

PROVINCE OF BRITISH COLUMBIA
ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. 328

, Approved and Ordered June 30, 2025



Lieutenant Governor

Executive Council Chambers, Victoria

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that the Greenhouse Gas Emission Reporting Regulation, B.C. Reg. 249/2015, is amended as set out in the attached Appendix.



Minister of Energy and Climate Solutions



Presiding Member of the Executive Council

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section: Greenhouse Gas Industrial Reporting and Control Act, S.B.C. 2014, c. 29, ss. 46 and 47

Other: OIC 805/2015

R10893243

APPENDIX

1 *Section 4 of the Greenhouse Gas Emission Reporting Regulation, B.C. Reg. 249/2015, is amended by adding the following subsections:*

- (6) If an opted-in operation is designated as a reporting operation and a regulated operation and the revocation of that designation is made under section 20.1 (4) of the Act during the 2025 compliance period, emissions otherwise attributable under section 3 of this regulation to the operation on or after April 1, 2025 are not attributable for the 2025 compliance period for the purposes of section 6 of the Act.
- (7) For the 2025 compliance period, the emissions attributable under this section to the regulated operation referred to in subsection (6) must be determined in accordance with Schedule H.
- (8) Subsection (9) applies if the following conditions are met:
 - (a) an opted-in operation is designated as a reporting operation and a regulated operation;
 - (b) the revocation of that designation is made under section 20.1 (4) of the Act during a compliance period after the 2025 compliance period;
 - (c) the applicable date specified in the application under section 20.1 (3) of the Act is January 1 of the compliance period.
- (9) If the conditions set out in subsection (8) are met, emissions otherwise attributable under section 3 to the operation for the compliance period are not attributable for the purposes of section 6 of the Act.

2 *Section 18.2 is amended*

(a) *in subsection (7) by striking out “first or second” and substituting “first, second or third”, and*

(b) *by repealing subsection (8) and substituting the following:*

- (8) A regulated operation ceases to be a regulated operation at either of the following times as specified by the operator in the notice under subsection (7):
 - (a) the end of the compliance period in which notice was received by the director;
 - (b) the end of the compliance period immediately before the compliance period in which the notice was received by the director.

3 *Section 41.1 (2) (b) is amended by striking out “on or before August 1 of the calendar year” and substituting “during the calendar year”.*

4 *Section 41.3 is repealed.*

5 *Section 41.4 (1) is amended by striking out “under section 41.3”.*

6 Section 41.6 is amended

(a) *in subsection (2) (a) by striking out “on or before August 1 of the calendar year” and substituting “during the calendar year”,*

(b) *in subsection (3) by adding the following paragraph:*

(b.1) if the application is to have the revocation made during a compliance period after the 2025 compliance period, the applicable date for the purposes of the revocation, which must be January 1 or December 31 of the compliance period; , *and*

(c) *in subsection (3) (c) by striking out “the report” and substituting “the application”.*

7 Section 41.7 is repealed.

8 The following section is added to Part 5.1:

Reporting exemptions for certain opting-out operations

41.71 An operation to which section 4 (9) of this regulation applies is exempt from sections 3 (1) and (8) [*emission reports*] and 7 (1) and (2) [*compliance reports*] of the Act.

9 Section 1 (1) of Schedule E.1 is amended

(a) *in the description of “ $IPE_{y,p}$ ” by striking out “in column 3 of Schedule” and substituting “in column 3 of that Schedule”, and*

(b) *by repealing the description of “ $Pr_{y,p}$ ” and substituting the following:*

$Pr_{y,p}$ = the quantity of each regulated product produced by the regulated operation, in units set out for the product in column 4 of Table 2 of Schedule A.1 and calculated in accordance with any directions of the director,

(a) for the 2025 compliance period and subsequent compliance periods, during the compliance period, and

(b) for the 2024 compliance period, from April 1, 2024 to December 31, 2024,

excluding any quantity produced before the operation became a regulated operation, produced by an operation that is a new entrant, produced on or after April 1, 2025 by an operation referred to in section 4 (6) or produced during the compliance period by an operation to which section 4 (9) applies; .

10 Section 1 of Schedule G is amended

(a) *in the equation by striking out “ $Pr_{2024,p}$ ” and substituting “ $PR_{2024,p}$ ”,*

- (b) *in the description of “CE_{2024,p}” by striking out “attributable under section 4 to the regulated operation under section 4” and substituting “attributable under section 4 to the regulated operation”,*
- (c) *in the description of “n_p” by striking out “the compliance period” and substituting “the 2024 compliance period”,*
- (d) *in the description of “PR_{2024,p}” by adding “and calculated in accordance with any directions of the director” after “in units set out for the product in column 4 of Table 2 of Schedule A.1”, and*
- (e) *in the description of “PR_{Partial2024,p}” by adding “, in units set out for the product in column 4 of Table 2 of Schedule A.1 and calculated in accordance with any directions of the director” after “December 31, 2024”.*

11 *The following Schedule is added:*

SCHEDULE H

Calculation of attributable emissions for an opted-out operation for the 2025 compliance period

- 1** For the 2025 compliance period, the emissions attributable under section 4 to a regulated operation referred to in section 4 (6) must be determined in accordance with the following formula:

$$\text{Attributable emissions} = \sum_{p=1}^{n_p} \left[\left(\frac{CE_{2025,p}}{PR_{2025,p}} \right) \times PR_{\text{Partial}2025,p} \right]$$

where

- CE_{2025,p} = the total emissions that would be attributable under section 4 to the regulated operation for the 2025 compliance period, if emissions otherwise attributable under section 4 of this regulation were attributable for the entire 2025 compliance period, allocated in accordance with section 23 (1) (a.1) (ii) and (a.2) to product p;
- p = a regulated product produced by the regulated operation during the 2025 compliance period;
- n_p = the total number of regulated products produced by the regulated operation during the 2025 compliance period, including any number of the products produced on or after April 1, 2025;
- PR_{2025,p} = the quantity of each regulated product produced by the regulated operation during the 2025 compliance period, including any quantity produced on or after April 1, 2025, in units set out for the product in column 4 of Table 2 of Schedule A.1 and calculated in accordance with any directions of the director;

$PR_{\text{Partial2025},p}$ = the quantity of each regulated product produced by the regulated operation during the 2025 compliance period, in units set out for the product in column 4 of Table 2 of Schedule A.1 and calculated in accordance with any directions of the director, excluding any quantity produced on or after April 1, 2025.