



**AN BILLE UM BITHBHREOSLAÍ (MÓTARBHREOSLAÍ
CUMASCTHA) 2007**
BIOFUELS (BLENDED MOTOR FUELS) BILL 2007

*Mar a tionscnaíodh
As initiated*

ARRANGEMENT OF SECTIONS

Section

1. Short title and commencement.
 2. Definitions.
 3. Regulations.
 4. Use of blended biofuel for combustion in the engine of a motor vehicle.
 5. Offences.
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Finance Act 1999

1999, No. 2



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BILL

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entitled

AN ACT TO ENSURE THAT ALL MOTOR FUELS THAT
COMPRISE MINERAL OILS SHALL BE MADE UP, IN
PART, OF BIOFUEL.

BE IT ENACTED BY THE OIREACHTAS AS FOLLOWS:

10 **1.**—(1) This Act may be cited as the Biofuels (Blended Motor
Fuels) Act 2007. Short title and
commencement.

(2) This Act shall come into operation on such day or days as the
Minister may appoint by order or orders either generally or with
reference to any particular purpose or provision and different days
15 may be so appointed for different purposes or different provisions.

2.—In this Act— Definitions.

“the ASTM International” means the body known as the American
Society for Testing and Materials, and cognate words shall be con-
strued accordingly;

20 “biofuel” means any mineral oil which is produced from biomass and
includes products manufactured or produced from oil seeds, cereals
or other plant material for use as, or used as, fuel for engines or
motors;

25 “biomass” means the biodegradable fraction of products, waste and
residues from agriculture (including vegetal and animal substances),
forestry and related industries, as well as the biodegradable fraction
of industrial and municipal waste;

“blended mineral oil” means any blended mineral oil, a proportion
of which is made up of biofuel;

30 “combustion in the engine of a motor vehicle” shall be construed as
including internal combustion in such engine and external combus-
tion as fuel for such engine;

“the Commissioners” means the Revenue Commissioners;

“fuel oil” means heavy oil, the viscosity of which, as determined by the Redwood No. 1 Viscometer at 38° Celsius, is more than 115 seconds, the ash content of which is less than 0.2 per cent when tested in accordance with the method known as the ASTM D482 method or other equivalent method approved by the Commissioners, and the colour of which is darker than 8 when tested in accordance with the method known as the ASTM D1500 method or other equivalent method approved by the Commissioners;

“heavy oil” means hydrocarbon oil other than light oil;

“hydrocarbon oil” includes petroleum oil and oil produced from coal, shale, peat, or any other bituminous substance, and all liquid hydrocarbons, but does not include any oil which is an hydrocarbon or a bituminous or asphaltic substance and is, when tested in a manner prescribed by the Commissioners, solid or semi-solid at a temperature of 15° Celsius;

“light oil” means hydrocarbon oil of which, when tested in accordance with the method known as the ASTM D86 method or other equivalent method approved by the Commissioners, not less than 50 per cent by volume distils at a temperature not exceeding 185° Celsius or of which not less than 95 per cent by volume distils at a temperature not exceeding 240° Celsius or which, when tested in accordance with the method known as the ASTM D93 or other equivalent method approved by the Commissioners has a flashpoint of less than 22.8° Celsius but does not include white spirit or light oil which is charged as heavy oil in accordance with section 96(4) of the Finance Act 1999.

“Minister” means the Minister for Finance;

“motor” means any kind of device that converts mineral oil into mechanical energy to produce any kind of motion and includes an engine of a motor vehicle and a stationary engine;

“motor fuel” means any fuel used for the propulsion or operation of a motor vehicle or for combustion in the engine of a motor vehicle and includes fuels made up of one or more of light oil, heavy oil, and hydrocarbon oil;

“motor vehicle” means a mechanically propelled vehicle which is designed, constructed or modified to be suitable for use on roads, including any vehicle which is designed, constructed or modified to be suitable for traction on a road by a mechanically propelled vehicle.

Regulations.

3.—(1) The Minister may make regulations prescribing any matter or thing which is referred to in this Act as prescribed or to be prescribed.

(2) Every regulation under this section shall be laid before each House of the Oireachtas as soon as may be after it has been made and, if a resolution annulling the order is passed by either such House within the next 21 days on which that House has sat after the order is laid before it, the order shall be annulled accordingly but without prejudice to the validity of anything previously done under it.

Use of blended biofuel for combustion in the engine of a motor vehicle.

4.—(1) All motor fuels shall be blended with a proportion of biofuel to create a blended biofuel before being used for combustion in the engine of a motor vehicle.

(2) The proportion by volume which shall be blended with the motor fuel referred to in *subsection (1)* shall be set, and subject to review, by the Minister.

5.—Any person who, without lawful excuse, knowingly— Offences.

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(a) uses,

(b) supplies, or

(c) sells

a motor fuel for combustion in the engine of a motor vehicle, other than in accordance with this Act, shall be guilty of an offence.