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**AMENDMENTS TO THE CARBON OFFSET REGULATIONS PRESCRIBING
CARBON OFFSETTING IN TERMS OF SECTION 19(c) OF THE CARBON TAX ACT**

31 JULY 2023

Amendments to the Carbon Offset Regulations prescribing carbon offsetting in terms of section 19(c) of the Carbon Tax Act (Act No 15 of 2019), are hereby published for comment.

Comments must be submitted to National Treasury depository at: 2023AnnexCProp@treasury.gov.za; CarbonTax@Treasury.gov.za and SARS at acollins@sars.gov.za by 31 August 2023

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SCHEDULE

Definitions

1. In these Regulations, “**the Regulations**” means the regulations published by Government Notice No. R.1556 of 29 November 2019 as well as Regulations published by Government Notice No. R. 595 of 8 July 2021.

Amendment of regulation 2 of the Regulations

2. Regulation 2 of the Regulations is hereby amended by the substitution for subregulation (2) of the following subregulation:

“(2) an offset in respect of an approved project in existence prior to 1 June 2019, in respect of which the activities become subject to tax on or after that date under the Carbon Tax Act, other than any project mentioned in regulation 4(1)(a) and (b) constitutes an offset for the purpose of these Regulations only if the offset would have been able to be used as an offset, notwithstanding subregulation (1)(b), under these Regulations up to 31 May 2019 had these Regulations been in operation on or before that date if that offset is utilised for the purpose of these Regulations on or before 31 December 2025.”.

Short title

3. These Regulations are called the Regulations under section 19(c) of the Carbon Tax Act and are deemed to have come into operation on 1 June 2019.