



# Liquid Fuel Emergency Regulations 2021

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I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 02 September 2021

David Hurley  
Governor-General

By His Excellency's Command

Angus Taylor  
Minister for Energy and Emissions Reduction

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# Contents

<b>Part 1—Introduction</b>	1
1 Name.....	1
2 Commencement .....	1
3 Authority.....	1
4 Definitions .....	1
5 Refined liquid petroleum products.....	2
<b>Part 2—Administrative matters</b>	3
6 Consultation between Ministers concerning emergency procedures.....	3
7 Reconsideration and review of decisions .....	3



## Part 1—Introduction

### 1 Name

This instrument is the *Liquid Fuel Emergency Regulations 2021*.

### 2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered.	3 September 2021

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

### 3 Authority

This instrument is made under the *Liquid Fuel Emergency Act 1984*.

### 4 Definitions

Note: A number of expressions used in this instrument are defined in the Act, including the following:

- (a) Energy Minister;
- (b) liquid fuel;
- (c) liquid petroleum product.

In this instrument:

**Act** means the *Liquid Fuel Emergency Act 1984*.

**biofuel** means a liquid fuel (within the ordinary meaning of the expression) derived or recovered from biomass.

**biomass** means non-fossilised and biodegradable organic material originating from plants, animals and micro-organisms, and includes:

- (a) products, by-products, residues and waste from industry, including the agriculture and forestry industries; and
- (b) non-fossilised and biodegradable organic components of commercial and industrial, construction and demolition, and municipal waste.

Section 5

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**5 Refined liquid petroleum products**

For the purposes of paragraph (b) of the definition of *refined liquid petroleum product* in subsection 3(1) of the Act, the following liquid petroleum products are declared to be refined liquid petroleum products:

- (a) diesel (other than automotive distillate or industrial diesel fuel);
- (b) gasoline (other than motor spirit or aviation gasoline);
- (c) kerosine (other than aviation turbine fuel, lighting kerosine and power kerosine);
- (d) a fuel that is a blend of diesel and biofuel (other than a blend that is automotive distillate or industrial diesel fuel);
- (e) a fuel that is a blend of more than one liquid fuel (other than a blend that is a liquid petroleum product referred to in paragraph (a) of the definition of *refined liquid petroleum product* in subsection 3(1) of the Act).

## **Part 2—Administrative matters**

### **6 Consultation between Ministers concerning emergency procedures**

For the purposes of subsection 42(1) of the Act, the Minister may give notice of the Minister's intention to make a determination or give a direction to the Energy Minister for a State or Territory in any of the following ways:

- (a) by telling the Energy Minister in person;
- (b) by telephoning the Energy Minister;
- (c) by advising the Energy Minister orally, by way of videoconference or teleconference;
- (d) by emailing, or communicating in another form of writing with, the Energy Minister.

### **7 Reconsideration and review of decisions**

For the purposes of subsection 44(2) of the Act, a notice given to the Minister requesting reconsideration of a decision must be sent by email to the Minister's ministerial email address.