



Queensland

Liquid Fuel Supply (Sustainability Criteria) Amendment Regulation 2019

Subordinate Legislation 2019 No. 220

made under the

Liquid Fuel Supply Act 1984

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[s 1]

1 Short title

This regulation may be cited as the *Liquid Fuel Supply (Sustainability Criteria) Amendment Regulation 2019*.

2 Regulation amended

This regulation amends the *Liquid Fuel Supply Regulation 2016*.

3 Replacement of s 5 (Sustainability criteria)

Section 5—

omit, insert—

5 Sustainability criteria for biofuels

- (1) For schedule 1 of the Act, definition *sustainable biobased diesel*, the sustainability criteria for biofuel stated in schedule 1, part 2 are prescribed as sustainability criteria for biobased diesel.
- (2) For schedule 1 of the Act, definition *sustainable biobased petrol*, the sustainability criteria for biofuel stated in schedule 1, part 2 are prescribed as sustainability criteria for biobased petrol.

4 Amendment of sch 1 (Sustainability criteria for biofuels)

- (1) Schedule 1, section 1(2) and (3)—

omit, insert—

- (2) Whether biofuel meets the criterion mentioned in subsection (1) must be worked out using—
 - (a) a lifecycle assessment complying with both of the following standards—
 - (i) ISO 14040:2006;
 - (ii) ISO 14044:2006; or

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- (b) for biofuel mentioned in section 5 that is appropriately certified under section 5(2)(b)—the RSB lifecycle methodology.
- (2) Schedule 1, section 1(4)—
renumber as schedule 1, section 1(3).
 - (3) Schedule 1, parts 2 and 3—
omit, insert—

Part 2 Sustainability criteria

2 Biofuel produced from palm oil

- (1) Biofuel produced from palm oil (whether or not in combination with another source) must—
 - (a) be appropriately certified; and
 - (b) comply with the greenhouse gas criterion.
- (2) For subsection (1), biofuel produced from palm oil is ***appropriately certified*** if, when the biofuel is produced, each supply chain entity for the biofuel is certified under—
 - (a) the RSPO standard or a superseded version of the RSPO standard; or
 - (b) an equivalent standard for the RSPO standard.

3 Biofuel produced from sugar cane

- (1) Biofuel produced from sugar cane (whether or not in combination with another source) must—
 - (a) be appropriately certified; and
 - (b) comply with the greenhouse gas criterion.
- (2) For subsection (1), biofuel produced from sugar cane is ***appropriately certified*** if—
 - (a) at least 30% of the sugar cane is accredited sugar cane; or

[s 4]

- (b) when the biofuel is produced, the facility at which the biofuel is produced, or each supply chain entity for the biofuel, is certified under—
 - (i) the International Sustainability and Carbon Certification system in accordance with—
 - (A) the ISCC EU standard or the ISCC PLUS standard; or
 - (B) a superseded version of the ISCC EU standard or the ISCC PLUS standard; or
 - (ii) the RSB global standard or a superseded version of the RSB global standard; or
 - (iii) an equivalent standard for a sustainability standard.
- (3) In this section—

accredited sugar cane means sugar cane produced by a person accredited under the ‘Smartcane Best Management Practices (BMP)’ program administered by the Queensland Cane Growers Organisation Ltd ACN 089 992 969.

4 Biofuel produced from only waste

Biofuel produced from only waste must comply with the greenhouse gas criterion.

5 Other biofuel

- (1) Biofuel not otherwise mentioned in this part must—
 - (a) be appropriately certified; and
 - (b) comply with the greenhouse gas criterion.
- (2) For subsection (1), biofuel is *appropriately*

certified if, when the biofuel is produced, the facility at which the biofuel is produced, or each supply chain entity for the biofuel, is certified under—

- (a) the International Sustainability and Carbon Certification system in accordance with—
 - (i) the ISCC EU standard or the ISCC PLUS standard; or
 - (ii) a superseded version of the ISCC EU standard or the ISCC PLUS standard; or
- (b) the RSB global standard or a superseded version of the RSB global standard; or
- (c) an equivalent standard for a sustainability standard.

5 Amendment of sch 2 (Dictionary)

- (1) Schedule 2, definition *existing facility*—

omit.

- (2) Schedule 2—

insert—

produced, from a substance, includes produced from a derivative of the substance.

superseded version, of a sustainability standard, means a version of the standard that was in force from time to time before the current version of the standard.

- (3) Schedule 2, definition *ISCC EU standard*, from ‘titled’—

omit, insert—

titled ‘ISCC 201 system basics’, published by the International Sustainability and Carbon Certification, as in force from time to time under that title (regardless of the edition or year of

publication of the document).

- (4) Schedule 2, definition *ISCC PLUS standard*, from ‘titled’—
omit, insert—

titled ‘ISCC plus’, published by the International Sustainability and Carbon Certification, as in force from time to time under that title (regardless of the edition or year of publication of the document).

- (5) Schedule 2, definition *RSB global standard*, from ‘titled’—
omit, insert—

designated ‘RSB-STD-01-001’, published by the Roundtable on Sustainable Biomaterials, as in force from time to time under that designation (regardless of the edition or year of publication of the standard).

- (6) Schedule 2, definition *RSPO standard*, from ‘titled’—
omit, insert—

titled ‘Principles and criteria for the production of sustainable palm oil 2018’, adopted by the RSPO General Assembly on 15 November 2018.

ENDNOTES

- 1 Made by the Governor in Council on 7 November 2019.
- 2 Notified on the Queensland legislation website on 8 November 2019.
- 3 The administering agency is the Department of Natural Resources, Mines and Energy.

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