCC Good Practice Guidelines;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
2.(4)	(4) 'key category' means a category which has a significant influence on a Member State's or the Union's total inventory of greenhouse gases			NU	Potpuna usklađenost biće postignuta usvajanjem	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
	in terms of the absolute level of emissions and removals, the trend in emissions and removals, or uncertainty in emissions and removals;				podzakonskog akta 58.8.	
2.(5)	(5) 'sectoral approach' means the IPCC sectoral approach, as contained in the 2006 IPCC Guidelines.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
	CHAPTER II					
	REPORTING BY MEMBER STATES					
Art. 3	General rules for reporting greenhouse gas inventories					
3.1	1. Member States shall report the information referred to in Article 7(1) to (5) of Regulation (EU) No 525/2013 to the Commission with a copy to the European Environment Agency by completing, in accordance with Article 6 of Delegated Regulation (EU) No C(2014) 1539 and with the rules provided for in this Regulation:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
3.1.(a)	(a) the common reporting format tables by providing a complete set of spread sheets or Extensible Markup Language (XML) files, depending on the availability of the appropriate software, and covering that Member State's geographical scope under Regulation (EU) No 525/2013;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
3.1.(b)	(b) the standard electronic format for reporting Kyoto Protocol units and the related reporting instructions as adopted by the Conference of the Parties to the UNFCCC serving as the meeting of the Parties to the Kyoto Protocol;			NP	Nije primenljivo za Srbiju	
3.1.(c)	(c) the Annexes I to VIII and X to XV to this Regulation.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
3.2.	2. The complete national inventory report referred to in Article 7(3) of Regulation (EU) No 525/2013 shall be drafted based on the structure set out in the Appendix to the UNFCCC reporting guidelines on annual greenhouse gas inventories as included in Annex I to			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
	Decision 24/CP.19 and following the rules provided for in this Regulation.					
Art. 4	Reporting in the National Inventory Report or in an annex to the National Inventory Report					
4.1.	1. Member States shall include the information and the tabular formats required by Articles 6, 7, 9 to 16 in the National Inventory Report or in a separate annex to the National Inventory Report, as specified in Annex I.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
4.2.	2. Where Member States may choose whether the information and the tabular formats to be reported are included in the National Inventory Report or in a separate annex to the National Inventory Report, Member States shall clearly indicate where the information is provided by completing Annex I.			NP	Nije predmet transpozicije	
Art. 5	Processes for reporting					
5.	Member States shall use the ReportNet tools of the European Environment Agency, provided pursuant to Regulation (EC) No 401/2009 of the European Parliament and of the Council (9), for the submission of the information under Articles 4, 5, 7, 8, 12 to 17 of Regulation (EU) No 525/2013.			NP	Nije primenljivo za Srbiju	
Art. 6	Reporting on national inventory systems					
6.1.	1. Member States shall report the information on their national inventory systems referred to in Article 5(1) of Regulation (EU) No 525/2013 in textual format, specifying:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
6.1.(a)	(a) the name and contact information for the national entity with overall responsibility for the national inventory of the Member State;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
6.1.(b)	(b) the roles and responsibilities of various agencies and entities in relation to the inventory planning, preparation and management process, as well as the institutional, legal and procedural arrangements made to prepare the inventory;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
6.1.(c)	(c) a description of the process for collecting activity data, for selecting emission factors and methods, and for developing emission			NU	Potpuna usklađenost biće postignuta usvajanjem	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
	estimates;				podzakonskog akta 58.8.	
6.1.(d)	(d) a description of the approaches used and the results of key category identification;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
6.1.(e)	(e) a description of the processes which determine when recalculations of previously submitted inventory data are performed;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
6.1.(f)	(f) a description of the quality assurance and quality control plan, its implementation and the quality objectives established, and information on internal and external evaluation and review processes and their results in accordance with the guidelines for national systems set out in the Annex to Decision 19/CMP.1 of the Conference of the Parties to the UNFCCC serving as the meeting of the Parties to the Kyoto Protocol;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
6.1.(g)	(g) a description of the procedures for the official consideration and approval of the inventory.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
6.2.	2. Member States shall report a description of the arrangements made to ensure access of the competent inventory authorities to the information referred to in Article 5(2) of Regulation (EU) No 525/2013 including information on the organizations providing the information, the regular scheduling of the access to information, the level of disaggregation and completeness to which access is provided.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
Art. 7	Reporting on consistency of the reported data on air pollutants					
7.1.	1. Member States shall report textual information on the results of the checks referred to in Article 7(1)(m)(i) of Regulation (EU) No 525/2013 and on the consistency of the data pursuant to Article 7(1)(b) of Regulation (EU) No 525/2013 including:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
7.1.(a)	(a) a brief assessment whether the emissions estimates of carbon monoxide (CO), sulphur dioxide (SO <sub>2</sub> ), nitrogen oxides (NO <sub>x</sub> ) and volatile organic compounds, in inventories submitted by the Member			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
	State under Directive 2001/81/EC of the European Parliament and of the Council (10) and under the UNECE Convention on Long-range Transboundary Air Pollution are consistent with the corresponding emission estimates in greenhouse gas inventories under Regulation (EU) No 525/2013.				58.8.	
7.1.(b)	(b) the submission dates of the reports under Directive 2001/81/EC and under the UNECE Convention on Long-range Transboundary Air Pollution that were compared with the inventory submission under Regulation (EU) No 525/2013.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
7.2.	2. Where the checks referred to in paragraph 1 of this Article result in differences of more than +/- 5 % between the total emissions excluding Land Use, Land-Use Change and Forestry (LULUCF) for a particular air pollutant reported under Regulation (EU) No 525/2013 and respectively under Directive 2001/81/EC or the UNECE Convention on Long-range Transboundary Air Pollution for the year X-2, the Member State concerned shall report in accordance with the tabular format set out in Annex II to this Regulation in addition to the textual information pursuant to paragraph 1 of this Article for that air pollutant.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
7.3.	3. Member States may report only textual information if the difference of more than +/- 5 % referred to in paragraph 2 derives from correction of data errors, differences in geographical coverage or in scope of application in between the respective legal instruments.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
Art. 8	Reporting on recalculations					
8	Member States shall report the reason for recalculations of the base year or period and of year X-3 referred to in Article 7(1)(e) of Regulation (EU) No 525/2013 in the tabular format set out in Annex III to this Regulation.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
Art. 9	Reporting on implementation of recommendations and adjustments					
9.1.	1. Under Article 7(1)(j) of Regulation (EU) No 525/2013, Member States shall report on the status of implementation of each adjustment and of each recommendation listed in the most recently published individual UNFCCC review report, including reasons for not implementing such a recommendation, in accordance with the tabular format specified in Annex IV to this Regulation.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
9.2.	2. Member States shall report on the status of implementation of each recommendation listed in the most recent review report pursuant to Article 35(2) in accordance with the tabular format specified in Annex IV.			NP	Nije primenjivo za Srbiju	
Art. 10	Reporting on consistency of reported emissions with data from the emissions trading scheme					
10.1.	1. Member States shall report the information referred to in Article 7(1)(k) of Regulation (EU) No 525/2013 in accordance with the tabular format set out in Annex V to this Regulation.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
10.2.	2. Member States shall report textual information on the results of the checks performed pursuant to Article 7(1)(l) of Regulation (EU) No 525/2013.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
Art. 11	Reporting on consistency of the data reported on fluorinated greenhouse gases					
11..	Member States shall report textual information on the results of the checks referred to in Article 7(1)(m)(ii) of Regulation (EU) No 525/2013 including:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
11.(a)	(a) a description of the checks performed by the Member State concerning the level of detail, the data sets and the submissions compared;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
11.(b)	(b) a description of the main results of the checks and explanations for the main inconsistencies;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
11.(c)	(c) information whether the data collected by operators under Article 3(6) of Regulation (EC) No 842/2006 (11) has been made use of and how;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
11.(d)	(d) where the checks have not been performed, an explanation of the reasons why the checks were not considered to be relevant.			NU	Potpuna usklađenost biće postignuta usvajanjem	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
					podzakonskog akta 58.8.	
Art. 12	Reporting on consistency with energy data					
12.1	1. Under Article 7(1)(m)(iii) of Regulation (EU) No 525/2013, Member States shall report textual information on the comparison between the reference approach calculated on the basis of the data included in the greenhouse gas inventory and the reference approach calculated on the basis of the data reported pursuant to Article 4 of Regulation (EC) No 1099/2008 of the European Parliament and of the Council (12) and Annex B to that Regulation.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
12.2	2. Member States shall provide quantitative information and explanations for differences of more than +/- 2 % in the total national apparent fossil fuel consumption at aggregate level for all fossil fuel categories for the year X-2 in accordance with the tabular format set out in Annex VI.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
Art. 13	Reporting on changes in descriptions of national inventory systems or registries					
13.	Member States shall clearly state in the relevant chapters of the national inventory report if there have been no changes in the description of their national inventory systems or of their national registries referred to in Article 7(1)(n) and (o) of Regulation (EU) No 525/2013 since the previous submission of the national inventory report.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
Art. 14	Reporting on uncertainty and completeness					
14.1	1. For the purposes of reporting on uncertainty under Article 7(1)(p) of Regulation (EU) No 525/2013, Member States shall report approach 1 uncertainty estimates for			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
14.1.(a)	(a) emission levels and trends and			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
14.1.(b)	(b) activity data and emission factors or other estimation parameters used at the appropriate category level using the tabular format set out			NU	Potpuna usklađenost biće postignuta usvajanjem	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
	in Annex VII to this Regulation.				podzakonskog akta 58.8.	
14.2.	2. The general assessment of completeness referred to in Article 7(1)(p) of Regulation (EU) No 525/2013 shall include:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
14.2.(a)	(a) an overview of the categories that have been reported as not estimated (NE), as defined in the UNFCCC reporting guidelines on annual greenhouse gas inventories included in Annex I to Decision 24/CP.19, and detailed explanations for the use of this notation key especially where the 2006 IPCC Guidelines for National Greenhouse Gas Inventories provide methods for estimation of greenhouse gases;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
14.2.(b)	(b) a description of the geographical coverage of the greenhouse gas inventory.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
14.3.	3. Where a Member State submits inventories with different geographical coverage under the UNFCCC and the Kyoto Protocol and under Regulation (EU) No 525/2013, that Member State shall provide a short description of the principles and methods applied to distinguish emissions and removals reported for the Union's territory from emissions and removals reported for non-Union territories when compiling the inventory for the Union's territory of the respective Member State.			NP	Nije primenljivo za Srbiju	
Art. 15	Reporting on other elements for the preparation of the Union greenhouse gas inventory report					
15.1.	1. To enable the preparation of the Union greenhouse gas inventory report as referred to in Article 7(1)(p) of Regulation (EU) No 525/2013, Member States shall report the information on the methods and emission factors used for those categories identified as Union key category in the relevant XML files and common reporting format tables.			NP	Nije primenljivo za Srbiju	
15.2.	2. For the purposes of paragraph 1, the Commission shall provide the list of most recent Union's key categories by 31 October of the year prior to the inventory submission.			NP	Nije primenljivo za Srbiju	



a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
15.3.	3. Member States shall explain and interpret past emission trends and inter-annual variations at aggregate level in each sector including reference to the main drivers identified to have significant impacts on the trends. The focus shall lie on the explanation of changes in the most recent inventory year compared with 1990 and on explanations of significant inter-annual variations for the most recent years of reporting, in particular from year X-3 to year X-2.			NP	Nije primenljivo za Srbiju	
Art. 16	Reporting on major changes to methodological descriptions					
16.	By 15 March of each year, Member States shall report the major changes to the methodological descriptions in the national inventory report since its submission due on 15 April of the previous year, in the tabular format set out in Annex VIII.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
Art. 17	Reporting approximated greenhouse gas inventories					
17.1.	1. Member States shall report approximated greenhouse gas inventories as referred to in Article 8(1) of Regulation (EU) No 525/2013, in accordance with the common reporting format table — Summary table 2 as following:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
17.1.(a)	(a) at a level of disaggregation of source categories reflecting the activity data and methods available for the preparation of estimates for the year X-1;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
17.1.(b)	(b) excluding the total approximated CO2 equivalent emissions and removals from LULUCF;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
17.1.(c)	(c) adding two columns for reporting the split between emissions included in the scope of the Union's emissions trading scheme established by Directive 2003/87/EC of the European Parliament and of the Council (13) and emissions covered by Decision No 406/2009/EC by source category, where available.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	
17.2.	2. Member States shall provide explanations including on main drivers for the trends in emissions reported in Summary table 2 compared to the inventory already reported. Such explanation shall reflect only the information available for the preparation of estimates for the year X-1.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 58.8.	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
Art. 18	Timescales for cooperation and coordination in preparing the Union greenhouse gas inventory report					
18	Member States and the Commission shall cooperate and coordinate in the preparation of the Union greenhouse gas inventory and of the Union inventory report and comply with the time-limits set out in Annex IX.			NP	Nije primenljivo za Srbiju	
Art. 19	Reporting on the determination of the assigned amount					
19	Member States shall submit a report with the information necessary to facilitate the calculation of the joint assigned amount and the assigned amount of the Union pursuant to Article 3, paragraphs 7bis, 8 and 8bis of the Kyoto Protocol for the second commitment period in accordance with Annex I to Decision 2/CMP.8 related to that report, to the Commission three months prior to the time limit for submission of that report to the UNFCCC.			NP	Nije primenljivo za Srbiju	
Art. 20	Reporting on national systems for policies and measures and projections					
20	Member States shall report on national systems for policies and measures and projections referred to in Article 13(1)(a) of Regulation (EU) No 525/2013, including:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
20.(a)	(a) information concerning the relevant institutional, legal and procedural arrangements, including the designation of the appropriate national entity or entities entrusted with overall responsibility for the policy evaluation of the Member State concerned and for the projections of anthropogenic greenhouse gas emissions;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
20.(b)	(b) a description of relevant institutional, legal and procedural arrangements established within a Member State for evaluating policy and for making projections of anthropogenic greenhouse gas emissions by sources and removals by sinks;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
20.(c)	(c) a description of the relevant procedural arrangements and timescales to ensure the timeliness, transparency, accuracy, consistency, comparability and completeness of the information reported on policies and measures and the information reported on projections;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
20.(d)	(d) a description of the overall process for the collection and use of data, together with an assessment of whether consistent processes for collection and use of data are underpinning the evaluation of policies and measures and the making of projections as well as the different projected sectors in the making of projections;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
20.(e)	(e) a description of the process for selecting assumptions, methodologies and models for policy evaluation, and for making projections of anthropogenic greenhouse gas emissions;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
20.(f)	(f) a description of the quality assurance and quality control activities and of the sensitivity analysis for projections carried out.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
Art. 21	Reporting on updates to Member States' low-carbon development strategies					
21.	Member States shall report on updates of their low-carbon development strategies referred to in Article 13(1)(b) of Regulation (EU) No 525/2013, including information concerning:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
21.(a)	(a) the objective and a short description of the update carried out;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
21.(b)	(b) the legal status of the low-carbon development strategy and of its update;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
21.(c)	(c) the changes and expected impacts of the update on the implementation of the low-carbon development strategy;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
21.(d)	(d) the timeline and a description of the progress for the implementation of the low-carbon development strategy and of its update, and where available, an assessment of the projected costs and benefits associated with the update;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
21.(e)	(e) the manner in which the information is made available to the public pursuant to Article 4(3) of Regulation (EU) No 525/2013.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
Art. 22	Reporting on policies and measures					
22.1	1. Member States shall report the information on policies and measures referred to in Article 13(1)(c), (d) and (e) of Regulation (EU) No 525/2013 in accordance with the tabular formats set out in Annex XI to this Regulation and using the reporting template provided and the submission process introduced by the Commission.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
22.2	2. Member States shall report qualitative information regarding the links between the different policies and measures reported pursuant paragraph 1 and the way such policies and measures contribute to the different projection scenarios including an assessment of their contribution to the achievement of a low-carbon development strategy, in a textual format in addition to the tabular format referred to in paragraph 1.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
Art. 23	Reporting on projections					
23.1	1. Member States shall report the information on projections of anthropogenic greenhouse gases emissions by sources and removals by sinks referred to in Article 14 of Regulation (EU) No 525/2013 in accordance with the tabular formats set out in Annex XII to this Regulation, using the reporting template provided and the submission process introduced by the Commission.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
23.2	2. Member States shall provide additional information, in a textual format, regarding:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
23.2.(a)	(a) the results of the sensitivity analysis for the total reported greenhouse gas emissions, together with a brief explanation on which parameters were varied and how.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
23.2.(b)	(b) the results of the sensitivity analysis split on total emissions covered by Decision No 406/2009/EC, total emissions included in the scope of the Union's emissions trading scheme established by			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
	Directive 2003/87/EC and total LULUCF emissions when such information is available;				63.4.	
23.2.(c)	(c) the year of inventory data (base year) and year of inventory report used as a starting point for the projections;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
23.2.(d)	(d) the methodologies used for the projections, including a brief description of models used and their sectoral, geographical and temporal coverage, references for further information on the models and information on key exogenous assumptions and parameters used.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
23.3	3. Nine months before the time-limit for submission of a report on projections pursuant to Article 14(1) of Regulation (EC) No 525/2013 and in consultation with the Member States, the Commission shall recommend harmonised values for key supra-nationally determined parameters including carbon prices under emission trading scheme, international oil and coal import prices, with a view of ensuring consistency of the aggregated Union projections.			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	Transpozicija prilagođena nacionalnim okolnostima
Art. 24	Reporting on the use of auctioning revenues					
24.	Member States shall report the information on the use of auctioning revenues referred to in Article 17(1)(b) and (c) and Article 17(2) of Regulation (EU) No 525/2013 in accordance with the tabular formats set out in Annex XIII to this Regulation.			NP	Nije primenljivo za Srbiju	
Art. 25	Reporting on the project credits used for compliance with Decision No 406/2009/EC					
25.	Member States shall report the information on the project credits used for compliance with Decision No 406/2009/EC referred to in Article 17(1)(a) and (d) of Regulation (EU) No 525/2013 in accordance with the tabular format set out in Annex XIV to this Regulation.			NP	Nije primenljivo za Srbiju	
Art. 26	Reporting on summary information on concluded transfers					
26.1	1. Member States shall report the summary information on concluded transfers pursuant to Article 3(4) and (5) of Decision No 406/2009/EC in accordance with the tabular format set out in Annex XV to this Regulation.			NP	Nije primenljivo za Srbiju	
26.2	2. The Commission services shall compile and make available			NP	Nije primenljivo za Srbiju	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
	electronically a report summarizing the information provided by Member States on annual basis. Such report shall provide only aggregated data and shall not disclose information from individual Member States on prices per unit of annual emission allocation.					
	CHAPTER III					
	UNION EXPERT REVIEW OF GREENHOUSE GAS EMISSIONS					
Art. 27	Organisation of the Reviews					
27.1	1. In conducting the reviews referred to in Article 19(1) and (2) of Regulation (EU) No 525/2013 the Commission and the European Environment Agency shall be supported by a technical experts review team.			NP	Nije primenljivo za Srbiju	
27.2	2. The European Environment Agency shall act as Secretariat for the reviews.			NP	Nije primenljivo za Srbiju	
27.3	3. The Commission and the European Environment Agency shall select a sufficient number of review experts and covering the appropriate inventory sectors in order to ensure an adequate review of the greenhouse gas inventories concerned within the time period available.			NP	Nije primenljivo za Srbiju	
27.4	4. The review experts selected pursuant to paragraph 3 shall have experience in the area of greenhouse gas inventories compilation and, preferably be active in greenhouse gas review processes.			NP	Nije primenljivo za Srbiju	
27.5	5. A member of the technical experts review team who has contributed to the compilation of an individual Member State's greenhouse gas inventory, or who is a national of the Member State' whose inventory is concerned, shall not take part in the review of that inventory.			NP	Nije primenljivo za Srbiju	
27.6	6. The Commission and the European Environment Agency shall strive to ensure that the review of greenhouse gas inventories is performed consistently across all Member States concerned and in an objective manner, in order to ensure a high quality of the resulting technical assessments.			NP	Nije primenljivo za Srbiju	
27.7	7. The reviews shall be carried out as desk-based or centralized reviews.			NP	Nije primenljivo za Srbiju	
27.8	8. The Secretariat may decide to organize:			NP	Nije primenljivo za Srbiju	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
27.8.(a)	(a) a desk-based and centralized review in the same year;			NP	Nije primenljivo za Srbiju	
27.8.(b)	(b) an in-country visit in addition to the desk-based or centralized reviews upon recommendation of the technical experts review team and in consultation with the Member State concerned.			NP	Nije primenljivo za Srbiju	
Art. 28	Tasks of the Secretariat					
28.	The tasks of the Secretariat referred to in Article 27(2) shall include:			NP	Nije primenljivo za Srbiju	
28.(a)	(a) preparing the work plan for the review;			NP	Nije primenljivo za Srbiju	
28.(b)	(b) compiling and providing the information necessary for the work of the technical experts review team;			NP	Nije primenljivo za Srbiju	
28.(c)	(c) coordinating the review activities as set out in this Regulation, including the communication between the technical experts review team and the designated contact person or persons of the Member State under review, as well as making other practical arrangements;			NP	Nije primenljivo za Srbiju	
28.(d)	(d) confirming cases where Member State's greenhouse gas inventories present significant issues in the meaning of Article 31, in consultation with the Commission;			NP	Nije primenljivo za Srbiju	
28.(e)	(e) compiling and editing the final and interim review reports and communicating them to the Member State concerned and to the Commission.			NP	Nije primenljivo za Srbiju	
Art. 29	First step of the annual review					
29.	The checks to verify the transparency, accuracy, consistency, comparability and completeness of the information submitted referred to in Article 19(3)(a) of Regulation (EU) No 525/2013 may include:			NP	Nije primenljivo za Srbiju	
29.(a)	(a) an assessment whether all emission source categories and gases required under Regulation (EU) No 525/2013 are reported;			NP	Nije primenljivo za Srbiju	
29.(b)	(b) an assessment whether emissions data time series are consistent;			NP	Nije primenljivo za Srbiju	
29.(c)	(c) an assessment whether implied emission factors across Member States are comparable taking the IPCC default emission factors for different national circumstances into account;			NP	Nije primenljivo za Srbiju	
29.(d)	(d) an assessment of the use of 'Not Estimated' notation keys where IPCC tier 1 methodologies exist and where the use of the notation key is not justified in accordance with paragraph 37 of the UNFCCC reporting guidelines on annual greenhouse gas inventories as included			NP	Nije primenljivo za Srbiju	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
	in Annex I to Decision 24/CP.19;					
29.(e)	(e) an analysis of recalculations performed for the inventory submission, in particular if the recalculations are based on methodological changes;			NP	Nije primenljivo za Srbiju	
29.(f)	(f) a comparison of the verified emissions reported under the Union's Emissions Trading System with the greenhouse gas emissions reported pursuant to Article 7 of Regulation (EU) No 525/2013 with a view of identifying areas where the emission data and trends as submitted by the Member State under review deviate considerably from those of other Member States;			NP	Nije primenljivo za Srbiju	
29.(g)	(g) a comparison of the results of Eurostat's reference approach with the Member States' reference approach;			NP	Nije primenljivo za Srbiju	
29.(h)	(h) a comparison of the results of Eurostat's sectoral approach with the Member States' sectoral approach;			NP	Nije primenljivo za Srbiju	
29.(i)	(i) an assessment whether recommendations from earlier Union or UNFCCC reviews, not implemented by the Member State could lead to a technical correction;			NP	Nije primenljivo za Srbiju	
29.(j)	(j) an assessment whether there are potential overestimations or underestimations relating to a key category in a Member State's inventory.			NP	Nije primenljivo za Srbiju	
Art. 30	Trigger for the second step of the annual review					
30.	In the framework of the annual review, where the checks pursuant to Article 29 identify significant issues in the meaning of Article 31, at a Member State's request, in case of late submission of the inventory that prevents the carrying out of the first step review checks pursuant to the timeline as set out in Annex XVI or in case of a lack of response to the first step review results, the checks set out in Article 32 shall be carried out.			NP	Nije primenljivo za Srbiju	
Art. 31	Threshold of significance					
31.1	1. Recommendations from earlier Union or UNFCCC reviews which have not been implemented shall constitute a significant issue under Article 19(4)(a) of Regulation No (EU) 525/2013 if the recommendation or question concern overestimates or underestimates of greenhouse gas inventory data which could lead to a technical			NP	Nije primenljivo za Srbiju	



a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
	correction and if that Member State has not provided satisfactory explanation for the lack of implementation of that recommendation.					
31.2	2. An underestimate or overestimate of inventory data that amounts to below 0.05 per cent of a Member State's total national greenhouse gas emissions without LULUCF for the year of the inventory under review or that does not exceed 500 kt CO <sub>2</sub> equivalent, whichever is smaller, shall not be considered a significant issue under Article 19(4)(b) of Regulation (EU) No 525/2013.			NP	Nije primenljivo za Srbiju	
Art. 32	Second step of the annual review					
32.1	1. The checks to identify cases where inventory data is prepared in a manner which is inconsistent with the UNFCCC guidance documentation or Union rules referred to in Article 19(3)(b) of Regulation (EU) No 525/2013 may include:			NP	Nije primenljivo za Srbiju	
32.1.(a)	(a) detailed examination of the inventory estimates including methodologies used by the Member State in the preparation of inventories;			NP	Nije primenljivo za Srbiju	
32.1.(b)	(b) detailed analysis of the Member State's implementation of recommendations related to improving inventory estimates as listed in its most recent UNFCCC annual review report made available to that Member State before the submission under review or in the final review report pursuant to Article 35(2) of this Regulation; where recommendations have not been implemented a detailed analysis of the justification provided by the Member State for not implementing them;			NP	Nije primenljivo za Srbiju	
32.1.(c)	(c) detailed assessment of the time series consistency of the greenhouse gas emissions estimates;			NP	Nije primenljivo za Srbiju	
32.1.(d)	(d) detailed assessment whether the recalculations made by a Member State in the given inventory submission as compared to the previous one are transparently reported and made in accordance with the 2006 IPCC Guidelines for National Greenhouse Gas Inventories;			NP	Nije primenljivo za Srbiju	
32.1.(e)	(e) follow-up on the results of the checks referred to in Article 29 of this Regulation and on any additional information submitted by the Member State under review in response to questions from the technical experts review team and other relevant checks.			NP	Nije primenljivo za Srbiju	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
32.2.	2. A Member State that wishes to undergo the checks referred to in paragraph 1 upon request, shall notify the Commission by 31 October of the year preceding the year when the relevant review takes place.			NP	Nije primenljivo za Srbiju	
Art. 33	Comprehensive Review					
33.1.	1. The comprehensive review referred to in Article 19(1) of Regulation (EU) No 525/2013 shall include the checks pursuant to Articles 29 and 32 of this Regulation for the whole inventory.			NP	Nije primenljivo za Srbiju	
33.2.	2. The comprehensive review may include checks to identify whether problems identified for one Member State in the UNFCCC or Union reviews may also constitute a problem for other Member States.			NP	Nije primenljivo za Srbiju	
Art. 34	Technical corrections					
34.1.	1. A technical correction shall be deemed necessary in the meaning of Article 19(3)(c) of Regulation (EU) No 525/2013 if an underestimate or overestimate exceeds the threshold of significance pursuant to Article 31 of this Regulation. Only the technical corrections deemed necessary shall be included in the final review report referred to in Article 35(2) of this Regulation accompanied by evidence based justification.			NP	Nije primenljivo za Srbiju	
34.2.	2. Should a technical correction exceed the threshold of significance for at least one year of the inventory under review but not for all the years of the time series, the technical correction shall be calculated for all the other years under review in order to ensure time series consistency.			NP	Nije primenljivo za Srbiju	
Art. 35	Review Reports					
35.1.	1. By 20 April of every year with an annual review, the Secretariat shall inform the Member State concerned of any significant issues pursuant to Articles 30 and 31 by means of an interim review report. Such report shall address issues that have been raised no later than by 31 March.			NP	Nije primenljivo za Srbiju	
35.2.	2. The Secretariat shall inform the Member State concerned of the end of the review by means of a final review report as follows:			NP	Nije primenljivo za Srbiju	
35.2.(a)	(a) by 20 April in the case where no interim report was sent pursuant to paragraph 1;			NP	Nije primenljivo za Srbiju	
35.2.(b)	(b) by 30 June at the end of the second step of the annual review;			NP	Nije primenljivo za Srbiju	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
35.2.(c)	(c) by 30 August at the end of the comprehensive review.			NP	Nije primenljivo za Srbiju	
Art. 36	Cooperation with Member States					
36.1.	1. Member States shall:			NP	Nije primenljivo za Srbiju	
36.1.(a)	(a) participate in all the steps of the review pursuant to the schedule as set in Annex XVI;			NP	Nije primenljivo za Srbiju	
36.1.(b)	(b) nominate a National contact point for the Union's review;			NP	Nije primenljivo za Srbiju	
36.1.(c)	(c) participate in and facilitate in close cooperation with the Secretariat the organisation of an in-country visit, if needed;			NP	Nije primenljivo za Srbiju	
36.1.(d)	(d) provide answers and additional information and comment on the review reports as relevant.			NP	Nije primenljivo za Srbiju	
36.2.	2. Upon request by the Member States, comments regarding the review findings shall be included in the final review report.			NP	Nije primenljivo za Srbiju	
36.3.	3. The Commission shall inform the Member States of the composition of the technical experts review team.			NP	Nije primenljivo za Srbiju	
Art. 37	Schedule for the reviews					
	The comprehensive and the annual reviews shall be carried out pursuant to the schedules set out in Annex XVI.			NP	Nije primenljivo za Srbiju	
	CHAPTER IV					
	REPORTING FOR THE PURPOSES OF DECISION No 529/2013/EU					
Art. 38	Avoidance of double reporting					
38..	To the extent that a Member State includes information in its national inventory report and in accordance with Article 3 of this Regulation that is required also pursuant to Decision No 529/2013/EU, that Member State shall be deemed to have complied with its respective reporting obligations under that Decision.			NU		Predmet transpozicije Uredbe 529/2012/EU
Art. 39	Reporting requirements on systems for cropland management and grazing land management					
39.1.	1. To the extent that a Member State has not included information in its national inventory report as set out in Article 38 of this Regulation, it shall report textual information on the systems in place and being developed to estimate emissions and removals from cropland			NU		Predmet transpozicije Uredbe 529/2012/EU

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
	management or grazing land management as referred to in point (a) of the second subparagraph of Article 3(2) of Decision No 529/2013/EU including the following elements:					
39.1.(a)	(a) a description of the institutional, legal and procedural arrangements made in accordance with the requirements for national systems under the Kyoto Protocol as set out in the Annex to Decision 19/CMP.1 and in accordance with the requirements for national arrangements under the UNFCCC reporting guidelines for national greenhouse gas inventories as set out in Annex I to Decision 24/CP.19.			NU		Predmet transpozicije Uredbe 529/2012/EU
39.1.(b)	(b) a description of the manner in which the systems implemented are consistent with the methodological requirements of the IPCC report '2013 Revised Supplementary Methods and Good Practice Guidance Arising from the Kyoto Protocol', the '2006 IPCC Guidelines for National Greenhouse Gas Inventories' and, as applicable, with the '2013 Supplement to 2006 IPCC Guidelines for National Greenhouse Gas Inventories: Wetlands'.			NU		Predmet transpozicije Uredbe 529/2012/EU
39.2.	2. Member States shall submit the information set out in paragraph 1 as a separate report to the Commission pursuant to the following schedule:			NU		Predmet transpozicije Uredbe 529/2012/EU
39.2.(a)	(a) the first report in the year 2016 for the reporting year 2014 including all developments starting with 1 January 2013,			NU		Predmet transpozicije Uredbe 529/2012/EU
39.2.(b)	(b) the second report in the year 2017 for the reporting year 2015 and,			NU		Predmet transpozicije Uredbe 529/2012/EU
39.2.(c)	(c) the third report in the year 2018 for the reporting year 2016.			NU		Predmet transpozicije Uredbe 529/2012/EU
39.3.	3. Member States shall focus the information included in the reports subsequent to the first report on any changes and developments that have occurred for their systems compared with the information included in their previous report.			NU		Predmet transpozicije Uredbe 529/2012/EU
Art. 40	Reporting requirements on annual estimates of emissions and removals from cropland management and grazing land management					
40.1.	1. Member States that did not elect cropland management or grazing land management under the Kyoto Protocol shall report initial, preliminary and non-binding annual estimates of emissions and			NU		Predmet transpozicije Uredbe 529/2012/EU

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
	removals from cropland management or grazing land management as referred in point (b) of the second subparagraph of Article 3(2) of Decision No 529/2013/EU by including information for the relevant base year or period specified in Annex VI to Decision No 529/2013/EU.					
40.2.	2. The first annual report shall be submitted in the year 2015 for the reporting year 2013.			NU		Predmet transpozicije Uredbe 529/2012/EU
40.3.	3. Member States to which paragraph 1 of this Article applies shall submit final annual estimates of emissions and removals from cropland management or grazing land management pursuant to point (c) of the second subparagraph of Article 3(2) of Decision No 529/2013/EU for all reporting years for the period from 1 January 2013 to 31 December 2020, by including final information for the relevant base year or period specified in Annex VI to Decision No 529/2013/EU.			NU		Predmet transpozicije Uredbe 529/2012/EU
40.4.	4. When providing the information specified in paragraphs 1 and 2 of this Article Member States shall comply with the following requirements:			NU		Predmet transpozicije Uredbe 529/2012/EU
40.4.(a)	(a) complete all relevant common reporting format tables as included in the Annex to Decision 6/CMP.9 for the respective activity under the Kyoto Protocol for the second commitment period, including the cross-cutting tables on activity coverage, the land transition matrix and the information table on accounting, and			NU		Predmet transpozicije Uredbe 529/2012/EU
40.4.(b)	(b) include explanatory information on methodologies and data used as required in the national inventory report in accordance with Decision 2/CMP.8 under the Kyoto Protocol and its Annex II.			NU		Predmet transpozicije Uredbe 529/2012/EU
Art. 41	Specific reporting requirements					
41.1.	1. By derogation from Article 38 of this Regulation, where a Member State reports for its accounting obligation under the Kyoto Protocol information in accordance with the provisions on forest plantations set out in paragraphs 37 to 39 of the Annex to Decision 2/CMP.7, it shall submit for the purpose of its obligations under Decision No 529/2013/EU separate common reporting format tables for the activities of forest management and deforestation completed without the application of the provisions in paragraphs 37 to 39 of the Annex			NU		Predmet transpozicije Uredbe 529/2012/EU

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
	to Decision 2/CMP.7.					
41.2.	2. By derogation from Article 38 of this Regulation, where a Member State which did not elect cropland management or grazing land management under the Kyoto Protocol reports information on wetland drainage and rewetting for its accounting under that protocol and where that Member State applies Article 3(3) of Decision No 529/2013/EU, it shall submit separate common reporting format tables for those activities completed in accordance with that Decision.			NU		Predmet transpozicije Uredbe 529/2012/EU
Art. 42	Submission of information					
42.1.	1. The information corresponding to the reporting requirements set out in Articles 39, 40 and 41 of this Regulation shall be submitted to the Commission as a separate annex to the national inventory report referred to in Article 7(3) of Regulation (EU) No 525/2013.			NU		Predmet transpozicije Uredbe 529/2012/EU
42.2.	2. To the extent that Article 38 of this Regulation does not apply, for their reporting obligations pursuant to the first subparagraph of Article 3(2) and Article 3(3) of Decision No 529/2013/EU Member States shall report in accordance with Article 3 of this Regulation and include the corresponding information in the annex to the national inventory report referred to in Article 7(3) of Regulation (EU) No 525/2013.			NU		Predmet transpozicije Uredbe 529/2012/EU
Art. 43	Reporting at the end of an accounting period					
43..	For the purposes of Article 7(2) of Regulation (EU) No 525/2013 Member States shall submit information in accordance with Article 3 of this Regulation and in accordance with the provisions set out in this Chapter.			NU		Predmet transpozicije Uredbe 529/2012/EU
	CHAPTER V					
	TRANSITIONAL AND FINAL PROVISIONS					
Art. 44	Repeal and transitional provision					
44	Decision No 2005/166/EC is repealed. The effects of Articles 18, 19 and 24 shall be maintained.			NP	Nije primenljivo za Srbiju	
Art. 45	Entry into force					
45.1	This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.			DU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta	Transpozicija je prilagođena nacionalnim okolnostima

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
					59.3. 63.4.	
45.2	This Regulation shall be binding in its entirety and directly applicable in all Member States.			NP	Nije primenljivo za Srbiju	
Annex I	Overview table of reporting requirements and their submission			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 59.3.	
Annex II	Format for reporting information on consistency of the reported data on air pollutants pursuant to Article 7			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 59.3.	
Annex III	Format for reporting on recalculations pursuant to Article 8			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 59.3.	
Annex IV	Format for reporting information on implementation of recommendations and adjustments pursuant to Article 9			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 59.3.	
Annex V	Format for reporting information on consistency of reported emissions with emissions trading scheme (ETS) data pursuant to Article 10			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 59.3.	
Annex VI	Format for reporting information on consistency with energy data pursuant to Article 12			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 59.3.	
Annex VII	Format for reporting information on uncertainty pursuant to Article 14			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 59.3.	
Annex IX	Format for reporting information on major changes to methodological descriptions pursuant to Article 16			NU	Potpuna usklađenost biće postignuta usvajanjem	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>7</sup>	Razlozi za delimičnu usklađenost, ne usklađenost ili ne prenosivost	Napomena o usklađenosti
					podzakonskog akta 59.3.	
Annex X	Procedures and time scales for the compilation of the Union greenhouse gas inventory and inventory report			NP	Nije primenljivo za Srbiju	
Annex XI	Format for reporting greenhouse gas emissions covered by Decision 406/2009/EC			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
Annex XII	Reporting information on policies and measures pursuant to Article 22			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
Annex XIII	Reporting on projections pursuant Article 23			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 63.4.	
Annex XIV	Reporting on the use of auctioning revenues pursuant to Article 24			NP	Nije primenljivo za Srbiju	
Annex XV	Reporting on the project credits used for compliance with Decision No 406/2009/EC pursuant to Article 25 of this Regulation			NP	Nije primenljivo za Srbiju	
Annex XVI	Reporting on summary information on concluded transfers pursuant to Article 26			NP	Nije primenljivo za Srbiju	
Annex IX	Table 1, 2 and 3			NP	Nije primenljivo za Srbiju	



1. Naziv propisa Evropske unije: <b>DELEGIRANA UREDBA KOMISIJE (EU) br. 666/2014 od 12. marta 2014. o uspostavljanju suštinskih zahteva za sistem inventara Evropske unije i uzimanja u obzir promene potencijala globalnog zagrevanja i međunarodno dogovorenih smernica za inventare u skladu sa Uredbom (EU) br. 525/2013 Evropskog parlamenta i Saveta (tekst od značaja za EEP)</b> <b>Commission Delegated Regulation (EU) No 666/2014 of 12 March 2014 establishing substantive requirements for a Union inventory system and taking into account changes in the global warming potentials and internationally agreed inventory guidelines pursuant to Regulation (EU) No 525/2013 of the European Parliament and of the Council Text with EEA relevance</b>	2. „CELEX” oznaka EU propisa <b>32014R0666</b>
3. Ovlašćeni predlagač propisa – Vlada	4. Datum izrade tabele:
Obradivač – Ministarstvo zaštite životne sredine	29.10.2017 Revizija: 08.06.2018. Revizija: 14.2020.
5. Naziv (nacrt, predloga) propisa čije odredbe su predmet analize usklađenosti sa propisom Evropske unije:	6. Brojčane oznake (šifre) planiranih propisa iz baze NPAA:
<b>Predlog zakona o klimatskim promenama</b>	2017-344
7. Usklađenost odredbi propisa sa odredbama propisa EU:	

a)	a1)	b)	b1)	v)	g)	d)
Odredba propisa EU Article	Sadržina odredbe	Odredbe propisa R. Srbije	Sadržina odredbe	Usklađenost <sup>8</sup>	Razlozi za delimičnu usklađenost, neusklađenost ili neprenosivost	Napomena o usklađenosti
1	Subject matter					
1.1	1. The Union greenhouse gas inventory is the sum of Member States' greenhouse gas emissions from sources and removals by sinks for the territory of the European Union in accordance with Article 52 of the Treaty on European Union and is established on the basis of the Member States' greenhouse gas inventories, as reported pursuant to Article 7 of Regulation (EU) No 525/2013, for the complete time series of inventory years.			NP	Nije primenjivo za Srbiju	

<sup>8</sup> Potpuno usklađeno - PU, delimično usklađeno - DU, neusklađeno - NU, neprenosivo – NP

1.2	2. This Regulation lays down rules on the requirements for a Union inventory system, further specifying rules on the preparation and administration of the Union greenhouse gas inventory including rules on cooperation with the Member States during the annual reporting process and the United Nations Framework Convention on Climate Change (UNFCCC) inventory review.			NP	Nije primenjivo za Srbiju	
1.3	3. This Regulation also lays down rules with regard to the global warming potential values and the internationally agreed inventory guidelines to be used by the Member States and the Commission in the determination and reporting of the greenhouse gas inventory.			NP	Nije primenjivo za Srbiju	
2	Union greenhouse gas inventory					
2.1	1. In preparing and administering the Union greenhouse gas inventory, the Commission shall strive to ensure:			NP	Nije primenjivo za Srbiju	
2.1.(a)	(a) the completeness of the Union greenhouse gas inventory by applying the procedure set out in Article 9(2) of Regulation (EU) No 525/2013;			NP	Nije primenjivo za Srbiju	
2.1.(b)	(b) that the Union greenhouse gas inventory provides a transparent aggregation of Member States' greenhouse gas emissions and removals by sinks and reflects in a transparent manner the contribution of Member States' emissions and removals by sinks to the Union greenhouse gas inventory;			NP	Nije primenjivo za Srbiju	
2.1.(c)	(c) that the total of the Union's greenhouse gas emissions and removals by sinks for a reporting year is equal to the sum of Member States' greenhouse gas emissions and removals by sinks reported pursuant to paragraphs 1 to 5 of Article 7 of Regulation (EU) No 525/2013 for that same year;			NP	Nije primenjivo za Srbiju	
2.1.(d)	(d) that the Union greenhouse gas inventory includes a consistent time series of emissions and removals by sinks for all reported years.			NP	Nije primenjivo za Srbiju	
2.2	2. The Commission and the Member States shall strive to increase the comparability of Member States' greenhouse gas inventories.			NP	Nije primenjivo za Srbiju	
3	Union greenhouse gas inventory quality assurance and quality control programme					
3.1	1. The Union quality assurance and quality control programme referred to in Article 6(1)(a) of Regulation (EU) No 525/2013 shall complement the quality assurance and quality control programmes implemented by the Member States.			NP	Nije primenjivo za Srbiju	

3.2	2. Member States shall ensure the quality of activity data, emission factors and other parameters used for their national greenhouse gas inventory including by applying Articles 6 and 7.	61.1 61.2 61.3	<p>Agencija izrađuje i sprovodi Plan osiguranja kvaliteta i kontrole kvaliteta podataka za potrebe izrade i unapredenja kvaliteta Inventara GHG.</p> <p>Agencija koordinira aktivnosti sa organima i organizacijama iz člana 59. ovog zakona, kako bi osigurala kvalitet i obezbedila kontrolu kvaliteta podataka u skladu sa planom iz stava 1.</p> <p>Organi i organizacije iz člana 59. postupaju po procedurama iz plana iz stava 1 ovog člana i o svim realizovanim i planiranim izmenama obaveštavaju Agenciju uz koje dostavljaju i obrazloženje.</p>	PU		
3.3	3. Member States shall provide to the Commission and to the European Environment Agency all relevant information from their archives set up and managed in accordance with paragraph 16(a) of Annex to Decision 19/CMP.1 of the Conference of the Parties to the UNFCCC serving as the meeting of the Parties to the Kyoto Protocol, if required during the UNFCCC review of the Union greenhouse gas inventory.			NP	Nije primenjivo za Srbiju	
4	Gap filling					
4.1	1. The Commission estimates for data missing from a Member State's greenhouse gas inventory as referred to in Article 9(2) of Regulation (EU) No 525/2013 shall be based on the following methodologies and data:			NP	Nije primenjivo za Srbiju	
4.1.(a)	(a) where a Member State has submitted in the previous reporting year a consistent time series of estimates for the relevant source category that has not been subject to adjustments under Article 5(2) of the Kyoto Protocol and any of the following occurs:			NP	Nije primenjivo za Srbiju	
4.1.(a).(i)	(i) that Member State has submitted an approximated greenhouse gas inventory for the year X – 1 pursuant to Article 8(1) of Regulation (EU) No 525/2013 that includes the missing estimate, on the data from that approximated greenhouse gas inventory;			NP	Nije primenjivo za Srbiju	

4.1.(a).(ii)	(ii) that Member State has not submitted an approximated greenhouse gas inventory for the year X – 1 under Article 8(1) of Regulation (EU) No 525/2013, but the Union has estimated approximated greenhouse gas emissions for the year X – 1 for the Member States in accordance with Article 8(1) of Regulation (EU) No 525/2013, on the data from that Union approximated greenhouse gas inventory;			NP	Nije primenjivo za Srbiju	
4.1.(a).(iii)	(iii) the use of the data from the approximated greenhouse gas inventory is not possible or may lead to a highly inaccurate estimation, for missing estimates in the energy sector, on the data obtained in accordance with Regulation (EC) No 1099/2008 of the European Parliament and of the Council (4);			NP	Nije primenjivo za Srbiju	
4.1.(a).(iv)	(iv) the use of the data from the approximated greenhouse gas inventory is not possible or may lead to a highly inaccurate estimation, for missing estimates in non-energy sectors, on estimation based on the technical guidance on methodologies for adjustments under Article 5(2) of the Kyoto Protocol without application of the conservativeness factor defined in that guidance.			NP	Nije primenjivo za Srbiju	
4.1.(b)	(b) where an estimate for the relevant source category was subject to adjustments under Article 5(2) of the Kyoto Protocol in previous years and the Member State concerned has not submitted a revised estimate, on the basic adjustment method used by the expert review team as set out in the technical guidance on methodologies for adjustments under Article 5(2) of the Kyoto Protocol without application of the conservativeness factor defined in that guidance;			NP	Nije primenjivo za Srbiju	
4.1.(c)	(c) where an estimate for the relevant category was subject to technical corrections under point (c) of Article 19(3) of Regulation (EU) No 525/2013 in previous years and the Member State concerned has not submitted a revised estimate, on the method used by the technical expert review team to calculate the technical correction;			NP	Nije primenjivo za Srbiju	
4.1.(d)	(d) where a consistent time series of reported estimates for the relevant source category is not available and the estimate of the source category has not been subject to adjustments under Article 5(2) of the Kyoto Protocol, on the technical guidance for adjustments, without application of the conservativeness factor defined in that guidance.			NP	Nije primenjivo za Srbiju	
4.2	2. The Commission shall prepare the estimates referred to in paragraph 1 by 31 March of the reporting year in consultation with the Member State concerned.			NP	Nije primenjivo za Srbiju	

4.3	3. The Member State concerned shall use the estimates referred to in paragraph 1 for its national submission to the UNFCCC Secretariat of 15 April to ensure consistency between the Union greenhouse gas inventory and the Member States' greenhouse gas inventories.			NP	Nije primenjivo za Srbiju	
5	Timescales for cooperation and coordination during the annual reporting process and the UNFCCC review					
5.1	1. When a Member State intends to re-submit its inventory to the UNFCCC Secretariat by 27 May, that Member State shall report the same inventory in advance to the Commission by 8 May. The information as reported to the Commission shall not differ from the submission to the UNFCCC Secretariat.			NP	Nije primenjivo za Srbiju	
5.2	2. When a Member State intends to make any other re-submission of its inventory to the UNFCCC Secretariat after 27 May that contains information different from that already reported to the Commission, that Member State shall report such information to the Commission no later than within one week of re-submitting it to the UNFCCC Secretariat.			NP	Nije primenjivo za Srbiju	
5.3	3. A Member State shall report the following information to the Commission:			NP	Nije primenjivo za Srbiju	
5.3.(a)	(a) indications from an expert review team of any potential problem with the Member State's greenhouse gas inventory related to requirements of a mandatory nature and which could lead to an adjustment or a potential question of implementation (the 'Saturday paper'), within one week of receiving the information from the UNFCCC Secretariat;			NP	Nije primenjivo za Srbiju	
5.3.(b)	(b) corrections to the estimates of greenhouse gas emissions applied in agreement between the Member State and the expert review team to the greenhouse gas inventory submission concerned during the review process as contained in the response to the indications referred to under point (a), within one week of submitting it to the UNFCCC Secretariat;			NP	Nije primenjivo za Srbiju	
5.3.(c)	(c) the draft individual inventory review report that contains the adjusted estimates of greenhouse gas emissions or a question of implementation where the Member State has not resolved the problem raised by the expert review team, within one week of receiving that report from the UNFCCC Secretariat;			NP	Nije primenjivo za Srbiju	
5.3.(d)	(d) the response by the Member State to the draft individual inventory review report in case where a proposed adjustment is not accepted accompanied by a summary in which the Member State indicates whether it accepts or rejects any of the proposed adjustments, within one week of submitting the			NP	Nije primenjivo za Srbiju	

	response to the UNFCCC Secretariat;					
5.3.(e)	(e) the final individual inventory review report, within one week of receiving it from the UNFCCC Secretariat;			NP	Nije primenjivo za Srbiju	
5.3.(f)	(f) any question of implementation that has been submitted to the Compliance Committee of the Kyoto Protocol, the notification by the Compliance Committee to proceed with a question of implementation, and all preliminary findings and decisions of the Compliance Committee and its branches concerning the Member State, within one week of receiving it from the UNFCCC Secretariat.			NP	Nije primenjivo za Srbiju	
5.4	4. The services of the Commission shall provide a summary of the information referred to in paragraph 3 to all Member States.			NP	Nije primenjivo za Srbiju	
5.5	5. The services of the Commission shall provide the Member States with the information referred to in paragraph 3 applying that paragraph mutatis mutandis to the Union greenhouse gas inventory.			NP	Nije primenjivo za Srbiju	
5.6	6. Any corrections referred to in point (b) of paragraph 3 as regards the Union greenhouse gas inventory submission shall be made in cooperation with the relevant Member State.			NP	Nije primenjivo za Srbiju	
5.7	7. Where adjustments are applied to a Member State's greenhouse gas inventory under the compliance mechanism of the Kyoto Protocol, that Member State shall coordinate with the Commission its response to the review process in relation to obligations under Regulation (EU) No 525/2013 within the following timeframes:			NP	Nije primenjivo za Srbiju	
5.7.(a)	(a) within the timeframes provided under the Kyoto Protocol, if the adjusted estimates in a single year or the cumulative adjustments in subsequent years of the commitment period for one or more Member States would imply adjustments to the Union greenhouse gas inventory in a quantity leading to a failure to meet the methodological and reporting requirements under Article 7(1) of the Kyoto Protocol for the purpose of the eligibility requirements as set out in the guidelines adopted under Article 7 of the Kyoto Protocol;			NP	Nije primenjivo za Srbiju	
5.7.(b)	(b) within two weeks prior to the submission of:			NP	Nije primenjivo za Srbiju	
5.7.(b).(i)	(i) a request for reinstatement of eligibility to the relevant bodies under the Kyoto Protocol;			NP	Nije primenjivo za Srbiju	

5.7.(b).(ii)	(ii) a response to a decision to proceed with a question of implementation or to preliminary findings of the Compliance Committee.			NP	Nije primenjivo za Srbiju	
5.8.	8. During the UNFCCC review week of the Union inventory, Member States shall provide as soon as possible answers relating to the issues under their responsibility pursuant to Article 4(2) and (3) of this Regulation to the questions raised by the UNFCCC reviewers.			NP	Nije primenjivo za Srbiju	
6	Greenhouse Gas Inventory Guidelines					
6..	Member States and the Commission shall determine greenhouse gas inventories referred to in paragraphs 1 to 5 of Article 7 of Regulation (EU) No 525/2013 in accordance with:			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 59.3	
6..(a)	(a) the 2006 Intergovernmental Panel on Climate Change (IPCC) Guidelines for National Greenhouse Gas Inventories;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 59.3	
6..(b)	(b) the IPCC 2013 Revised Supplementary Methods and Good Practice Guidance Arising from the Kyoto Protocol;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 59.3	
6..(c)	(c) the 2013 Supplement to the 2006 IPCC Guidelines for National Greenhouse Gas inventories: Wetlands for wetland drainage and rewetting listed in Article 7(1)(d) of Regulation (EU) No 525/2013;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 59.3	
6..(d)	(d) the UNFCCC guidelines for the preparation of national communications by Parties included in Annex I to the Convention, part I: UNFCCC reporting guidelines on annual inventories as set out in Decision 24/CP.19 of the Conference of the Parties to the UNFCCC;			NU	Potpuna usklađenost biće postignuta usvajanjem podzakonskog akta 59.3	
6..(e)	(e) the guidelines for the preparation of the information required under Article 7 of the Kyoto Protocol as adopted by Conference of the Parties to the UNFCCC serving as the meeting of the Parties to the Kyoto Protocol.			NP	Nije primenjivo za Srbiju	

7	Global Warming Potentials					
7	Member States and the Commission shall use the global warming potentials listed in Annex III to Decision 24/CP.19 of the Conference of the Parties to the UNFCCC for the purpose of determining and reporting greenhouse gas inventories pursuant to paragraphs 1 to 5 of Article 7 of Regulation (EU) No 525/2013 and the Union greenhouse gas inventory.			NU	Potpuna uskladenost biće postignuta usvajanjem podzakonskog akta 59.3	
8	Entry into force and application					
8.1	This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.			NP	Nije primenjivo za Srbiju	
8.2	It shall apply from 1 January 2015.			NP	Nije primenjivo za Srbiju	
8.3	This Regulation shall be binding in its entirety and directly applicable in all Member States.			NP	Nije primenjivo za Srbiju	