



Energy Grants (Cleaner Fuels) Scheme Amendment Regulations 2007 (No. 1)¹

Select Legislative Instrument 2007 No. 358

I, PHILIP MICHAEL JEFFERY, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Energy Grants (Cleaner Fuels) Scheme Act 2004*.

Dated 17 October 2007

P. M. JEFFERY
Governor-General

By His Excellency's Command

PETER CRAIG DUTTON
Minister for Revenue and Assistant Treasurer

1 Name of Regulations

These Regulations are the *Energy Grants (Cleaner Fuels) Scheme Amendment Regulations 2007 (No. 1)*.

2 Commencement

These Regulations commence on the day after they are registered.

3 Amendment of *Energy Grants (Cleaner Fuels) Scheme Regulations 2004*

Schedule 1 amends the *Energy Grants (Cleaner Fuels) Scheme Regulations 2004*.

Schedule 1 Amendments

(regulation 3)

[1] After regulation 5

insert

5A Renewable diesel amount

- (1) For subsection 4A (2) of the Act, the amount of the final fuel that is taken to be renewable diesel (the ***renewable diesel amount***) is worked out using the formula:

$$0.924 \times V$$

where:

V is the volume, in litres, of tallow chemically altered through a process of hydrogenation.

- (2) The tallow mentioned in subregulation (1) must not contain more than 0.5% by weight (mass) in total of water and/or solids or other impurities.

- (3) The renewable diesel amount, taken as a proportion of the total volume of final fuel, must not exceed any limitation on the proportion of biodiesel in a blend of biodiesel and diesel that complies with the Determination for automotive diesel made under section 21 of the *Fuel Quality Standards Act 2000*, whether that limitation is specified in the Determination for automotive diesel or another Determination.

[2] After regulation 7B

insert

7C Grant amount — renewable diesel

For subsection 8 (1) of the Act, the amount of grant to which a claimant is entitled in relation to a quantity of renewable diesel is worked out using the formula:

renewable diesel amount \times offset rate – previous grant

where:

renewable diesel amount means the amount worked out under subregulation 5A (1).

previous grant means the total amount of cleaner fuel grant worked out in relation to any of the final fuel for which provisional entitlements arose before the qualifying time under section 5 of the Act.

Note 1 A quantity of final fuel might contain some components of renewable diesel for which provisional entitlements arose before the qualifying time under section 5 of the Act.

Note 2 For the meaning of ***offset rate***, see subsection 8 (1) of the Act.

Note

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See www.frli.gov.au.