



Climate Change (Synthetic Greenhouse Gas Levies) Amendment Regulations 2019

Patsy Reddy, Governor-General

Order in Council

At Wellington this 23rd day of September 2019

Present:

Her Excellency the Governor-General in Council

These regulations are made under sections 233, 245, and 246 of the Climate Change Response Act 2002—

- (a) on the advice and with the consent of the Executive Council; and
- (b) on the recommendation of the Minister for Climate Change given after—
 - (i) having had regard to New Zealand's international obligations relating to synthetic greenhouse gases; and
 - (ii) having taken into account the matters listed in section 233(6) of that Act; and
- (c) in relation to regulation 7(3)(a) and (b), on the recommendation of the Minister for Climate Change given after having complied with the requirements specified in section 247 of that Act.

Contents

		Page
1	Title	2
2	Commencement	2
3	Principal regulations	2
4	Regulation 10 replaced (Price of carbon)	2
	10 Price of carbon	2
5	Regulation 11 amended (Rates of levies prescribed)	2

6	Schedule 1 amended	2
7	Schedule 2 amended	2
	Schedule 1	3
	New seventh column of Schedule 1	
	Schedule 2	3
	New seventh column of Schedule 2	

Regulations

- 1 Title**
These regulations are the Climate Change (Synthetic Greenhouse Gas Levies) Amendment Regulations 2019.
- 2 Commencement**
These regulations come into force on 1 January 2020.
- 3 Principal regulations**
These regulations amend the Climate Change (Synthetic Greenhouse Gas Levies) Regulations 2013 (the **principal regulations**).
- 4 Regulation 10 replaced (Price of carbon)**
Replace regulation 10 with:
- 10 Price of carbon**
The price of carbon for the 2020 levy year is \$24.54, as determined by applying the methodology in regulation 9.
- 5 Regulation 11 amended (Rates of levies prescribed)**
In regulation 11(1) and (2), replace “2015” with “2020”.
- 6 Schedule 1 amended**
In Schedule 1, seventh column, replace each amount set out in the first column of Schedule 1 of these regulations with the corresponding amount set out opposite to that amount in the second column of that schedule.
- 7 Schedule 2 amended**
- (1) In Schedule 2, item 12, move the item relating to display freezing units containing R404A—
- (a) from after the item relating to display cooling units containing R404A:
- (b) to after the item relating to furniture incorporating freezing equipment and containing HFC-134a.

- (2) In Schedule 2, item 14, item relating to water coolers containing R407f, second column, replace “8418.69.47B” with “8418.69.00 47B”.
- (3) In Schedule 2, item 18,—
- (a) in the item 18 heading, delete “*containers,*”; and
- (b) revoke—
- (i) the item relating to refrigerated containers that contain HFC-134a; and
- (ii) the item relating to refrigerated containers that contain R404A; and
- (c) item relating to air-conditioning machines containing HFC-134a that are in refrigerated trucks other than in the driving cabs, seventh column, delete “28.43” in the second place it appears.
- (4) In Schedule 2, seventh column, as amended by clauses 7(1) and 7(3), replace each amount set out in the first column of Schedule 2 of these regulations with the corresponding amount set out opposite to that amount in the second column of that schedule.

Schedule 1

New seventh column of Schedule 1

Levy rate to be replaced (excl GST) (\$)	New levy rate (excl GST) (\$)
17.06	21.06
17.06	21.06
17.06	21.06
22.74	28.07
113.71	140.37
17.06	21.06
22.74	28.07
22.74	28.07

r 6

Schedule 2

New seventh column of Schedule 2

Levy rate to be replaced (excl GST) (\$)	New levy rate (excl GST) (\$)
10.74	13.25
Nil	Nil
41.55	51.29
16.10	19.88
Nil	Nil
62.32	76.93

r 7(4)

1 *Air-conditioning units (household and small commercial window- or wall-mounted heat pumps)*

	Levy rate to be replaced (excl GST) (\$)	New levy rate (excl GST) (\$)
	26.84	33.13
	Nil	Nil
	103.87	128.22
	37.57	46.38
	Nil	Nil
	145.42	179.51
	13.42	16.56
	28.43	35.09
	41.55	51.29
	13.42	16.56
	28.43	35.09
	41.55	51.29
2	<i>Air-conditioning units for installing in vehicles (not including those already installed in vehicles)</i>	
	28.43	35.09
3	<i>Air-conditioning units (household and small commercial heat pumps)</i>	
	10.74	13.25
	Nil	Nil
	41.55	51.29
	16.10	19.88
	Nil	Nil
	62.32	76.93
	26.84	33.13
	Nil	Nil
	103.87	128.22
	37.57	46.38
	Nil	Nil
	145.42	179.51
4	<i>Air-conditioning units (large commercial and industrial reversible heat pumps)</i>	
	13.42	16.56
	28.43	35.09
	41.55	51.29
	13.42	16.56
	28.43	35.09
	41.55	51.29
5	<i>Air-conditioning units (household and small commercial heat pumps, not covered under headings 1 to 4)</i>	
	10.74	13.25
	Nil	Nil
	41.55	51.29
	16.10	19.88
	Nil	Nil
	62.32	76.93
	26.84	33.13
	Nil	Nil
	103.87	128.22

	Levy rate to be replaced (excl GST) (\$)	New levy rate (excl GST) (\$)
	37.57	46.38
	Nil	Nil
	145.42	179.51
6	<i>Air-conditioning units (large commercial and industrial heat pumps not covered under headings 1 to 5)</i>	
	13.42	16.56
	28.43	35.09
	41.55	51.29
	13.42	16.56
	28.43	35.09
	41.55	51.29
7	<i>Air-conditioning unit parts (for all types of household, commercial, and industrial heat pumps)</i>	
	13.42	16.56
	Nil	Nil
	41.55	51.29
8	<i>Combined refrigerator-freezers</i>	
	2.84	3.51
	3.13	3.86
	3.41	4.21
	3.70	4.56
	4.26	5.26
	4.26	5.26
9	<i>Refrigerators (household)</i>	
	1.99	2.46
	2.56	3.16
	2.84	3.51
	3.13	3.86
	3.70	4.56
10	<i>Chest freezers</i>	
	3.98	4.91
	5.12	6.32
11	<i>Upright freezers</i>	
	2.27	2.81
	3.13	3.86
12	<i>Refrigerating units (such as commercial display cooling and freezing equipment)</i>	
	11.37	14.04
	11.37	14.04
	46.78	57.75
	46.78	57.75
	11.37	14.04
	11.37	14.04
	46.78	57.75
	46.78	57.75

	Levy rate to be replaced (excl GST) (\$)	New levy rate (excl GST) (\$)
13	<i>Heat pumps (other than air-conditioning machines described in classes covered under headings 1 to 7)</i>	
	10.74	13.25
	41.55	51.29
	16.10	19.88
	62.32	76.93
	26.84	33.13
	103.87	128.22
	37.57	46.38
	145.42	179.51
	13.42	16.56
	28.43	35.09
	41.55	51.29
	13.42	16.56
	41.55	51.29
14	<i>Refrigerating units (water coolers, ice or ice-cream makers, refrigerated transport units, and other commercial cooling and freezing equipment not expressly covered in classes covered under headings 1 to 13)</i>	
	8.53	10.53
	23.39	28.87
	28.43	35.09
	77.97	96.25
	1.42	1.75
	28.43	35.09
	41.55	51.29
	36.28	44.79
	11.37	14.04
	46.78	57.75
15	<i>Parts for refrigerating or freezing units (charged with refrigerant for all types of household and commercial equipment) and some heat pumps</i>	
	28.43	35.09
	77.97	96.25
	28.43	35.09
	77.97	96.25
	28.43	35.09
	77.97	96.25
16	<i>Refrigerated beverage-vending machines</i>	
	5.69	7.02
	15.59	19.25
	5.69	7.02
	15.59	19.25
17	<i>Dehumidifiers</i>	
	4.26	5.26
18	<i>Refrigerated vehicles, trailers, tankers, and vessels</i>	
	28.43	35.09

	Levy rate to be replaced (excl GST) (\$)	New levy rate (excl GST) (\$)
	77.97	96.25
	28.43	35.09
	77.97	96.25
	28.43	35.09
	28.43	35.09
	77.97	96.25
	77.97	96.25
	28.43	35.09
	28.43	35.09
	28.43	35.09
	28.43	35.09
	77.97	96.25
	28.43	35.09
	77.97	96.25
	28.43	35.09
	77.97	96.25
	28.43	35.09
	77.97	96.25
19 <i>Polyurethanes</i>	20.48	25.28
20 <i>Fire extinguishers</i>	57.65	71.17
21 <i>Industrial ink-jet printing machines</i>	28.43	35.09
	28.43	35.09

Michael Webster,
Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 1 January 2020, amend the Climate Change (Synthetic Greenhouse Gas Levies) Regulations 2013. The amendments—

- replace regulation 10 to specify the price of carbon for the 2020 levy year; and
- amend regulation 11 to specify 2020 as the levy year in which the amended rates of levies apply; and
- amend Schedules 1 and 2 to prescribe the levy rates for leviable motor vehicles and leviable goods; and
- amend Schedule 2 to remove refrigerated containers as goods subject to the levy; and

- correct typographical and numerical ordering errors in Schedule 2.

Regulatory impact assessment

The Ministry for the Environment produced a regulatory impact assessment on 15 August 2019 to help inform the decisions taken by the Government relating to the contents of this instrument that remove refrigerated containers from the schedule of goods subject to the levy.

A copy of this regulatory impact assessment can be found at—

- <https://www.mfe.govt.nz/regulatory-impact-statements/nzets-regulation-updates-2019-synthetic-greenhouse-gases-refrigerated-shipping-containers>
- <http://www.treasury.govt.nz/publications/informationreleases/ria>

Issued under the authority of the Legislation Act 2012.

Date of notification in *Gazette*: 26 September 2019.

These regulations are administered by the Ministry for the Environment.