

CARBON MARKETS AND GREENHOUSE GASSES REGULATIONS, 2023

Arrangement of Regulations

Regulation

PART I - PRELIMINARY	3
1. Citation and commencement.....	3
2. Interpretation.....	3
3. Application of Regulations.....	4
4. Principles governing these Regulations.....	5
PART II – CARBON CREDIT TRADING	5
PROHIBITION AGAINST UNREGISTERED TRADING	5
5. Prohibition against carbon trading businesses unless registered by the Securities Commission.....	5
VERIFICATION AND REGISTRATION TO TRADE	5
6. Prerequisites for entering into a management contract.....	5
7. Minister of Finance may enter into management contract.....	5
8. Issuance of registration certificate.....	6
PROCEDURE TO TRADE IN CARBON CREDITS	6
9. Prerequisites for the sale of carbon credits.	6
10. Cooperative Approaches.	6
11. Voluntary Markets.	6
12. Application for the issue of a permit.....	7
13. Registrar to recommend issuance of permit.....	7
14. Issue or refusal of permit by Prime Minister	7
15. Prohibition against unauthorized carbon trading.....	8
16. Administrative duties of Registrar.....	8
17. Retirement of carbon credits.....	10
REPORTING OBLIGATIONS	10
18. Obligation of management company to report.....	10
19. Obligation of management company to notify.	11
PROVISIONS GOVERNING BILATERAL AND MULTI-LATERAL AGREEMENTS	12
20. Procedure for approval for bilateral and multi-lateral agreements.....	12

PART II – EMISSION REDUCTION INITIATIVES **12**

21. Interpretation of Part.....	12
QUALIFICATION OF AN EMISSION REDUCTION INITIATIVE	12
22. Permit to participate in an emission reduction initiative.....	12
VERIFICATION AND REGISTRATION OF EMISSIONS REDUCTIONS INITIATIVES	13
23. Prime Minister may implement emission reduction initiatives.....	13
24. Application to participate in an emission reduction initiative.....	13
25. Issuance of permit to participate in an emission reduction initiative.....	13
PROCEDURE FOR EMISSION REDUCTION INITIATIVES	13
26. Procedure for emission reduction initiatives.....	13
27. Procedure for net-zero or carbon neutral entities to participate in an emissions reduction programme.....	14
EMISSION REDUCTION REGISTRATION INCENTIVES	14
28. Prime Minister may grant incentives.....	14
29. Permit proof of eligibility to access incentives.....	14
REPORTING OBLIGATIONS	14
30. Obligation of permit holder to report.....	14
31. Special reporting for net-zero or carbon neutral entities.	15

PART III - EMISSION ALLOCATIONS **15**

PROCEDURE FOR EMISSION ALLOWANCE ALLOCATIONS	15
32. Notification of GHG emissions to registrar.....	15
33. Transfer of an emission allocation.	16
34. Cancellation of an emission allocation.....	16
35. Penalty for emission allocation remaining unchanged.	16
REPORTING OBLIGATIONS	16
36. Reporting obligations for sectors identified in NDCs.....	16

PART X - MISCELLANEOUS **17**

37. Reporting of undiscovered assets.....	17
38. Direct capture entity.	18
39. Biodiversity conservation.	18
40. Natural Assets.	18
41. Fees.....	19
42. Publication of annual report to public.....	19

FIRST SCHEDULE	21
SECOND SCHEDULE	33
THIRD SCHEDULE	43

CLIMATE CHANGE AND CARBON MARKET INITIATIVES ACT, 2022 (NO. 15 OF 2022)

CARBON MARKETS AND GREENHOUSE GASSES REGULATIONS, 2023

The Prime Minister in exercise of the powers conferred by section 21, 22 and 30 of the Climate Change and Carbon Market Initiatives Act makes the following regulations —

PART I - PRELIMINARY

1. Citation and commencement.

- (1) These Regulations may be cited as the Carbon Market Greenhouse Gasses Regulations, 2023.
- (2) These Regulations shall come into force on the 1st day of December, 2023.

2. Interpretation.

In these Regulations —

“**Act**” means the Climate Change and Carbon Market Initiatives Act, 2022 (*No. 15 of 2022*);

“**approved country**” means a country that is a party to the Paris Agreement;

“**carbon asset**” means any thing biological, chemical or technological which provides an emission reduction function;

“**carbon credit**” has the meaning ascribed to it in the Act;

“**Carbon Trading Act**” means the Carbon Trading Act, 2022 (No. of 2022);

“**Climate Advisory Unit**” means the Climate Change and Environmental Advisory Unit established by the Prime Minister to address matters on climate change;

“**direct capture entity**” means a company which utilises technology, chemical or physical processes to capture and store greenhouse gasses;

“**emissions**” means the release of greenhouse gasses and or their precursors into the atmosphere over a specified area and period of time;

“**fit and proper**” means the definition as noted in the Central Bank of The Bahamas' Guidelines for Assessing the Fitness and Propriety of Applicants for Regulated Functions;

“**management company**” means a company which has entered into a management contract with the Minister of Finance in accordance with section 6 of the Act to perform functions as specified in section 7 of the Act and that has a fiduciary responsibility to maximize the financial benefits of the Commonwealth of The Bahamas;

“**Nationally Determined Contributions**” means the report made by each country that is a signatory to the Paris Agreement providing targets to reduce national emissions and adapt to the impacts of climate change¹;

“**natural assets**” means the stock of natural resources or ecosystems, existing within The Bahamas;

“**net zero**” means when anthropogenic emissions of greenhouse gases into the atmosphere are balanced by the removal of greenhouse gases over a specified period²;

“**Registry**” means the National Emissions Registry established under section 27 of the Act;

“**Registrar**” means the Registrar appointed under section 27 of the Act;

“**Securities Commission**” means the Securities Commission of The Bahamas continued under Part II of the Securities Industry Act, 2011 (*No. 10 of 2011*).

3. Application of Regulations.

These Regulations shall apply to —

- (a) the identification and verification of carbon assets;
- (b) the sale of carbon credits as specified in section 3 of the Act;
- (c) the implementation of emission reduction initiatives;
- (d) the issuance of emission allocations;
- (e) the identification of greenhouse gas sequestrants;
- (f) the mobilization of all natural assets with carbon emission reducing potential; and

¹Please see insertion of definition provided

²Please see insertion of definition provided

- (g) natural assets that are targeted for financial benefits related to the blue and green economies.

4. Principles governing these Regulations.

For the purposes of these Regulations, the fundamental principles governing trade in carbon markets as specified in Part III of the Act apply.

PART II – CARBON CREDIT TRADING

PROHIBITION AGAINST UNREGISTERED TRADING

5. Prohibition against carbon trading businesses unless registered by the Securities Commission.

- (1) No person shall carry on the business of carbon trading in, or from within The Bahamas, unless that person has been registered by the Securities Commission in accordance with section 8 of the Carbon Credit Trading Act, 2022.
- (2) Any person who contravenes the provisions of paragraph (1) commits an offence and is liable to a fine of one hundred thousand dollars or to six months imprisonment or to both such fine and imprisonment.

VERIFICATION AND REGISTRATION TO TRADE

6. Prerequisites for entering into a management contract.

Where a company is desirous of carrying on the business of carbon trading in or from within The Bahamas, that company shall —

- (a) be registered with the Securities Commission in accordance with the provisions of section 8 of the Carbon Credit Trading Act; and
- (b) apply to the Registrar as set out in Form I of Part I of the *First Schedule* and pay the fee specified in Part II of the *First Schedule*.

7. Minister of Finance may enter into management contract.

- (1) The Minister of Finance may enter into a management contract with a company who has satisfied the prerequisites of regulation 6.
- (2) Prior to entering into a management contract, the Minister of Finance shall consult with the Climate Change Advisory Unit and take into consideration a recommendation by the Unit as to whether the company —

- (a) is fit and proper; and
 - (b) has the scientific and technical capacity to manage or sell a specified class or type of carbon credit.
- (3) Where the Minister of Finance has entered into a management contract with a company pursuant to section 6 of the Act the company shall be deemed to be an appointed management company for the purposes of the Act;
- (4) Where a management company has been appointed under subsection (3) the Registrar shall cause the management company to be entered on the Register.

8. Issuance of registration certificate.

Where a management company has been entered on the register, the Registrar shall issue a certificate of registration as set out in Form II of Part I of the *First Schedule*.

PROCEDURE TO TRADE IN CARBON CREDITS

9. Prerequisites for the sale of carbon credits.

A management company who is desirous of selling carbon credits to a person or entity (hereinafter referred to as a “client”) shall —

- (a) ensure that the requirements identified in Section 30 and 33 of the Carbon Trading Act have been met by each client; and
- (b) obtain information indicating whether the proposed project falls within Article 6 of the Paris Agreement or the voluntary carbon market.

10. Cooperative Approaches.

Where a proposed project falls within Article 6 of the Paris Agreement, such project shall be subject to United Nations Framework Convention on Climate Change 6.2 guidance or 6.4 Rules, Modalities and Procedures.

11. Voluntary Markets.

Where a proposed project is subject to the voluntary market, the project shall follow an activity cycle aligned with a carbon credit verification body as defined in the Carbon Trading Act.

12. Application for the issue of a permit.

- (1) Where a management company has complied with the prerequisites identified in regulation 9, the management company shall apply to the Registrar for a recommendation to be made for the issuance of a permit authorizing the client to purchase carbon credits.
- (2) An application in regulation 12(1) shall be made in the manner set out in Form III of Part I of the *First Schedule* and include the following supporting documents -
 - (a) proper documentation evidencing an emissions allocation restriction imposed on the client; and the geographical location associated with the emissions activity; or evidence of emissions need; and
 - (b) details of the proposed terms of agreement between the management company and the client.

13. Registrar to recommend issuance of permit.

- (1) Where the Registrar in consultation with the Climate Change Advisory Unit, has made a determination that a client referred to in regulation 9—
 - (a) is fit and proper, the Registrar may issue a recommendation to the Prime Minister for the issuance of the permit.
 - (b) is not fit and proper, the Registrar shall not make the recommendation for issuance of the permit.
- (2) Where the Registrar does not make a recommendation for the issuance of a permit, the Registrar shall give its reasons in writing to the management company.

14. Issue or refusal of permit by Prime Minister

- (1) As soon as practicable after receipt of the recommendation by the Registrar in accordance with regulation 13, the Prime Minister—
 - (a) shall consider the recommendation of the Registrar ;
 - (b) may request such further particulars or supporting documents that he considers necessary;
 - (c) shall make a determination as to whether or not a permit should be issued.
- (2) The Prime Minister shall cause notice of approval or refusal to issue a permit to be given in writing to the management company and the Registrar.
- (3) A permit issued pursuant to this regulation shall be in the manner as set out in Form IV of Part I of the *First Schedule* and shall specify—
 - (a) the duration of the permit;

- (b) the type of carbon asset;
 - (c) the quality of the carbon asset;
 - (d) the location of the carbon asset;
 - (e) the quantity of the carbon credits;
 - (f) the verification details of the carbon asset; and
 - (g) the vintage of the carbon credits.
- (4) Any permit issued by the Prime Minister to a management company to trade carbon credits shall be valid for the period specified in the management contract with the Minister of Finance.

15. Prohibition against unauthorized carbon trading.

- (1) No management company shall enter into a contractual agreement with a client regarding carbon trading unless in receipt of the notice of approval issued in accordance with regulation 14.
- (2) A management company that enters into in a contractual agreement with a client without receipt of a notice of approval, commits an offence and shall be liable to a fine of one million dollars or one year imprisonment or both.
- (3) Immediately after receipt of the notice of approval by the Prime Minister the Registrar shall —
 - (a) issue a certificate authorizing the transfer in the manner set out in Form V of Part I of the *First Schedule*; and
 - (b) make a notation of the transfer in the Registry.

16. Administrative duties of Registrar.

- (1) Where the Government of The Bahamas is approached by an approved party who is desirous of purchasing carbon credits, prior to entering into any contractual agreement for carbon trading the Registrar shall —
 - (a) ensure that all carbon credits are verified and certified;
 - (b) give consideration to withholding as follows:
 - (i) no less than 2% of carbon credits from the sale for Overall Mitigation in Global Emissions (hereinafter called OMGE) and no less than 5% of carbon credits from the sale for Share Of Proceeds (hereinafter called SOP) to support the provision of resources for adaptation; or
 - (ii) OMGE or SOP figures as agreed to within a bilateral, multilateral, or contractual agreement entered into by the management company;

- (c) Where SOP and OMGE is withheld under an Article 6.4 project, the SOP and OMGE will be directed to the appropriate accounts as indicated in the UNFCCC Article 6.4 Rules, Modalities and Procedures.
 - (d) Where SOP is withheld under an Article 6.2 or voluntary market project, the percentages of SOP will be allocated to the specified national investment sub-fund in accordance with regulation 41³ or agreed to within a bilateral, multilateral, or contractual agreement entered into by the management company;
 - (e) Where OMGE is withheld under an Article 6.2 or voluntary market project, the percentages of OMGE will be directed to an appropriate account as indicated in UNFCCC Article 6.2 Guidance or an account designated by The Bahamas National Emissions Registry (NER).
- (2) Carbon credits withheld for OMGE shall not be bought or sold to any party, entity or individual.
 - (3) Cancellations and corresponding adjustments shall be undertaken to prohibit double counting of emission reductions.
 - (4) The Registrar shall maintain a registry which contains a series of accounts to document carbon credit transactions which include —
 - a) pending account;
 - b) OMGE account;
 - c) SOP account;
 - d) holding account;
 - e) cancellation account;
 - f) retirement account; and
 - g) and any other accounts as may be necessary for recording and tracking carbon credits;
 - (5) The Registrar shall perform the following functions in relation to carbon trading —
 - a) issuance;
 - b) forwarding;
 - c) transferring;
 - d) cancellations; and
 - e) retirements
 - (6) The flow of carbon credits through the registry shall include —
 - (a) The issuance of verified carbon credits into a pending account;

³Please see correction.

- (b) OMGE and SOP being immediately forwarded from the pending account into SOP and OMGE accounts, in alignment with paragraph (1)(c)-(e);
 - (c) The remaining carbon credits in the pending account, shall be forwarded into a holding account, upon receipt of the certificate authorizing the transfer in accordance with regulation 15(3)(a);
 - (d) The client informing of their intent to acquire carbon credits from the holding account for their use in writing;
 - (e) The transfer of carbon credits from the holding account
 - (f) The retirement of a carbon credit, in the retirement account, once it has been utilized by the client;
 - (g) The documentation of OMGE and SOP cancellations, in the cancellation account, in accordance with paragraph (1)(c) to (e).
- (7) The Registrar may give consideration to the use of blockchain for the recording and tracking of carbon assets used in carbon trading.

17. Retirement of carbon credits.

- (1) Where a carbon credit has been transferred in accordance with regulation 16 it will be cancelled and the Registrar shall make a notation thereof on the register specifying all relevant details.
- (2) Where a carbon credit obtained by a client is not retired within the agreed time period indicated in the —
 - (a) contractual agreement made between the management company; or
 - (b) bilateral, or a multilateral agreementthe Registrar shall notify the management company of the cancellation of the certificate by the date specified in the notice.
- (3) Where the management company fails to provide —
 - (a) sufficient evidence of the retirement of the carbon credits; or
 - (b) a response to the notice,the Registrar shall cancel the carbon credits and make a notation thereof in the Registry.

REPORTING OBLIGATIONS

18. Obligation of management company to report.

- (1) A management company shall submit a report in the manner set out in Form VI of Part I of the *First Schedule* by the 31st day of March in each calendar year in respect of information obtained during the preceding year.

- (2) A report submitted in accordance with paragraph (1) shall be supported by —
- (a) a copy of all approvals, notices and permits;
 - (b) information on all sales, transfers, cancellations, retirements ;
 - (c) list of all clients and the types of carbon assets transacted;
 - (d) information on all applications made to the company for purchase of credit whether actioned or refused;
 - (e) the balance of available credits;
 - (f) the monitoring, reporting and verification of carbon assets; and
 - (f) any other information as requested by the Registrar.
- (3) Where a management company fails to comply with paragraph (1) by the 1st day of March in each calendar year, the management company commits an offence and shall be liable to a fine of fifty thousand dollars payable per month until the report is submitted.

19. Obligation of management company to notify.

- (1) The management company shall immediately notify the Registrar of any of the following events —
- (a) executed trades of carbon credits with any individual, company, country or organization; or
 - (b) agreements to have carbon assets owned by any individual, company, country or organization managed under the portfolio of the management company;
 - (c) new project proposals to trade in carbon credits in the manner set out in Form VII of Part I of the *First Schedule*;
 - (d) financial products or vehicles related to carbon assets in The Bahamas;
 - (e) the retirement and/or cancellation of carbon credits; and
 - (f) any other matter which impacts any carbon assets.
- (2) Where a management company fails to comply with paragraph (1), the management company commits an offence and shall be liable to a fine of one hundred thousand per offence.

PROVISIONS GOVERNING BILATERAL AND MULTI-LATERAL AGREEMENTS

20. Procedure for approval for bilateral and multi-lateral agreements.

- (1) Where the Prime Minister receives a request from an approved country to trade carbon credits for emission reduction pursuant to section 23 of the Act, the Prime Minister shall —
 - (a) review the proposal in consultation with the Climate Change Advisory Unit and the Registrar and take into considerations any recommendations made; and
 - (b) make a determination to conclude a bilateral or multilateral agreement with the approved country.
- (2) Where the Prime Minister has made a determination pursuant to paragraph (1)(b), the Registrar shall —
 - (a) facilitate the sale of carbon credits to the approved country in accordance with regulations 9 10 11 and 16;⁴ and
 - (b) make a notation thereof on the Register specifying all the relevant details.

PART II – EMISSION REDUCTION INITIATIVES

21. Interpretation of Part.

For the purposes of this Part, a “**permit holder**” includes a net-zero or carbon neutral entity of GHGs who has been registered under this Part.

QUALIFICATION OF AN EMISSION REDUCTION INITIATIVE

22. Permit to participate in an emission reduction initiative.

- (1) No person or entity shall participate in an emission reduction initiative unless that person is in possession of a permit issued pursuant to section 19 of the Act.
- (2) All emission reduction initiatives pursuant to section 19 of the Act shall include the criteria specified in Part I of the *Second Schedule*.
- (3) Any person who contravenes the provisions of paragraph (1) commits an offence and is liable to a fine of one hundred thousand dollars or six months imprisonment or both.

⁴Please see insertion as instructed.

VERIFICATION AND REGISTRATION OF EMISSIONS REDUCTIONS INITIATIVES

23. Prime Minister may implement emission reduction initiatives.

Pursuant to section 19 of the Act, the Prime Minister may create and implement initiatives to reduce emissions and shall notify the Registrar in writing of such initiatives for registration as an emission reduction initiative.

24. Application to participate in an emission reduction initiative.

- (1) Any person or entity who is desirous of participating in a reduction initiative shall make application in the manner set out in Form I of Part II of the *Second Schedule* and pay the fee specified in Part III of the *Second Schedule*.
- (2) An application made under paragraph (1) shall be supported by a proposal specifying the details to be implemented to reduce GHG emissions.

25. Issuance of permit to participate in an emission reduction initiative.

- (1) Upon the written recommendation of the Registrar in consultation with the Climate Change Advisory Unit, the Prime Minister shall issue a permit pursuant to section 19 of the Act.
- (2) Where the Prime Minister issues a permit in accordance with paragraph (1), the issue of the permit shall be registered in the Registry.

PROCEDURE FOR EMISSION REDUCTION INITIATIVES

26. Procedure for emission reduction initiatives.

- (1) Where a permit is issued in accordance with regulation 25, the person or entity authorized to participate in the emission reduction initiative shall immediately provide the following information to the Registrar —
 - (a) full and complete name of the person or entity
 - (b) any potential benefits to achieving the goals and targets of the Nationally Determined Contributions⁵
 - (c) details relating to the emissions reduction initiative;
 - (d) proposed overall impact of the emissions reduction initiative; and
 - (e) any other information or document requested by the Registrar.

⁵Kindly provide a definition for NDC

- (2) The Registrar shall record the information specified in paragraph (1) in the Registry.

27. Procedure for net-zero or carbon neutral entities to participate in an emissions reduction programme.

- (1) Any net-zero or carbon neutral entity who is desirous of participating in an emissions reduction programme shall make application in Form II of Part II of the *Second Schedule*.
- (2) An application made pursuant to paragraph (1) shall be supported by—
 - (a) an emission audit which provides sufficient evidence of the net-zero or carbon neutral state of the entity; and
 - (b) any other information or document requested by the Registrar.

EMISSION REDUCTION REGISTRATION INCENTIVES

28. Prime Minister may grant incentives.

- (1) The Prime Minister may by notice —
 - (a) upon the exercise of his own discretion; or
 - (b) upon the recommendation of the Registrar,establish and grant incentives or concessions for an emission reduction initiative.
- (2) A notice made under paragraph (1) shall specify —
 - (a) the type of incentive to be granted;
 - (b) the duration of the incentive;
 - (c) the persons or sectors to whom the incentive is eligible;
 - (d) the value of the incentive.

29. Permit proof of eligibility to access incentives.

A permit issued pursuant to regulation 22, shall be conclusive evidence of approval to access any incentive established under regulation 24

REPORTING OBLIGATIONS

30. Obligation of permit holder to report.

- (1) The holder of a permit issued under this Part shall submit a report in Form III of Part II of the *Second Schedule* by the 31st day of March in each calendar year in respect of information obtained during the preceding year.

- (2) A report submitted in accordance with paragraph (1) shall —
 - (a) include an accounting of the GHG emission reductions realized from the initiative; and
 - (b) be audited by a qualified and independent auditor.
- (3) Any person who fails to report by the specified period stated in paragraph (1) commits an offence and is liable to a fine equal to the benefit accrued by the incentive.
- (4) Where the Registrar is of the opinion that there is an inaccuracy contained in a report submitted hereunder, the Registrar may request at the expense of the permit holder to provide further information for the Registrar to adequately assess the accuracy of the report.

31. Special reporting for net-zero or carbon neutral entities.

Any person or entity who by virtue of their activities, achieves a net-zero in GHGs emissions and is duly registered with the Registry, shall submit a report in Form III of Part II of the *Second Schedule* by the 31st day of March in each calendar year in respect of information obtained during the preceding year.

PART III - EMISSION ALLOCATIONS

PROCEDURE FOR EMISSION ALLOWANCE ALLOCATIONS

32. Notification of GHG emissions to registrar.

- (1) Any person or entity operating in one or more sectors specified in the Nationally Determined Contributions, shall give written notice to the Registrar of the GHG inventory of that entity.
- (2) Notice given to the Registrar pursuant paragraph (1) shall be —
 - (a) prepared in accordance with guidelines published by Intergovernmental Panel on Climate Change or equivalent body; and
 - (b) audited by a qualified and independent auditor.⁶
- (3) The Registrar shall review the information contained in the notice given pursuant to paragraph (1) and determine the emission allowance allocation for that entity for a period of two calendar years.
- (4) The Registrar shall issue a permit to the person or entity referred to in paragraph (1) based on his determination pursuant to paragraph (2).

⁶Please see insertion.

- (5) The permit issued in accordance with this regulation shall be in the manner set out in Form I of Part I of the *Third Schedule* and be issued for a period of two calendar years.

33. Transfer of an emission allocation.

- (1) No person shall transfer an emission allowance allocated under a permit issued in accordance with regulation 32 unless approved by the Registrar.
- (2) Where the Registrar approves the transfer of an emission allowance the Registrar shall make a record of the transfer in the Registry.

34. Cancellation of an emission allocation.

- (1) An emission allowance which has been allocated may be cancelled by the Registrar where —
- (a) an entity reaches net zero; or
- (b) the entity has ceased to carry on the activity specified in its GHG inventory.⁷
- (2) Where an emission allocation has been cancelled in accordance with paragraph (1), the Registrar shall make a notation thereof on the Register and include all relevant details.

35. Penalty for emission allocation remaining unchanged.

- (1) Where a person or entity fails to reduce the GHG emissions noted in the permit at the end of the period specified in regulation 32(4) such person commits an offence and is liable to a penalty of five thousand dollars per tonne of GHG that has not been reduced in accordance with the allowance allocated.
- (2) Where a person or entity is liable for the payment of the penalty referred to in paragraph (1) the Registrar shall before renewing the permit, require that person or entity to prepare a plan detailing the proposed measures enabling the person or entity to comply with the emission allowance allocation within the said two year period.

REPORTING OBLIGATIONS

36. Reporting obligations for sectors identified in NDCs.

- (1) Any entity operating in a sector specified in the Nationally Determined Contributions, shall submit a report in the form prescribed by the

⁷Please see deletion

Registrar by the 31st day of March⁸ in each calendar year in respect of information obtained during the preceding year.

- (2) A report given to the Registrar in paragraph (1) shall —
 - (a) show evidence of quality assurance and quality control standards in accordance with the Intergovernmental Panel on Climate Change or equivalent body;
 - (b) be prepared in accordance with guidelines published by Intergovernmental Panel on Climate Change or equivalent body; and
 - (c) be audited by a qualified and independent auditor.
- (3) Any entity operating in a sector listed in the Nationally Determined Contributions shall register with the National Emission Registry as a Reporting Entity.
- (4) Any person who fails to submit a report under this section by the specified period commits an offence and is liable to a fine of one thousand dollars for each day the offence continues for a maximum period of five days and thereafter a fine of five thousand dollars for each day the offence continues until the report is submitted.
- (5) Where the Registrar is of the opinion that a report submitted hereunder is inaccurate in any way, the Registrar may request at the expense of the permit holder to provide further particulars as the Registrar may require to assess the accuracy of the report.

PART X - MISCELLANEOUS

37. Reporting of undiscovered assets.

- (1) Any person who discovers any asset whether biological, technological or otherwise after the commencement of this Act in, on, above, or below the land and airspace of The Bahamas including—
 - (a) its internal waters, territorial waters and exclusive economic zone;
 - (b) the seabed and subsoil underlying these waters;
 - (c) its continental, coastal and marine ecosystems and related water; and
 - (d) its forests,shall immediately report the discovery to the Registrar in writing.
- (2) Any person who fails to immediately report the discovery of an asset in accordance with paragraph 1 and thereafter seeks to benefit commercially

⁸Please see revision as provided.

from the discovered asset commits an offence and liable to a fine of one hundred thousand dollars.

38. Direct capture entity.

Any person who discovers or utilises technological, chemical or other physical processes to capture and store greenhouse gasses and wishes to operate a management company pursuant to section 6 the Act shall be subject to regulations 6, 7, 12, 15, 18 and 19.

39. Biodiversity conservation.

- (1) Where any biological asset—
 - (a) contributes to the health or preservation of an identified carbon asset; and
 - (b) is not already identified as part of a conservation or protection plan the Registrar shall —
 - (i) make a recommendation to the Prime Minister regarding the trade of the biological asset;
 - (ii) direct the relevant individual or entity to have the biological asset qualitatively and quantitatively assessed as tradeable;
 - (iii) make a recommendation on the need for protection or conservation of the biological asset; and
 - (iv) enter the biological asset and any relevant details in the register.
- (2) Where a biological asset is assessed as tradeable pursuant to subparagraph (ii) such asset shall be subject to these regulations.

40. Natural Assets.

- (1) Where any biological asset —
 - (a) contributes to the health or preservation of an identified carbon asset; and
 - (b) has not been identified under any existing law as part of an existing conservation or protection measure,
the Registrar may -
 - (i) make a recommendation to the Minister on trading the biological asset;
 - (ii) communicate with the relevant authority to have those assets qualitatively and quantitatively identified;
 - (iii) make a recommendation as to the need for protection or conservation of the biological asset; and

- (iv) enter the biological asset and any relevant details in the Registry.
- (2) Where a biological asset identified under this section is identified as tradeable by the Prime Minister, the biological asset will be subject to these regulations

41. Fees.

The fees payable under these Regulations may be deposited into a specific sub-fund established under the National Investment Funds Act, 2022 for this purpose.

42. Publication of annual report to public.

- (1) The Registrar shall, as soon as practicable and in any case within six months after the end of each year, prepare a report on the performance of his functions under this Act during that year.
- (2) A report prepared in accordance with subsection (1) shall be published in such manner as the Registrar may determine.

FIRST SCHEDULE

PART I

FORM I

(regulation 6)



THE COMMONWEALTH OF THE BAHAMAS

NATIONAL EMISSION REGISTRY

APPLICATION TO REGISTER A MANAGEMENT COMPANY

Name		
Type of Company		
Company Representatives		
Contact Information		
Email		
Phone		
Address		
Street, City, Country & Postcode		
Management Company Summary – 1,000 word summary of project		
Is this address to be used for correspondence?	Yes [<input type="checkbox"/>]	No [<input type="checkbox"/>]
If no, please provide address for correspondence below		
Street, City, Country & Postcode		

Attach Relevant Documents:

Evidence of registration with the Securities Commission

Copy of management contract entered into with Minister of Finance

Dossier of Management Company,

Document Granting Business Activity in The Bahamas,

Proof of Scientific Expertise, Proof of Financial Expertise, Proof of Financial Integrity,

Proof of Environmental Integrity,

Evidence of Registration with the Securities Commission,

Copy of Management Contract entered into with the Minister of Finance,

Copy of Recommendation given by the Climate Change and Environmental Advisory Unit.

* The Applicant should note that the Registrar may request additional information to aid in the processing of the application.

FORM II
(regulation 8)



THE COMMONWEALTH OF THE BAHAMAS
NATIONAL EMISSION REGISTRY

CERTIFICATE OF REGISTRATION FOR MANAGEMENT COMPANY

Certificate No.

This certificate registers _____ to conduct trade of verified carbon credits in The Bahamas.

This certificate recognizes _____'s ability —

- (a) to validate and verify quantitatively and qualitatively any project that may be accredited as a carbon asset in accordance with internationally recognized standards or as guided by the principles of the Paris Agreement;
- (b) to record carbon assets using approved methodologies for spatial mapping, density analysis and carbon stock;
- (c) to record annual fluctuations to the quality and quantification of carbon assets
- (d) to identify and solicit any individual, company, country or organization to engage in the carbon market regime of The Bahamas or to have their carbon assets managed under the company's management portfolio;
- (e) to manage all financial products or vehicles related to carbon assets in The Bahamas, including the digital asset market;
- (f) to operate on behalf of The Bahamas in the national and international regulated and licensed financial markets;
- (g) to do such other functions as are specified in the management contract.

This certificate will take effect on _____.

FORM III

(regulation 12)



THE COMMONWEALTH OF THE BAHAMAS
NATIONAL EMISSION REGISTRY
 APPLICATION TO PURCHASE CARBON CREDITS

Name:			
Type of Company:			
Company Representative(s):			
Contact Information			
Email			
Phone			
Address			
Street, City, Country, Postcode:			
Is this address to be used for correspondence? Yes [] No []			
If no, please provide address for correspondence below			
Street, City, Country & Postcode:			
Amount of carbon credits to be purchased:			
Purpose of sale:			
Amount of Carbon Credits to go towards:	NDC	Offsetting	Other international mitigation outcomes
(If other, please explain):			
Primary Contact Details			
Name:			

Phone No.(s)
Email:
Relevant Documents Attached: (<i>Tick applicable box</i>) Passport/Other Form of Identification [<input type="checkbox"/>] Good Standing with Country of Origin [<input type="checkbox"/>] Proof of Financial Integrity [<input type="checkbox"/>] Proof of Environmental Integrity [<input type="checkbox"/>] Outline of Terms of Agreement [<input type="checkbox"/>] Proof of Ability to Trade in the Carbon Market [<input type="checkbox"/>]

FORM IV
(regulation 14)



THE COMMONWEALTH OF THE BAHAMAS
NATIONAL EMISSION REGISTRY
PERMIT TO TRADE IN CARBON MARKET

Permit No.

This permit authorizes the issuance _____
verified carbon credits to the Management Company for transfer to
_____.

The verified carbon assets are located in _____ and
the quality is _____.

These carbon assets have been verified via _____ and has the
vintage identifier _____.

This permit will be effective from _____ to _____.

Prime Minister

FORM V
(regulation 15)



THE COMMONWEALTH OF THE BAHAMAS
NATIONAL EMISSION REGISTRY

CERTIFICATE OF REGISTRATION FOR MANAGEMENT COMPANY

Certificate No.

This certificate authorizes _____ to transfer _____ of verified carbon credits to the Client, _____.

This certificate will take effect on _____ and is subject to the terms and conditions specified in contractual agreement.

FORM VI

(regulation 18)



THE COMMONWEALTH OF THE BAHAMAS
NATIONAL EMISSION REGISTRY
ANNUAL MANAGEMENT COMPANY REPORT

Report Year ⁹ :	
Cooperative approach ¹⁰ :	
Metric ¹¹ :	
Quantity (expressed in metric) ¹² :	
Quantity (t CO ₂ eq):	
First transferring participating Party	
Vintage	
Sector(s)	Energy [] IPPU [] AFOLU [] Waste []
Activity types	
Date of authorization	
Purposes of authorization	NDC [] OIMP [] NDC and OIMP []
Transfer date	
Transferring Participating Party	
Acquiring Participating Party	

⁹ The annual period from 1 January to 31 December during which actions occurred.

¹⁰Name / ID of cooperative approach

¹¹Participating Party in which the mitigation outcome was generated.

¹²Year in which mitigation outcome occurred

Purposes for cancellation	
---------------------------	--

^a The annual period from 1 January to 31 December during which actions occurred.

^c Participating Party in which the mitigation outcome was generated.

^d Year in which mitigation outcome occurred

^e Sector(s) where the mitigation occurred as per common nomenclatures based on the Intergovernmental Panel on Climate Change Guidelines.

^f Description of the mitigation activity type(s).

^g Date of authorization by first transferring party.

^h Date on which the action was executed in the registry of the reporting Party.

ⁱ Initiating participating Party, including for cancellations and uses.

^j Participating Party receiving the ITMOs.

^k For relevant actions, the specific purposes for cancellation towards which ITMOs can be or were used.

FORM VII
(regulation 19)



THE COMMONWEALTH OF THE BAHAMAS
NATIONAL EMISSION REGISTRY

**APPLICATION FOR NEW OR ADDITIONAL CARBON CREDIT
PROJECT**

Name of Company	
Type of Company:	
Name of individual completing the form	
Title of individual completing the form	
Contact Information	
Email	
Phone	
Address	
Street, City, Country/Island, Postcode:	
Project Proposal Summary – 1,000 word summary of project	

Is this address to be used for correspondence?	Yes [<input type="checkbox"/>]	No [<input type="checkbox"/>]
Street, City, Country, Postcode:		
Amount of carbon credits to be purchased:		
Purpose of sale:		
Is this a new or additional application?		
If this is additional, please provide a copy of your previous permit/s		
Credits to go towards: NDC _____ Offsetting _____		
Other international mitigation outcome _____ (If other, please explain)		
Primary Contact Details		
Name:		
Phone No.(s)		
Email:		
Relevant Documents: <i>(Tick applicable box)</i>		
Passport/Other form of identification [<input type="checkbox"/>]	Good Standing with Country of Origin [<input type="checkbox"/>]	
Proof of Financial Integrity [<input type="checkbox"/>]	Proof of Environmental Integrity [<input type="checkbox"/>]	
Outline of Terms of Agreement [<input type="checkbox"/>]	Proof of Ability to Trade in the Carbon Market [<input type="checkbox"/>]	

PART II



THE COMMONWEALTH OF THE BAHAMAS

NATIONAL EMISSION REGISTRY

FEES

Application for a Management Contract	\$500.00
Application to Purchase Credits	\$250.00
Application for New or Additional Carbon Credit Project.	\$500.00

SECOND SCHEDULE

PART I

(regulation 22)



**THE COMMONWEALTH OF THE BAHAMAS
NATIONAL EMISSION REGISTRY**

GENERAL PRINCIPLES FOR EMISSIONS REDUCTIONS INITIATIVES

Entities seeking to participate in an Emissions Reductions Initiatives shall provide information which indicates that their project shall:

1. Contribute to long-term emissions reductions
2. Promote sustainable development
3. Generate environmental benefit
4. Align with relevant national policies or plans to reduce emissions
5. Comply with regulatory requirements relevant to the project type
6. Have a clear implementation plan with timelines
7. Have a financial need which the initiative directly addresses
8. Provides a benefit to the local community and meets the goals set by the initiative
9. Aligns with the principles and targets of the Sustainable Development Goals

PART II

FORM I

(regulation 24)



THE COMMONWEALTH OF THE BAHAMAS

NATIONAL EMISSION REGISTRY

**APPLICATION TO PARTICIPATE IN AN EMISSION REDUCTION
INITIATIVE**

Name		
Type of Company		
Relevant Company Partners		
Contact Information		
Email		
Phone		
Address		
Street, Postcode	City,	Country,
Emission Reduction Initiative Proposal Summary – 1,000 word summary of project		

Projected Annual Emission Reductions (t CO₂ eq)		
Is this residential address to be used for correspondence?	Yes [<input type="checkbox"/>]	No [<input type="checkbox"/>]
If no, please provide address for correspondence below		
Street, City, Country, Postcode		
<p>Relevant Documents: Full Proposal of Emissions Reduction Initiative, Document Granting Business Activity in The Bahamas, Proof of Scientific Expertise, Proof of Financial Integrity, Proof of Environmental Integrity, Copy of Recommendation given by the Climate Change and Environmental Advisory Unit.</p>		

FORM II
(regulation 25)



THE COMMONWEALTH OF THE BAHAMAS
NATIONAL EMISSION REGISTRY
PERMIT FOR EMISSIONS REDUCTION
INITIATIVE

Permit No.

This permit authorizes _____ to participate in _____, an emissions reduction initiative created in accordance with Section 19 of the Climate Change and Carbon Market Initiatives Act.

The emissions reduction initiative is located in _____ (include _____ the coordinates) and proposes to reduce emissions by _____ tons of CO₂ eq over a _____ period.

This permit will be effective from _____ to _____.

FORM III
(regulation 27)



THE COMMONWEALTH OF THE BAHAMAS
NATIONAL EMISSION REGISTRY
NET ZERO OR CARBON NEUTRAL ENTITIES
APPLICATION TO PARTICIPATE IN A REDUCTION
PROGRAMME

Name of company	
Name of individual completing the form	
Title of individual completing the form	
Please indicate the economic sector which your business operates in	
How long has the business operated at Net Zero :	
Contact Information	
Email	
Phone	
Address	
Street, City, Island Postcode:	
Please provide information on how participation will benefit your company and what benefits from the initiative are being sought sort: –	

--

Please provide information on resulting community benefit from your access to the initiative and which Sustainable Development Goals will be achieved?

--

Is this address to be used for correspondence?	Yes [<input type="checkbox"/>]	No [<input type="checkbox"/>]
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If no, please provide address for correspondence

Street, City, Country, Postcode

<p>Relevant Documents:</p> <p>Full program proposal for access to the initiative Business License Certificate of Good Standing National Insurance Certificate Inland Revenue Certificate</p>

FORM IV
(regulation 30)



THE COMMONWEALTH OF THE BAHAMAS
NATIONAL EMISSION REGISTRY
ANNUAL EMISSION REDUCTION INITIATIVE REPORT

Report Year ⁶ :	
Name of Project(s)	
Name(s) reporting representative	
Title of reporting representative	
Summary of Project (including the purpose)	
Geographic Location of Each Project (including coordinates)	
overall impact of the emissions reduction initiative;	
Quantity of emission reduction from Project (t CO ₂ eq):	
Has there been any incidences at the facility which was in breach of your allocation limits?	
Sectors Impacted by Emission Reduction Initiative	Energy [] IPPU [] AFOLU [] Waste []

Supporting Documents:

Please attach the following:

Copy of permit []

Independent audit report []

Greenhouse Gas Inventory Report providing evidence of emission reductions activities with use of the latest IPCC or equivalent guidelines []

The monitoring, reporting and verification of the emissions reduction initiative []

A report on the benefits realized from the initiatives []

FORM V
(regulation 31)



THE COMMONWEALTH OF THE BAHAMAS
NATIONAL EMISSION REGISTRY
ANNUAL NET ZERO AND CARBON NEUTRAL REPORT

Report Year ⁶ :	
Name of Project(s)/Company	
Name of representative completing the form	
Title of representative completing the form	
Economic sector of the business operation	
Geographic Location of Each Project (including coordinates)	
Has there been any changes since your last report which may have resulted in emission being discharged, if so please indicate and provide a report.	
overall impact of the emissions reduction initiative	
Quantity of emission reduction from last report	
Sectors Impacted by Emission Reduction Initiative	Energy [] IPPU [] AFOLU [] Waste []
Supporting Documents:	

Please attach the following:

Copy of permit []

Independent audit report []

Greenhouse Gas Inventory Report providing evidence of emission reductions activities with use of the latest IPCC or equivalent guidelines []

The monitoring, reporting and verification of the emissions reduction initiative []

A report on the realized benefits from the initiative []

PART II



**THE COMMONWEALTH OF THE BAHAMAS
NATIONAL EMISSION REGISTRY**

FEES

Application to Participate in an Emission Reduction Initiative Residential	\$100.00
Application to Participate in an Emission Reduction Initiative – Residential	\$100.00
Application to Participate in an Emission Reduction Initiative – Commercial	\$300.00
Application to Participate in a Reduction Programme for Non- Emitters	
— Commercial	\$200.00
— Residential	\$75.00
— Social Support Entities ¹³	\$75.00

¹³Please confirm whether non-profit organisations would be the persons making up the social support entity group.

THIRD SCHEDULE

FORM I

(regulation 32)



**THE COMMONWEALTH OF THE BAHAMAS
NATIONAL EMISSION REGISTRY**

PERMIT FOR EMISSION ALLOCATIONS

This permit grants _____ the ability to emit at _____ tons of carbon dioxide or carbon dioxide equivalent.

This permit will be effective from _____ to _____.

MADE THIS DAY OF , 2023

PRIME MINISTER