

Decrees, orders, circulars

TEXTS GENERAL

MINISTRY OF ECOLOGICAL TRANSITION, BIODIVERSITY, FORESTS, SEA AND FISHERIES

Decree of December 23, 2024 setting for 2024 the amount of the account maintenance fees for quota holders provided for in article R. 229-36 of the Environment Code.

NOR : TECR2433306A

Public concerned: holders of accounts in the European registry of greenhouse gas allowances, i.e. those subject to regulation (operators of fixed installations, aircraft operators and shipping companies subject to regulatory constraints under the European Union Emissions Trading Scheme) and those not subject to regulation (mainly financial players participating in the allowance market).

Subject: Annual review of tariffs applied by the national administrator of the European greenhouse gas quota registry for current year.

Entry into force: on the day following its publication in the Journal officiel de la République française.

Notice: European Directive 2003/87/EC establishes a European-wide emissions trading scheme aimed at reducing greenhouse gas emissions. Each year, those subject to the scheme must surrender as many allowances as their verified emissions for the previous year. A European registry of greenhouse gas emission allowances records allowances issued, held, transferred and cancelled. Other entities may also open an account in the registry. The European registry is administered in France by the Caisse des dépôts et consignations. The costs incurred by Caisse des Dépôts et Consignations in its role as national administrator of the European registry, including France's registry as a party to the Kyoto Protocol, are covered by account management fees charged to account holders, without any profit being made for Caisse des Dépôts et Consignations. In exceptional circumstances, an additional payment from the French State may contribute to covering these costs. Each year, a joint order by the Minister for Carbon Market Policy, the Minister for Transport and the Minister for the Sea, after consultation with the General Manager of Caisse des Dépôts et Consignations, sets the account maintenance applicable for the current year for each category of account holder. This order sets the account maintenance fees for 2024.

References: the Environment can be consulted on the Légifrance website (<https://www.legifrance.gouv.fr>).

The Minister for Ecological Transition, Energy, Climate and Risk Prevention, the Minister Delegate to the Minister for Partnership with the Territories and Decentralization, responsible for Transport, and the Minister Delegate to the Minister for Partnership with the Territories and Decentralization, responsible for the Sea and Fisheries,

Having regard to Delegated Regulation 2019/1122 of March 12, 2019 supplementing Directive 2003/87/EC of the European Parliament and of the Council as regards the operation of the Union register ;

Having regard to the French Environment Code, in particular articles L. 229-12 and R. 229-36;

Having regard to the opinion of the General Manager of the Caisse des dépôts et consignations dated December 6, 2024,

Decree:

Art. 1^{er}. - Accounts opened in the register mentioned article L. 229-12 of the Environment Code are subject to account maintenance fees, as provided for article R. 229-36 of the same code, break down as follows:

a) For account opening fees :

- an account opening fee of 500 euros per fixed-installation operator holding account;
- an account opening fee of 500 euros per aircraft operator holding account;
- an account opening fee of 500 euros per shipping company holding account;
- an account opening fee of 1,100 euros per trading account;

b) For fixed annual management fees :

- an annual account management fee of 250 euros per facility operator holding account, except for facilities with emissions verified for year 2023 in accordance with provisions of Article L. 229-7 of the French Environment Code, of less than 25,000 tonnes of carbon dioxide, for which the fee is 150 euros;
- an annual account management fee of 250 euros per aircraft operator holding account, with the exception of accounts which, within meaning of Article 9(1) of the aforementioned Regulation No. 2019/1122, are in the "excluded" status in 2024 or in the "closed" status before January 1 2024;
- an annual account management fee of 250 euros per shipping company holding account;
- an annual account management fee of 950 euros per trading account;
- an annual account management fee of 950 euros per holding account opened in French part of the consolidated system of European registers;

c) For other annual management fees :

- an annual management fee of 0.009 0 euros per tonne of carbon dioxide equivalent declared for operators of fixed installations in respect of their verified emissions for the year 2023. The amount of the annual management fee depends on the number of tonnes declared by the various stationary installations, in accordance with the provisions of III article L. 229-7 of the Environment ;
- an annual management fee of 0.023 euros per tonne of carbon dioxide declared by aircraft operators in respect of their verified emissions for the year 2024. The amount of the annual management fee depends on the number of tons of carbon dioxide declared by aircraft operators, in accordance with the provisions of III Article L. 229-7 of the French Environment Code;
- an annual management fee of 0.009 0 euros per tonne of carbon dioxide declared by shipping companies in respect of their verified emissions for the year 2024. The amount of the annual management fee depends on the number of tons of carbon dioxide declared by shipping companies, in accordance with the provisions of III of Article L. 229-7 of the French Environment Code, and for the perimeter defined in II of Article L. 229-18-3 of the same code;

d) For review costs incurred in connection with regulatory checks on good repute :

- a review fee of 1,250 euros per account holder of a fixed-installation holding company, a trading account, or a personal holding company account in the French part of the consolidated system of European registers, having such a review;
- a review fee of 3,500 euros per aircraft or shipping company holding account reviewed as part of the account opening process;
- a review fee of 2,500 euros per aircraft operator or shipping company holding account reviewed as part of periodic checks.

Art. 2 - For operators of fixed installations, the fixed annual management fees and other annual management fees provided for in the regulations apply from the first day operation of the fixed installation.

Art. 3 - These fees are revised each year by a joint order of the Minister responsible for carbon market policy, the Minister responsible for transport and the Minister responsible for the sea.

Art. 4 - The present order will be published in the *Journal officiel* de la République française. Done on December 23, 2024.

*The Minister of Ecological Transition, Energy,
Climate and Risk Prevention,
For the Minister and by delegation :
Director General of
Energy and Climate,
S. MOURLON*

*The Minister Delegate to the Minister Partnership with
Territories and Decentralization,
in charge of transport,
For the Minister and by delegation :
The Director General
of Civil Aviation,
D. CAZE*

*The Minister Delegate to the Minister for Partnership with
Territories and Decentralization,
in charge of the sea and fisheries,*

For the Minister and by delegation :

*The Director General of Maritime Affairs,
Fisheries and Aquaculture,*

E. BANEL