



Clean Energy Legislation (Carbon Tax Repeal) (Jobs and Competitiveness Program) Amendment Rule 2015

Clean Energy Legislation (Carbon Tax Repeal) Act 2014

I, GREG HUNT, Minister for the Environment, make this rule under item 359 of Schedule 1 to the *Clean Energy Legislation (Carbon Tax Repeal) Act 2014*.

Dated: 29 : 4: 2015

GREG HUNT

GREG HUNT
Minister for the Environment

Contents

1	Name	3
2	Commencement	3
3	Authority	3
4	Schedules	3

Schedule 1 —Amendments

<i>Clean Energy Legislation (Carbon Tax Repeal) (Jobs and Competitiveness Program) Rules 2014</i>	4
---------------------------------------------------------------------------------------------------	---

1 Name

This is the *Clean Energy Legislation (Carbon Tax Repeal) (Jobs and Competitiveness Program) Amendment Rule 2015*.

2 Commencement

This rule commences on the day after registration.

3 Authority

This rule is made under item 359 of Schedule 1 to the *Clean Energy Legislation (Carbon Tax Repeal) Act 2014*.

4 Schedules

Each instrument that is specified in the Schedule to this rule is amended or repealed as set out in the applicable item in the Schedule concerned, and any other item in a Schedule to this rule has effect according to its terms.

Schedule 1—Amendments

Clean Energy Legislation (Carbon Tax Repeal) (Jobs and Competitiveness Program) Rules 2014

[1] Section 10

Insert:

(2A) If:

- (a) a reportable activity:
 - (i) relates to the production of a product; and
 - (ii) provides that, for the production of that product, the basis, or one of the bases, for the issue of free carbon units is that the product is produced by or as part of carrying on the emissions-intensive trade-exposed activity; and
- (b) a process (the ***improved process***) exists that allows for the production of a purer form of that product (the ***improved product***);

then:

- (c) for the purposes of the modified JCP:
 - (i) the description of the corresponding activity is taken to include production of the improved product by the improved process; and
 - (ii) for the production of the improved product, the basis for the issue of free carbon units is taken to include production of the improved product by the improved process; and
 - (d) for the purposes of paragraph (2)(c)—if the application relates to production of the improved product by the improved process, it is taken to relate to the same reportable activity as that to which the reportable application related.
- (2B) For subsection (2A), if an activity is described in a Division of Part 3 of the Jobs and Competitiveness Program, the ***corresponding activity*** is the activity that is described in the same numbered Division of Part 3 of the modified JCP.