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CARBON PRICING ACT 2018
(ACT 23 OF 2018)

CARBON PRICING (REGISTRATION AND
GENERAL MATTERS) REGULATIONS 2018

ARRANGEMENT OF REGULATIONS

PART 1

PRELIMINARY

Regulation

1. Citation and commencement
2. Definitions

PART 2

PRESCRIBED INDUSTRY SECTORS AND DEPENDENCIES

3. Application of Act to prescribed sectors
4. Dependency between activities

PART 3

REGISTRATION OF PERSONS AND BUSINESS FACILITIES

5. Applications for registration
6. Notifying Agency of changes to registered information
7. Applications to deregister

PART 4

APPOINTMENTS

8. Appointment of designated representative
 9. Appointment of GHG manager
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In exercise of the powers conferred by section 76 of the Carbon Pricing Act 2018, the Minister for the Environment and Water Resources makes the following Regulations:

PART 1

PRELIMINARY

Citation and commencement

1. These Regulations are the Carbon Pricing (Registration and General Matters) Regulations 2018 and come into operation on 1 January 2019.

Definitions

2. In these Regulations —

“chief executive”, in relation to a corporation, means any person (by whatever name called) who is —

- (a) in the direct employment of, or acting for or by arrangement with the corporation; and
- (b) principally responsible for the management and conduct of the business of the corporation in Singapore;

“designated representative” means an individual appointed as such by a person under regulation 8;

“GHG manager” means an individual appointed as such by a person under regulation 9.

PART 2

PRESCRIBED INDUSTRY SECTORS AND DEPENDENCIES

Application of Act to prescribed sectors

3. For the purposes of section 5(1) of the Act, the prescribed industry sectors to which the Act applies are the sectors consisting of persons who carry out the following activities in the course of business:

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- (a) manufacturing and manufacturing-related services, being —
- (i) manufacturing, testing or assembly of products;
 - (ii) processing of materials or products;
 - (iii) building, repairing or servicing of equipment and machinery;
 - (iv) printing;
 - (v) reproduction of recorded media; or
 - (vi) other types of manufacturing;
- (b) supply of electricity, gas, steam, compressed air and chilled water for air-conditioning, being —
- (i) generation, transmission or distribution of electricity;
 - (ii) production or distribution of gas;
 - (iii) production or supply of steam;
 - (iv) production or supply of compressed air; or
 - (v) production or supply of chilled water for air-conditioning;
- (c) water supply and sewage and waste management, being —
- (i) collection, treatment or supply of water;
 - (ii) operation of sewer systems or treatment of sewage;
 - (iii) collection (except by vehicles), treatment or disposal of waste; or
 - (iv) recovery of materials through recycling.

Dependency between activities

4. For the purposes of section 3(3)(b) of the Act, there is a dependency between 2 activities if the output of one activity is reliant in whole or in part on the output of the second activity.

PART 3

REGISTRATION OF PERSONS AND BUSINESS FACILITIES

Applications for registration

5.—(1) The following information and documents must be contained in an application under section 8 of the Act for the registration of a person as a registered person (called the applicant), and one or more business facilities of the person each as a reportable facility or both a reportable facility and a taxable facility:

- (a) the registered name of the applicant;
- (b) the Singapore unique entity number of the applicant;
- (c) the principal place of business of the applicant;
- (d) the business profile of the applicant (if any);
- (e) in relation to the individual who is the chief executive or equivalent of the applicant —
 - (i) the name of the individual;
 - (ii) the identification number of the individual;
 - (iii) the designation of the individual with the applicant;
and
 - (iv) the contact number and e-mail address of the individual;
- (f) in relation to each individual appointed as a designated representative of the applicant —
 - (i) the name of the individual;
 - (ii) the identification number of the individual;
 - (iii) the designation of the individual with the applicant;
and
 - (iv) the contact number and e-mail address of the individual;
- (g) in relation to each individual appointed as a GHG manager of the applicant —

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- (i) the name of the individual;
 - (ii) the identification number of the individual;
 - (iii) the designation of the individual with the applicant;
 - (iv) the contact number and e-mail address of the individual;
 - (v) the qualifications and experience of the individual to be a GHG manager, and supporting documents of the qualifications and experience; and
 - (vi) the business facility in respect of which the individual will act as a GHG manager;
- (h) the address of each business facility in respect of which the applicant is applying to be registered, and whether the business facility is to be registered as a reportable facility or both a reportable facility and a taxable facility;
- (i) records showing the total amount of reckonable GHG emissions of each business facility mentioned in sub-paragraph (h) in the trigger year for the applicant;
- (j) a signed statement from the chief executive or equivalent of the applicant, stating that the information and documents submitted are accurate and complete;
- (k) such other information or document as may be specified in the form provided by the Agency or as may be otherwise required by the Agency in the particular case.

(2) The following information and documents must be contained in each application by a registered person (called the applicant) for the registration of a business facility of the applicant as a reportable facility or both a reportable facility and a taxable facility (not being a business facility already registered as such under the applicant):

- (a) the registered name of the applicant;
- (b) the Singapore unique entity number of the applicant;
- (c) in relation to each individual appointed as a GHG manager of the applicant for the business facility:

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- (i) the name of the individual;
 - (ii) the identification number of the individual;
 - (iii) the designation of the individual with the applicant;
 - (iv) the contact number and e-mail address of the individual; and
 - (v) the qualifications and experience of the individual to be a GHG manager, and supporting documents of the qualifications and experience;
- (d) the address of the business facility;
 - (e) records showing that the total amount of reckonable GHG emissions of the business facility in the trigger year for the business facility;
 - (f) a signed statement from the chief executive or equivalent of the applicant, stating that the information and documents submitted are accurate and complete;
 - (g) such other information or document as may be specified in the form provided by the Agency or as may be otherwise required by the Agency in the particular case.

(3) The following information and documents must be contained in an application by a registered person (called the applicant) for the registration of a reportable facility of the applicant as a taxable facility (not being a business facility already registered as a taxable facility under the applicant):

- (a) the registered name of the applicant;
- (b) the Singapore unique entity number of the applicant;
- (c) the address of the business facility;
- (d) records showing that the total amount of reckonable GHG emissions of the business facility in the trigger year for it to be required to be registered as a taxable facility;
- (e) a signed statement from the chief executive or equivalent of the applicant, stating that the information and documents submitted are accurate and complete;

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- (f) such other information or document as may be specified in the form provided by the Agency or as may be otherwise required by the Agency in the particular case.

Notifying Agency of changes to registered information

6.—(1) For the purpose of section 44(1) of the Act, the prescribed particulars are as follows:

- (a) the registered name of the person;
- (b) the Singapore unique entity number of the person;
- (c) the principal place of business of the person;
- (d) the individual who is the chief executive or equivalent of the person;
- (e) any individual appointed as a designated representative or GHG manager of the person, including —
 - (i) any individual appointed as an additional designated representative or GHG manager, or a replacement designated representative or GHG manager; and
 - (ii) the business facility of the person to which the appointment relates (if relevant);
- (f) the following of any individual appointed as a designated representative or GHG manager of the person:
 - (i) the name of the individual;
 - (ii) the identification number of the individual;
 - (iii) the designation of the individual with the person;
 - (iv) the contact number and e-mail address of the individual;
- (g) the address of a business facility registered as a reportable facility, or both a reportable facility and a taxable facility.

(2) Where paragraph (1)(e) applies in relation to a GHG manager, the person must also provide to the Agency, as part of the notification under section 44(1) of the Act, the qualifications and experience of

the individual to be a GHG manager, accompanied by supporting documents of the qualifications and experience.

(3) Each notification under section 44(1) of the Act must be accompanied by a signed statement from the chief executive or equivalent of the person, stating that the information and documents (if any) submitted are accurate and complete.

Applications to deregister

7.—(1) The following information and documents must be contained in an application by a registered person (called the applicant) for deregistration of a business facility of the applicant as a taxable facility or a reportable facility, or both:

- (a) the registered name of the applicant;
- (b) the Singapore unique entity number of the applicant;
- (c) the address of the business facility to be deregistered;
- (d) whether the business facility is to be deregistered as a taxable facility or a reportable facility, or both;
- (e) if the business facility is to be deregistered as a reportable facility, each GHG manager appointed for the business facility;
- (f) for a proposed deregistration under section 9(1)(a) or (3)(a) of the Act, an explanation signed by the chief executive or equivalent of the applicant, setting out the basis on which the applicant is said to cease having operational control over the business facility;
- (g) for a proposed deregistration under section 9(1)(b) or (3)(b) of the Act, the verified emissions report or emissions report of the business facility for each of the 3 consecutive years before the application;
- (h) for a proposed deregistration under section 9(1)(c) or (3)(c) of the Act —
 - (i) details of the modification to the business facility, including documents to substantiate or certify that works of modification have been completed;

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- (ii) the verified emissions report or emissions report of the business facility for the year before the application; and
 - (iii) an estimation of the amount of reckonable GHG emissions from the business facility for each of the 2 consecutive years immediately following the year in which the modification is completed;
 - (i) a signed statement from the chief executive or equivalent of the applicant, stating that the information and documents submitted are accurate and complete;
 - (j) such other information or documents as may be specified in the form provided by the Agency or as the Agency may require in the particular case.

(2) Where the result of an application under paragraph (1) is that the applicant will cease to have any reportable facility registered under the person, the application may, without affecting section 10(4) of the Act, include an application to deregister the applicant as a registered person.

PART 4

APPOINTMENTS

Appointment of designated representative

8.—(1) A person must appoint, from amongst the person's employees, at least one designated representative to manage the registry accounts of the person in the Carbon Credits Registry (including purchasing and surrendering of carbon credits).

(2) An employee of the person who is appointed as a GHG manager under regulation 9 cannot be appointed as a designated representative under this regulation.

Appointment of GHG manager

9.—(1) A person must appoint, from amongst the person's employees, at least one GHG manager for each business facility of the person that is registered as a reportable facility.

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- (2) The duties of a GHG manager for a reportable facility are to —
- (a) prepare emissions reports, and monitoring plans (if the business facility is also registered as a taxable facility), and their supporting documents for the business facility;
 - (b) submit the emissions reports, monitoring plans (if the business facility is also registered as a taxable facility) and supporting documents to the Agency;
 - (c) assist the registered person in complying with the Carbon Pricing (Measurement, Reporting and Verification) Regulations 2018 (G.N. No. S 857/2018); and
 - (d) provide such information and documents to the Agency as the Agency may require in relation to the emissions reports, monitoring plans and supporting documents.
- (3) The person may appoint the same employee as a GHG manager for more than one business facility of the person.
- (4) An employee of the person who is appointed as a designated representative under regulation 8 cannot be appointed as a GHG manager under this regulation.
- (5) Subject to paragraph (6), the person must not appoint an individual as a GHG manager unless the individual has any of the following qualifications or experience:
- (a) Singapore Certified Energy Manager (certified by the Institution of Engineers, Singapore);
 - (b) qualifications or at least 3 years' experience in the compilation and computation of either energy use or GHG emissions data, where the Agency is satisfied that such qualifications or experience will enable the GHG manager to properly carry out the duties of a GHG manager;
 - (c) at least 3 years' experience in the operational processes and activities of the business facility, where the Agency is satisfied that such experience will enable the GHG manager to properly carry out the duties of a GHG manager.

(6) If the person appoints only one individual as a GHG manager for a business facility and that individual ceases to be so appointed for any reason, the person —

- (a) must appoint another individual as a replacement GHG manager within 3 months after the firstmentioned individual ceases to be appointed as a GHG manager; and
- (b) may, pending the appointment of the replacement GHG manager, designate any employee of the person to undertake the duties of a GHG manager mentioned in paragraph (2) (whether or not the employee has the qualifications mentioned in paragraph (5)).

(7) The person must provide the following to the Agency in respect of each individual appointed as a GHG manager:

- (a) a copy of the certification of the individual as a Singapore Certified Energy Manager, or evidence of the GHG manager's qualification or experience mentioned in paragraph (5)(b) or (c);
- (b) such other evidence or particulars as the Agency considers necessary to determine that the individual is able to properly carry out the duties of a GHG manager.

Made on 10 December 2018.

ALBERT CHUA
Permanent Secretary,
Ministry of the Environment and
Water Resources,
Singapore.

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