



New South Wales

# Biofuels Amendment Bill 2012

## Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

## Overview of Bill

The object of this Bill is to amend the *Biofuels Act 2007* to remove the requirement, which was to have begun on 1 July 2012, for primary wholesalers selling regular unleaded petrol to ensure that it is E10. The term **E10** is defined in the Act to mean a petrol-ethanol blend that contains between 9% and 10% ethanol by volume, being ethanol that complies with a biofuel sustainability standard.

The Bill also makes a consequential amendment to the *Biofuels Regulation 2007*.

## Outline of provisions

**Clause 1** sets out the name (also called the short title) of the proposed Act.

**Clause 2** provides for the commencement of the proposed Act on the date of assent to the proposed Act.

## Schedule 1 Amendment of Biofuels Act 2007 No 23

**Schedule 1 [2]** removes the requirement referred to in the Overview. **Schedule 1 [1], [3] and [4]** make consequential amendments.

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**Schedule 1 [5]** enables the Governor to make savings and transitional regulations that are consequential on the enactment of the proposed Act or any other amending Act.

## **Schedule 2      Amendment of Biofuels Regulation 2007**

**Schedule 2** makes an amendment that is consequential on the removal of the requirement referred to in the Overview.

First print



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New South Wales

## Biofuels Amendment Bill 2012

No. , 2012

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### A Bill for

An Act to amend the *Biofuels Act 2007* to remove the requirement for primary wholesalers selling regular unleaded petrol to ensure that it is E10 from 1 July 2012 and to make a consequential amendment to the *Biofuels Regulation 2007*.

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<b>The Legislature of New South Wales enacts:</b>	1
<b>1 Name of Act</b>	2
This Act is the <i>Biofuels Amendment Act 2012</i> .	3
<b>2 Commencement</b>	4
This Act commences on the date of assent to this Act.	5

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<b>Schedule 1</b>	<b>Amendment of Biofuels Act 2007 No 23</b>	1
<b>[1]</b>	<b>Section 3 Definitions</b>	2
	Omit “section 6, 7 or 8” from the definition of <i>minimum biofuel requirement</i> in section 3 (1).	3 4
	Insert instead “section 6 or 7”.	5
<b>[2]</b>	<b>Section 8 Regular unleaded petrol to be E10</b>	6
	Omit the section.	7
<b>[3]</b>	<b>Section 16 Business specific exemptions from E10 requirement</b>	8
	Omit the section.	9
<b>[4]</b>	<b>Section 24 Expert Panel</b>	10
	Omit section 24 (3) (b).	11
<b>[5]</b>	<b>Schedule 1 Savings, transitional and other provisions</b>	12
	Insert at the end of clause 1 (1):	13
	any other Act that amends this Act	14

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Schedule 2      Amendment of Biofuels Regulation 2007

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**Schedule 2      Amendment of Biofuels Regulation 2007**

1

**Clause 4A Regular unleaded petrol to be E10—later start date**

2

Omit the clause.

3