

The Swedish Energy Agency's regulations (STEMFS 2024:2) on international cooperation in accordance with Article 6 of the Paris Agreement;

decided on 30 October 2024.

Note that according to Swedish law, the Swedish version of the regulations is legally binding, even when there is an official translated version.

The Swedish Energy Agency prescribes the following in accordance with chapter 9 a. §§ 1–2 and chapter 11 § 2 point 1 regulation (2020:1180) on certain emissions of greenhouse gases.

Introductory provisions and definitions

§ 1 These regulations contain provisions on procedures for the authorization of entities who intend to participate in activities to reduce greenhouse gas emissions within a cooperation between Sweden and a host country according to Article 6.2 of the international treaty on climate change adopted at the United Nations Framework Convention on Climate Change's 21st Conference of the Parties in Paris on 12 December 2015 (the Paris Agreement), as well as on procedures for the authorization and acceptance of internationally transferred mitigation outcomes from such activities.

§ 2 The terms used in these regulations have the same meaning as in the Act (2020:1173) on certain emissions of greenhouse gases.

§ 3 In these regulations, the following terms defined to mean:

Entity: A Swedish legal entity that intends to buy internationally transferred mitigation outcomes for its own account within a cooperation between Sweden and a host country pursuant to Article 6.2 of the Paris Agreement and which is not a party to the Paris Agreement; or a legal entity that intends to generate and sell internationally transferred mitigation outcomes in a host country within a cooperation between Sweden and the host country according to Article 6.2 of the Paris Agreement and which is not a party to the Paris Agreement,

Ex ante-authorization: authorization of internationally transferred mitigation outcomes before they have been generated,

Ex post-authorization: authorization of internationally transferred mitigation outcomes after they have been generated,

Internationally transferred mitigation outcome: a result generated from an activity within a cooperation according to Article 6.2 of the Paris Agreement that corresponds to one ton of carbon dioxide equivalent in reduced emissions of greenhouse gases,

Host country: country where internationally transferable mitigation outcomes are generated,

Supervisory Body: committee that regulates and monitors the mechanism under Article 6.4 of the Paris Agreement and belongs to the Secretariat of the United Nations Framework Convention on Climate Change.

Authorization of entities

§ 4 In order to participate as an entity in activities within a cooperation between Sweden and a host country according to Article 6.2 of the Paris Agreement, authorization by the Swedish Energy Agency is required.

Authorization according to the first paragraph takes place by decision of the authority following an application according to § 5 or § 7.

Authorization of entities that intend to generate ITMOs in a host country for sale within a cooperative approach

§ 5 An entity that intends to generate internationally transferred mitigation outcomes in a host country within a cooperation between Sweden and that host country according to Article 6.2 of the Paris Agreement, or a legal person that intends to buy on behalf of itself or another legal person internationally transferred mitigation outcomes generated by said entity, must submit a written application for authorization to the Swedish Energy Agency the first time said entity wants to participate in activities within the cooperation.

§ 6 An application for authorization according to § 5 must contain:

1. a certificate showing the host country's authorization of the entity, and
2. contact details for a designated point of contact at the entity.

In the event of changed contact information, the entity or the legal person who applied for authorization on behalf of the entity in accordance with § 5 must notify the Swedish Energy Agency of the new information.

Authorization of Swedish buying entities

§ 7 An entity that intends to buy internationally transferred mitigation outcomes within a cooperation between Sweden and a host country according to Article 6.2 of the Paris Agreement must submit a written application for authorization to the Swedish Energy Agency the first time the entity wishes to buy internationally transferred mitigation outcomes.

§ 8 An application for authorization according to § 7 must contain:

1. information about the entity's organization number and VAT registration number,
2. a credit report on the entity, if it is not a municipality or region, and
3. contact details for an appointed contact person at the entity.

In the event of changes in information, the entity must notify the Swedish Energy Agency of the new information.

Revocation of authorization of entities

§ 9 An authorization from the Swedish Energy Agency according to § 4 can be revoked by the Agency if there are extraordinary reasons.

Authorization and approval of internationally transferred mitigation outcomes

§ 10 Internationally transferred mitigation outcomes that are generated from an activity within a cooperation between Sweden and a host country according to Article 6.2 of the Paris Agreement must be authorized by Swedish Energy Agency before they can be transferred to Sweden.

Authorization according to the first paragraph can take place *ex ante*, or *ex post*.

Internationally transferred mitigation outcomes that are authorized *ex ante* by the Swedish Energy Agency must be approved by the Agency before they can be transferred to Sweden.

§ 11 Authorization according to § 10, first paragraph, takes place by decision of the Swedish Energy Agency following an application according to § 12 or 16.

Approval according to § 10, third paragraph, takes place by decision of the Swedish Energy Agency following an application according to § 14.

Ex ante authorization and approval of internationally transferred mitigation outcomes

§ 12 A host country, the entity in § 5 that intends to generate internationally transferred mitigation outcomes or the legal person that intends to either on behalf of itself or another legal person buy internationally transferred mitigation outcomes generated by the host country or the entity that seeks *ex ante* authorization for internationally transferred mitigation outcomes, must submit a written application for authorization to the Swedish Energy Agency.

§ 13 An application for authorization of internationally transferred mitigation outcomes according to § 12 must contain:

1. Certificate showing the host country's authorization of the internationally transferred mitigation outcomes,
2. A validation of the activity producing the internationally transferred mitigation outcomes from a third party approved by the Swedish Energy Agency, (Validation of Mitigation Activity Design Document)

3. Information on the number of internationally transferred mitigation outcomes to be authorized,
4. Information on the intended use of the internationally transferred mitigation outcomes for referring to the areas of use in Article 6 of the Paris Agreement,
5. A current sustainability report based on the tool developed by the Supervisory Body for Article 6.4 of the Paris Agreement to report information on how activities that generate internationally transferred mitigation outcomes contribute to sustainable development, or based on a corresponding tool based on a sustainability policy approved by the Swedish Energy Agency intended for sustainability reporting based on the sustainability reporting requirements of the Paris Agreement, and
6. Information about the buyer's name, address, organization number and telephone number if there is a buyer in Sweden.

In the event of changes in information according to point 6, the entity or the other legal person that applied for authorization for the entity according to § 12 must notify the Swedish Energy Agency of the new information.

§ 14 A host country, the entity in § 5 that intends to generate internationally transferred mitigation outcomes or the legal person that intends to either on behalf of itself or another legal person buy internationally transferred mitigation outcomes generated by the host country or the entity that seeks approval by the Swedish Energy Agency of internationally transferred mitigation outcomes that have been authorized according to § 11, must submit a written application for approval to the Agency.

§ 15 An application for approval of internationally transferred mitigation outcomes according to § 14 must contain:

1. A certificate showing the host country's acceptance of the internationally transferred mitigation outcomes according,
2. A verification of the internationally transferred mitigation outcomes according from a third party approved by the Swedish Energy Agency, (Verification of Monitoring report for the Mitigation Outcomes)
3. Information on the number of generated internationally transferred mitigation outcomes according to be approved, and
4. A current sustainability report based on the tool developed by the Supervisory Body for Article 6.4 of the Paris Agreement to report information on how activities that generate ITMOs contribute to sustainable development or based on a corresponding tool based on a sustainability policy approved by the Swedish Energy Agency intended for sustainability reporting based on the sustainability reporting requirements of the Paris Agreement.

Ex post-authorization of internationally transferred mitigation outcomes

§ 16 A host country, the entity in § 5 that intends to generate internationally transferred mitigation outcomes or the legal person that intends to either on behalf of itself or another legal person buy internationally transferred mitigation

outcomes generated by the host country or the entity that seeks *ex post* authorization for internationally transferred mitigation outcomes, must submit a written application for authorization to the Swedish Energy Agency.

§ 17 An application for authorization of internationally transferred mitigation outcomes according to § 16 must contain:

1. A certificate showing the host country's authorization of the internationally transferred mitigation outcomes,
2. A verification of the internationally transferred mitigation outcomes from a third party approved by the Swedish Energy Agency, (Verification of Monitoring report for the Mitigation Outcomes)
3. Information on the number of generated internationally transferred mitigation outcomes that must be authorized,
4. Information on what the host country or entity intends to use the internationally transferred mitigation outcomes for based on the areas of use in Article 6 of the Paris Agreement,
5. A current sustainability report based on the tool developed by the Supervisory Body for Article 6.4 of the Paris Agreement to report information on how activities that generate internationally transferred mitigation outcomes contribute to sustainable development, or based on a corresponding tool based on a sustainability policy approved by the Swedish Energy Agency intended for sustainability reporting based on the sustainability reporting requirements of the Paris Agreement, and
6. Information about the buyer's name, address, organization number and telephone number if there is a buyer in Sweden.

In the event of changes in information according to point 6, the entity or the other legal person that applied for authorization for the entity according to § 16 must notify the Swedish Energy Agency of the new information.

Entry into force

These regulations enter into force on 23 December 2024.

On behalf of the Swedish Energy Agency

CAROLINE ASSERUP

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