

## ETS Monitoring & Reporting Regulation (ETS MRR)

The Finnish Biocycle and Biogas Association promotes nutrient recycling and the use and development of biogas technology and its knowledge in the society. We would like to provide the following feedback for the European Commission on EU emissions trading system (ETS) – update of the rules for monitoring and reporting emissions.

We see it very important that the ETS and other measures support the deployment of traded renewable and low carbon gases markets. Hence, we would like to draw the attention of the European Commission on the underlying concept of purchase records and its associated requirements (e.g. “same gas grid” 39(4)). We noted that the legal text of the ETS MRR itself allows for different national interpretations. This fragmented approach across the EU could be prevented by introducing a clearer definition of purchase records, which should be consistent with the work being undertaken on certification. This inconsistency should be fixed in the context of the development of the Union Database at the latest.

To avoid discouraging operators choosing sustainable biogas and biomethane to decarbonize their processes and make sure the legislative framework remains coherent, we recommend a set of targeted modification to the articles 39 (2a), 39 (4) and 43(3) of current draft.

### **Suggest amendment #1 on Article 39 (2a):**

<b>Text proposed by the Commission in July 2023</b>	<b>Suggested amendment</b>
<p>Article 39 [...] 2a. Where biomass is used as input material or fuel, and output materials contain carbon, the operator shall provide to the competent authority data on the biomass based carbon content of the output streams. The operator shall thereby provide evidence that the installation’s total emissions are not systematically underestimated by the applied monitoring methodology and that the biomass-based carbon in total output materials does not exceed</p>	<p>Article 39 [...] 2a. Where biomass is used as input material or fuel, and output materials contain carbon, the operator shall provide to the competent authority data on the biomass based carbon content of the output streams. The operator shall thereby provide evidence that the installation’s total emissions are not systematically underestimated by the applied monitoring methodology and that the biomass-based carbon in total output materials does not exceed</p>

<p>the total biomass-based carbon contained in input materials and fuels. [...]</p>	<p>the total biomass-based carbon contained in input materials and fuels. <b><i>In case of gaseous fuels obtained from the gas grid, the biomass-based carbon content shall be defined according to the methodology set out in paragraph 4.</i></b> [...]</p>
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**Suggest amendment #2 on Article 39 (3):**

Text proposed by the Commission in July 2023	Suggested amendment
<p>Article 39 [...] 3. By way of derogation from paragraphs 1 and 2 of this Article and Article 30, except for the purposes of Article 43(4), the operator shall not use analyses or estimation methods in accordance with paragraph 2 of this Article to determine the biomass fraction of natural gas received from a gas grid to which biogas is added. The operator may determine that a certain quantity of natural gas from the gas grid is biogas by using the methodology set out in paragraph 4. [...]</p>	<p>Article 39 [...] 3. By way of derogation from paragraphs 1 and 2 of this Article and Article 30, <b><i>except for the purposes of Article 43(4)</i></b>, the operator shall not use analyses or estimation methods in accordance with paragraph 2 of this Article to determine the biomass fraction of natural gas received from a gas grid to which biogas is added. The operator may determine that a certain quantity of natural gas from the gas grid is biogas by using the methodology set out in paragraph 4. [...]</p>

**Suggest amendment #3 on Article 43(4):**



Text proposed by the Commission in July 2023	Suggested amendment
<p>Article 43 [...] 4.. [...] Where the method proposed by the operator involves continuous sampling from the flue gas stream and the installation consumes natural gas from the grid, the operator shall subtract the CO<sub>2</sub> stemming from any biogas contained in the natural gas from the total measured CO<sub>2</sub> emissions. The biomass fraction of the natural gas shall be determined in accordance with Articles 32 to 35. [...]</p>	<p>Article 43 [...] 4.. [...] Where the method proposed by the operator involves continuous sampling from the flue gas stream and the installation consumes natural gas from the grid, the operator shall subtract the CO<sub>2</sub> stemming from any biogas contained in the natural gas from the total measured CO<sub>2</sub> emissions. The biomass fraction of the natural gas shall be determined in accordance with <del>Articles 32 to 35</del> <b>Article 39 paragraph 4.</b> [...]</p>

